

SENATE RESOLUTION 22 MISCLASSIFICATION OF EMPLOYEES TASK FORCE

Minutes of December 2, 2020 Meeting

The Misclassification of Employees Task Force was established by Senate Resolution of the 2020 Second Extraordinary Legislative Session, within the Louisiana Department of Revenue (LDR), to study and make recommendations for changes to state laws in an effort to provide the necessary investigatory and enforcement tools to detect, investigate, and minimize employee misclassification in Louisiana.

- I. **Meeting Call to Order** - The meeting of the Misclassification of Employees Task Force was called to order at 2:02 PM by Chairman, Luke Morris.

- II. **Roll Call** - A quorum was established with ten of the thirteen members in attendance. Members present were:
 1. Luke Morris (LDR)
 2. Danell Gerchow (LDR); designee for Secretary Robinson
 3. Margaret Mabile (LWC); designee for Robert Wooley
 4. Darrick Lee (LWC); designee for Sheral Kellar
 5. Daryl Purpera (LLA)
 6. Caroline Lafourcade (LSBA)
 7. Martha Pennington (APA)
 8. Tom Crowley (NPRC)
 9. Jim Patterson (LABI)
 10. Gary Warren (LA AFL-CIO)

- III. **Approval of Meeting Minutes from November 13, 2020 Meeting**
 - After review of the minutes, a motion was made by Mr. Patterson to approve the meeting minutes from the November 13, 2020 meeting, and was seconded by Ms. Gerchow. The minutes were unanimously approved without corrections.

- IV. **Informational Presentations on Addressing Misclassification in Louisiana**
 - A. **Louisiana Workforce Commission**
 - Dawn Bell and Darrick Lee, from LWC, gave a presentation on misclassification efforts by the LA Workforce Commission. The presentation will be posted to the webpage for the task force after the meeting.
 - B. **Louisiana Legislative Auditor: *Performance Audit Report – Louisiana Workforce Commission – Detection and Prevention of Worker Misclassification***
 - Gary Duty and Madison Hoover, from the Office of the Legislative Auditor, led a discussion of the audit report's findings. The report will be posted to the task Force's webpage for viewing.

C. Louisiana Department of Revenue

- Assistant Secretary, Shondra Cutno provided a presentation on the Department of Revenue's audit efforts and findings regarding misclassification of employees. This presentation will also be provided on the webpage after the meeting.
- Bryan Peters, Director of Business Tax Enforcement, gave a brief overview of his division's efforts to assist in preventing misclassification in Louisiana.

V. Tentative Schedule of Upcoming Task Force Meetings – Ms. Thomas will poll members for availability.

- A. Week of December 14 – Presentations by business and industry stakeholders
- B. Week of January 4 – Presentations by contractor and union organizations
- C. Week of January 18 – Presentations by policy organizations and other states

VI. Other Business - Tasks

- No other business was discussed.

VII. Public Comment

VIII. Adjournment

- A motion to adjourn the meeting made by Mr. Patterson and seconded by Mr. Warren. The meeting was adjourned at approximately 3:07 PM.