Idaho Statutes
Title 72. WORKER'S COMPENSATION AND RELATED LAWS – INDUSTRIAL COMMISSION

PART II

Chapter 13. EMPLOYMENT SECURITY LAW

§ 72-1316. COVERED EMPLOYMENT – (1) “Covered employment” means an individual’s entire service performed by him for wages or under any contract of hire, written or oral, express or implied, for a covered employer or covered employers.

(4) Services performed by an individual for remuneration shall, for the purposes of the employment security law, be covered employment unless it is shown:

   (a) That the worker has been and will continue to be free from control or direction in the performance of his work, both under his contract of service and in fact, and

   (b) That the worker is engaged in an independently established trade, occupation, profession or business.

(Emphasis added.)
§ 72-102. DEFINITIONS – Words and terms used in the worker's compensation law, unless the context otherwise requires, are defined in the subsections which follow:

(17) “Independent contractor” means any person who renders service for a specified recompense for a specified result, under the right to control or actual control of his principal as to the result of his work only and not as to the means by which such result is accomplished and who is engaged in an independently established trade, occupation, profession or business offering the same service to the public as that provided to his principal. For the purposes of worker's compensation law, a custom farmer is considered to be an independent contractor.
§ 72-102. DEFINITIONS – Words and terms used in the worker's compensation law, unless the context otherwise requires, are defined in the subsections which follow:

(23) "Outworker" means a person to whom articles or materials are furnished to be treated in any way on premises not under the control or management of the person who furnished them; or who performs all work for their employer only at the worker's residence. It does not include a worker who performs any work for their employer in Idaho outside of the worker's residence.