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## THE INDEPENDENT CONTRACTOR WORKFORCE: NEW EVIDENCE ON ITS SIZE AND COMPOSITION AND WAYS TO IMPROVE ITS MEASUREMENT IN HOUSEHOLD SURVEYS

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### **ABSTRACT**

Good data on the size and composition of the independent contractor workforce are elusive, with household survey and administrative tax data often disagreeing on levels and trends. We carried out a series of focus groups to learn how self-employed independent contractors speak about their work. Based on these findings, we designed and fielded a large-scale telephone survey to elicit more accurate and complete information on independent contractors, including those who may be coded incorrectly as employees in conventional household survey data and those who are independent contractors in a secondary work activity. We find that, upon probing, roughly one in 10 workers who initially reports working for an employer on one or more jobs (and thus is coded as an employee) is in fact an independent contractor on at least one of those jobs. Incorporating these miscoded workers into estimates of work arrangement on the main job nearly doubles the share who are independent contractors, to about 15 percent of all workers. Young workers, lesseducated workers, workers of color, multiple-job holders, and those with low hours are more likely to be miscoded. Taking these workers into account substantively changes the demographic profile of the independent contractor workforce. Our research indicates that probing in household surveys to clarify a worker's employment arrangement and identify all low-hours work is critical for accurately measuring independent contractor work.

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Brad Hershbein W.E. Upjohn Institute for Employment Research 300 S. Westnedge Ave. Kalamazoo, MI 49007 hershbein@upjohn.org Independent contractors are a subset of the self-employed, who, under the Internal Revenue Service's definition, "are in an independent trade, business, or profession in which they offer their services to the general public."<sup>1</sup> They include workers with a wide range of skills and pay, such as freelance consultants providing technical services to businesses; drivers providing rideshare services through platforms like Uber and Lyft; and informal workers providing home maintenance, child care, and elder care services. Independent contractors are distinct from self-employed workers who have other types of businesses, such as a shop or restaurant. As self-employed workers, independent contractors do not enjoy many of the basic rights and protections afforded to W-2 employees. For example, they are not covered by wage and hours laws, do not have the right to unionize, and are not eligible for workers' compensation or unemployment insurance. They also are not eligible for employer-provided benefits, such as retirement plans and health insurance.

Federal and state law stipulates the circumstances under which businesses may legally classify workers as independent contractors instead of as employees. While the details have varied over time and by state, in general the law requires that independent contractors have considerable autonomy over how the work they perform is done. Reflecting concerns that many businesses classify workers, especially low-wage workers, as independent contractors to avoid the legal liabilities and costs associated with having employees, the Biden administration committed to stepping up the pace of enforcement actions against businesses that misclassify workers in violation of current rules (Kullgren and Penn 2021). In addition, it proposed

<sup>&</sup>lt;sup>1</sup> See IRS, "Independent Contractor Defined." <u>https://www.irs.gov/businesses/small-businesses-self-employed/independent-contractor-defined</u>.

tightening federal regulations governing the classification of workers as independent contractors, reversing the loosening of these regulations during the Trump administration (Telford 2022).

The urgency for policy to address independent contractor issues depends on the size and composition of this workforce. Good data on independent contracting, however, are sparse. Large, nationally representative household surveys, such as the Current Population Survey (CPS) and the American Community Survey (ACS), do not collect information on independent contracting per se, and because independent contractors are not employees, they are rarely captured in business surveys or in data provided by businesses to federal and state agencies for administrative purposes. Recent studies have used data from federal and state tax records to estimate levels and trends in the size of the independent contractor workforce (Jackson, Looney, and Ramnath 2017; Collins et al. 2019; Lim et al. 2019; Bernhardt et al. 2021), but income from this type of self-employment is known to be significantly underreported in tax data. Moreover, tax data, like data derived from other administrative sources and from business surveys, lack the rich demographic information found in household surveys.

The Contingent Worker Supplement (CWS) to the CPS was developed by the Bureau of Labor Statistics to help fill the data gap on independent contracting and other alternative work arrangements. The CWS was conducted six times between 1995 and 2017. Data from the supplement suggest that workers who are independent contractors on their main job account for a relatively small share of all employment—between 6.3 and 7.4 percent—and that their share exhibited no trend increase over this 22-year period. In addition, while workers in independent contractor arrangements are heterogeneous, CWS data indicate that they are disproportionately White men and have higher average earnings than traditional employees (Abraham and

Houseman 2020). As described below, however, mounting evidence from multiple sources suggests that the CWS may substantially undercount independent contracting.

The motivation for the research described here is to explore better ways to measure contract work in household surveys, including independent contracting on both main and secondary jobs. To this end, we commissioned Gallup to include a module on contract work on a nightly telephone household survey it conducted. To guide the development of our survey module questions, we conducted six focus groups with individuals who engaged in independent contractor work, were socioeconomically and racially diverse, and lived in urban, suburban, and rural areas. Gallup administered the module in four waves in 2018 and 2019. It yielded over 60,000 completed responses from adults aged 18–80.

The findings from this survey module indicate that, when asked questions similar to those in standard household surveys, many workers are miscoded as employees. The result is a sizable undercount of independent contracting. Our study also examines the characteristics of the workers that surveys are most likely to miscode as employees. Finally, our study points to reasons for the miscoding and ways that household survey questions can be improved to better capture independent contracting.

