

**RULES  
OF  
GEORGIA DEPARTMENT OF LABOR  
EMPLOYMENT SECURITY LAW**

**CHAPTER 300-2-7  
REQUIREMENTS FOR EMPLOYEES AND EMPLOYERS**

**TABLE OF CONTENTS**

**300-2-7-.13 Independent Contractors Amended.**

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(1) To prove independent contractor status, an employing unit must prove an individual who receives wages, as that term is defined in OCGA Section 34-8-49, meets either the two-pronged test or the alternative SS-8 requirement for exemption from the definition of ‘employment’ as provided in OCGA Section 34-8-35, Paragraph (f).

(2) In applying the second prong of the test specified in OCGA Section 34-8-35, paragraph (f), it shall not be sufficient that the individual simply holds a professional or occupational license. It must be proved the individual performs the licensed services in question for clients, patients or customers other than the employing unit. Such services must be in the same occupation or line of work as being performed for the employing unit.

Authority O.C.G.A. Sec. 34-8-70.