

Requested by Representative LININGER

**PROPOSED AMENDMENTS TO
HOUSE BILL 3246**

1 On page 1 of the printed corrected bill, line 2, after “companies” insert
2 a period and delete the rest of the line and line 3.

3 Delete lines 5 through 21 and delete pages 2 through 11 and insert:

4 **“SECTION 1. (1) As used in this section:**

5 **“(a) ‘Digital network’ means a method for requesting a prearranged**
6 **ride from a participating driver using a software application, a website**
7 **or another Internet-based electronic technology that a transportation**
8 **network company provides.**

9 **“(b) ‘Participating driver’ means an individual who:**

10 **“(A) Receives a request through a digital network from a rider for**
11 **a prearranged ride; and**

12 **“(B) Offers or provides a prearranged ride to a rider in exchange for**
13 **a fee that the rider pays.**

14 **“(c) ‘Rider’ means an individual who uses a digital network to re-**
15 **quest a prearranged ride from a participating driver.**

16 **“(d) ‘Transportation network company’ means a corporation, asso-**
17 **ciation, partnership, limited liability company, limited liability part-**
18 **nership or other legal entity that operates a digital network in this**
19 **state by means of which a participating driver receives a request from**
20 **a rider for a prearranged ride.**

21 **“(2) A participating driver is an employee of a transportation net-**

1 work company and the participating driver and the transportation
2 network company are subject to the following laws and to applicable
3 administrative rules and regulations adopted under the authority of
4 the following laws:

5 “(a) ORS chapter 652.

6 “(b) ORS chapter 653, except for ORS 653.547, 653.549, 653.551 and
7 653.553.

8 “(c) ORS chapter 656.

9 “(d) ORS chapter 657, notwithstanding ORS 657.046.

10 “(e) ORS 659.780, 659.785, 659.800, 659.805, 659.810, 659.815, 659.820,
11 659.825, 659.830, 659.835, 659.840, 659.845 and 659.990.

12 “(f) ORS chapter 659A.

13 “(g) ORS 662.010 to 662.130, 662.205 to 662.225 and 662.405 to 662.455.

14 “(h) ORS chapter 663.

15 “(i) Any other law, rule or regulation that the Commissioner of the
16 Bureau of Labor and Industries determines by rule or order is appli-
17 cable to other employees who work in similar or related occupations
18 or industries.

19 “(3) To the extent that a state agency does not apply, interpret,
20 administer or enforce a provision of law or administrative rule listed
21 in subsection (2)(c), (g) and (h) of this section on the basis of an in-
22 dependent determination of a participating driver’s work relationship
23 with a transportation network company, the state agency shall apply,
24 interpret, administer and enforce the provision on the basis that a
25 participating driver is an employee of a transportation network com-
26 pany.”.

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