

B. for not more than 13 weeks a year.

(b) ~~AN~~ EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, AN individual, including a migrant farm worker, is a covered employee if:

(1) the individual receives compensation from a farmer for any service other than office work, including:

(i) operating a machine connected with animal, crop, or soil management;

(ii) constructing or repairing a fixture or machine; or

(iii) handling an animal or crop with or without a machine; and

(2) the farmer has:

(i) at least 3 full-time employees; or

(ii) an annual payroll of at least \$15,000 for full-time employees.

(C) AN INDIVIDUAL, OTHER THAN A MIGRANT FARM WORKER, WHO RECEIVES COMPENSATION FROM A FARMER FOR A SERVICE IS NOT A COVERED EMPLOYEE IF:

(1) THE INDIVIDUAL CUSTOMARILY IS ENGAGED IN AN INDEPENDENT BUSINESS OCCUPATION OF THE SAME NATURE AS THAT OF THE SERVICE PERFORMED;

(2) THE INDIVIDUAL IS FREE FROM CONTROL AND DIRECTION OVER THE INDIVIDUAL'S PERFORMANCE OF THE SERVICE;

(3) THE INDIVIDUAL PROVIDES THE INDIVIDUAL'S OWN EQUIPMENT, MATERIALS, AND TOOLS; AND

(4) THE FARMER IS NOT REQUIRED TO WITHHOLD SOCIAL SECURITY, UNEMPLOYMENT, STATE, OR FEDERAL TAXES FROM THE COMPENSATION PAID TO THE INDIVIDUAL.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1996.

Approved April 30, 1996.

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**CHAPTER 239**

**(House Bill 520)**

AN ACT concerning

**Insurance - Title Agents or Brokers Acting as Limited Liability Companies**

FOR the purpose of authorizing procedures for a certificate of qualification to act as title