

Information for independent contractors & 1099 workers



Misclassification is the practice of illegally classifying employees as independent contractors. Misclassification is illegal regardless of whether the misclassification was intentional or due to a mistaken belief that workers are independent contractors.

Misclassification can also happen when an employer requires an employee to form an LLC or franchise before getting a job.

- Information for workers
- FAQs for workers +
- Information for employers +
- Legal information +

Am I an employee or an independent contractor?

Understanding the "ABC" test

What protections are employees entitled to?

If I'm misclassified, what happens?

If I believe I am misclassified, how do I file a complaint?



If you have been misclassified and would like to file a complaint or seek further information you can contact the Department at:

Department of Labor and Workforce Development
1 John Fitch Plaza
P.O. Box 942
Trenton, NJ 08625-0942
609-292-2321
MisClass@dol.nj.gov

Your identity and other personally identifiable information are protected from disclosure to your employer and others, with limited exceptions. For more information, [click here](#).

Notice of Employee Rights & Employer Responsibilities

- [English](#)
- [Español \(Spanish\)](#)
- [عربي \(Arabic\)](#)
- [中國傳統的 \(Chinese, traditional\)](#)
- [ગુજરાતી \(Gujarati\)](#)
- [Kreyòl Ayisyen \(Haitian Creole\)](#)
- [हिन्दी \(Hindi\)](#)
- [Italiano \(Italian\)](#)
- [한국어 \(Korean\)](#)
- [Polskie \(Polish\)](#)
- [Português \(Portuguese\)](#)
- [Tagalog](#)

More information and resources

-  [Press Release: Governor Murphy Releases Report on Employee Misclassification](#)
-  [Read the full report of the Task Force on Employee Misclassification](#)

Department of Labor and Workforce Development

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Department of Labor
1 John Fitch Plz,
Trenton, NJ 08611