

1 **State of Arkansas**
2 **80th General Assembly**
3 **Regular Session, 1995**
4 **By: Senator Hardin**

A Bill

ACT 581 OF 1995
SENATE BILL 16

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 11-10-210 (f) (16) (A)
9 CONCERNING THE STATUS OF NEWSPAPER CARRIERS AS INDEPENDENT
10 CONTRACTORS; TO DECLARE AN EMERGENCY; AND FOR OTHER
11 PURPOSES."

Subtitle

15 "AN ACT CONCERNING THE STATUS OF
16 NEWSPAPER CARRIERS AS INDEPENDENT
17 CONTRACTORS."

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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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21 SECTION 1. Arkansas Code 11-10-210 (f) (16) (A), concerning services not
22 included as employment, is amended to read as follows:

23 "(A) Service performed by an individual in the delivery or distribution
24 of newspapers or shopping news, not including delivery or distribution to any
25 point for subsequent delivery or distribution;"

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27 SECTION 2. All provisions of this act of a general and permanent nature
28 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
29 Revision Commission shall incorporate the same in the Code.

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31 SECTION 3. If any provision of this act or the application thereof to
32 any person or circumstance is held invalid, such invalidity shall not affect
33 other provisions or applications of the act which can be given effect without
34 the invalid provision or application, and to this end the provisions of this
35 act are declared to be severable.

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1 SECTION 4. All laws and parts of laws in conflict with this act are
2 hereby repealed.

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4 SECTION 5. EMERGENCY. It is found and determined by the General
5 Assembly that newspaper carriers have traditionally been considered to be
6 independent contractors; that the Employment Security Department's
7 interpretation of the laws concerning independent contractors has called into
8 question whether many newspaper carriers are employees or independent
9 contractors; that many small newspapers will be harmed, if newspaper carriers
10 are interpreted to be employees; that this act exempts newspaper carriers from
11 employment status; that this act is immediately necessary in order to preserve
12 the independent contractor status of newspaper carriers and to avoid
13 unnecessary harm to newspaper companies. Therefore an emergency is hereby
14 declared to exist and this act, being necessary for the immediate preservation
15 of the public peace, health and safety, shall be in full force and effect upon
16 passage and approval.

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18 APPROVED: 3-9-95

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