

## HR 5918

To establish requirements for participants in the peer-to-peer economy to be considered independent contractors and not employees for purposes of several employment-related statutes.

**Congress:** 114 (2015–2017, Ended)

**Chamber:** House

**Policy Area:** Labor and Employment

**Introduced:** Jul 18, 2016

**Current Status:** Referred to the Subcommittee on Health, Employment, Labor, and Pensions.

**Latest Action:** Referred to the Subcommittee on Health, Employment, Labor, and Pensions. (Sep 19, 2016)

**Official Text:** <https://www.congress.gov/bill/114th-congress/house-bill/5918>

### Sponsor

**Name:** Rep. Schweikert, David [R-AZ-6]

**Party:** Republican • **State:** AZ • **Chamber:** House

### Cosponsors

No cosponsors are listed for this bill.

### Committee Activity

Committee	Chamber	Activity	Date
Education and Workforce Committee	House	Referred to	Sep 19, 2016
Education and Workforce Committee	House	Referred to	Sep 19, 2016

### Subjects & Policy Tags

#### Policy Area:

Labor and Employment

### Related Bills

No related bills are listed.

This bill prohibits individuals operating in the peer-to-peer economy from being considered employees subject to the requirements and restrictions of the Fair Labor Standards Act of 1938, the Family Medical Leave Act of 1993, and the National Labor Relations Act if they:

- are permitted to determine the hours during which they offer services to users,
- are subject to a quality-of-service evaluation of the services they furnish through a user-based rating system,
- furnish any service user with an electronic description of the transaction and the amount paid for it, and
- use their own tools or assets to furnish those services.

The bill defines "peer-to-peer economy" as the business of facilitating transactions between a user seeking a service and an individual furnishing the service using an online platform or software application running on a mobile device.

## **Actions Timeline**

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- **Sep 19, 2016:** Referred to the Subcommittee on Workforce Protections.
- **Sep 19, 2016:** Referred to the Subcommittee on Health, Employment, Labor, and Pensions.
- **Jul 18, 2016:** Introduced in House
- **Jul 18, 2016:** Referred to the House Committee on Education and the Workforce.