

House _____ Amendment NO. _____

Offered By

1 AMEND Senate Committee Substitute for Senate Bill No. 526, Page 1, Section A, Line 2, by
2 inserting after said line the following:

3 "287.090. 1. This chapter shall not apply to:

4 (1) Employment of farm labor, domestic servants in a private home, including family
5 chauffeurs, or occasional labor performed for and related to a private household;

6 (2) Qualified real estate agents and direct sellers as those terms are defined in Section 3508
7 of Title 26 United States Code;

8 (3) Employment where the person employed is an inmate confined in a state prison,
9 penitentiary or county or municipal jail, or a patient or resident in a state mental health facility, and
10 the labor or services of such inmate, patient, or resident are exclusively on behalf of the state, county
11 or municipality having custody of said inmate, patient, or resident. Nothing in this subdivision is
12 intended to exempt employment where the inmate, patient or resident was hired by a state, county or
13 municipal government agency after direct competition with persons who are not inmates, patients or
14 residents and the compensation for the position of employment is not contingent upon or affected by
15 the worker's status as an inmate, patient or resident;

16 (4) Except as provided in section 287.243, volunteers of a tax-exempt organization which
17 operates under the standards of Section 501(c)(3) or Section 501(c)(19) of the federal Internal
18 Revenue Code, where such volunteers are not paid wages, but provide services purely on a charitable
19 and voluntary basis;

20 (5) Persons providing services as adjudicators, sports officials, or contest workers for
21 interscholastic activities programs or similar amateur youth programs who are not otherwise
22 employed by the sponsoring school, association of schools or nonprofit tax-exempt organization
23 sponsoring the amateur youth programs.

24 2. Any employer exempted from this chapter as to the employer or as to any class of
25 employees of the employer pursuant to the provisions of subdivision (3) of subsection 1 of section
26 287.030 or pursuant to subsection 1 of this section may elect coverage as to the employer or as to the
27 class of employees of that employer pursuant to this chapter by purchasing and accepting a valid
28 workers' compensation insurance policy or endorsement, or by written notice to the group
29 self-insurer of which the employer is a member. The election shall take effect on the effective date
30 of the workers' compensation insurance policy or endorsement, or by written notice to the group
31 self-insurer of which the employer is a member, and continue while such policy or endorsement

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1 remains in effect or until further written notice to the group self-insurer of which the employer is a
2 member. Any such exempt employer or employer with an exempt class of employees may withdraw
3 such election by the cancellation or nonrenewal of the workers' compensation insurance policy or
4 endorsement, or by written notice to the group self-insurer of which the employer is a member. In
5 the event the employer is electing out of coverage as to the employer, the cancellation shall take
6 effect on the later date of the cancellation of the policy or the filing of notice pursuant to subsection 3
7 of this section.

8 3. Any insurance company authorized to write insurance under the provisions of this chapter
9 in this state shall file with the division a memorandum on a form prescribed by the division of any
10 workers' compensation policy issued to any employer and of any renewal or cancellation thereof.

11 4. The mandatory coverage sections of this chapter shall not apply to the employment of any
12 member of a family owning a family farm corporation as defined in section 350.010 or to the
13 employment of any salaried officer of a family farm corporation organized pursuant to the laws of
14 this state, but such family members and officers of such family farm corporations may be covered
15 under a policy of workers' compensation insurance if approved by a resolution of the board of
16 directors. Nothing in this subsection shall be construed to apply to any other type of corporation
17 other than a family farm corporation.

18 5. A corporation may withdraw from the provisions of this chapter, when there are no more
19 than two owners of the corporation who are also the only employees of the corporation, by filing
20 with the division notice of election to be withdrawn. The election shall take effect and continue from
21 the date of filing with the division by the corporation of the notice of withdrawal from liability under
22 this chapter. Any corporation making such an election may withdraw its election by filing with the
23 division a notice to withdraw the election, which shall take effect thirty days after the date of the
24 filing, or at such later date as may be specified in the notice of withdrawal."; and

25
26 Further amend said bill by amending the title, enacting clause, and intersectional references
27 accordingly.