## BACKGROUND

Workers fall into two broad categories—wage and salary workers, who are employed by an organization, and self-employed workers, who are in business for themselves. Selfemployment may take different forms, including providing labor services as an independent contractor. In recent years, considerable attention has focused on work obtained through online

platforms. From a legal perspective, online platform workers generally are independent contractors, though the provisions that govern how these workers are classified have been evolving.

Research on self-employment often has relied on data from the CPS or its Annual Economic Supplement (ASEC), but neither survey is designed to distinguish different types of self-employment. The Contingent Worker Supplement (CWS) to the CPS however, does seek to identify the work arrangements on individuals' main jobs.<sup>2</sup> Questions about independent contractor status are asked of everyone who is coded in the main survey questionnaire as selfemployed, whether incorporated or not incorporated, but these questions are asked of only a subset of those who are coded as employees. In the CWS, workers generally are assigned to a single work arrangement category and the independent contractor questions designed for employees are not asked of those who say they are paid by a temporary help agency, are an oncall or day laborer, or work for a company that contracts out their services. Some on-call workers and day laborers likely are independent contractors, but the CWS does not attempt to collect that information.

Existing research nonetheless suggests that these and other standard household surveys may do a poor job of measuring self-employment. The literature points to two separate measurement issues—miscoding of people as employees when in fact they are independent contractors and underreporting of self-employment work. There is considerable uncertainty, however, about the extent of these measurement problems.

<sup>&</sup>lt;sup>2</sup>The CWS was administered six times between 1995 and 2017. A seventh survey wave was fielded in July 2023; some changes were made to the survey questions, but the questions related to work arrangements on the main job were not much changed. Results from the 2023 survey wave will be available in 2024.<sup>3</sup> Abraham et al. (2021) consider individuals to have had income from unincorporated self-employment if they a) reported self-employment income on the longest job during the year and this job was unincorporated self-employment or b) reported any income from self-employment other than on the longest job.

Miscoding may arise if workers are confused about their employment relationship or do not interpret the questions as intended. The CWS provides suggestive evidence that the monthly CPS miscodes some independent contractors as employees. Among the independent contractors identified in the 1995 and 1997 CWS, 12–15 percent had been coded as wage and salary workers in the monthly CPS (Cohany 1996, 1998). For reasons discussed later in the paper, the CWS questions likely do not capture all of the independent contractors who initially were miscoded as employees, meaning that the miscoding problem likely is larger than these numbers suggest.

Abraham et al. (2021) provide additional evidence on the potential miscoding of unincorporated self-employed individuals as employees. Using records from the ASEC linked to tax records for the same people in the same years, they identify individuals who report only wage and salary income in the ASEC and only self-employment income on their tax returns. In 2015, there were an estimated 5 million such people; including them would have raised the ASEC unincorporated self-employment count in that year by nearly 45 percent.<sup>3</sup> The number of people reporting the opposite pattern—income only from unincorporated self-employment in the ASEC and only wage and salary income on their tax returns—was considerably smaller, about 1.4 million people.<sup>4</sup> The large number of people incorrectly reporting earnings from a wage and salary job rather than self-employment income in the ASEC suggests problems with how these questions are answered.

Underreporting of self-employment may occur if individuals doing non-employee work do not think of themselves as self-employed and do not report that work in response to standard

<sup>&</sup>lt;sup>3</sup> Abraham et al. (2021) consider individuals to have had income from unincorporated self-employment if they a) reported self-employment income on the longest job during the year and this job was unincorporated self-employment or b) reported any income from self-employment other than on the longest job.

<sup>&</sup>lt;sup>4</sup> These may have been self-employed individuals who owned an incorporated business—and who thus would appear in the tax data as having wage and salary income—but said in the ASEC that their main job was unincorporated self-employment.

household survey questions. Two recent studies using the Amazon Mechanical Turk platform to recruit survey respondents have investigated the potential underreporting of informal work by asking survey respondents the standard battery of CPS employment questions, then following up by asking about informal work the standard questions may have missed (Katz and Krueger 2019; Abraham and Amaya 2019).<sup>5</sup> Both found that additional probing identified substantial amounts of informal work, with dramatic effects on the multiple job holding rate. A limitation of both these studies is that the results are based on samples that are not representative of the population as a whole. The findings nonetheless suggest that the employment questions on the monthly CPS may not do a good job of capturing informal work and that this work can be identified by asking more probing questions.

Evidence of very high participation rates of informal work from other surveys designed to be representative of U.S. adults bolsters the conclusion that standard household surveys may miss a significant amount of such work. Robles and McGee (2016) analyze data from the Enterprising and Informal Work Activities (EIWA) survey fielded by the Federal Reserve Board in October and November of 2015; Abraham and Houseman (2019) examine data from the 2016 Survey of Household Economics and Decisionmaking (SHED); and Bracha and Burke (2021) analyze data from the two waves of the Survey of Informal Work Participation (SIWP) carried out during 2015. The estimated prevalence of informal work in these studies varies with the reference period. It is 18.5 percent in the SIWP, which measures current participation in informal work; 28 percent in the SHED, which measures participation over the prior month; and 36 percent in the EIWA, which measures participation over the past six months. Although informal

<sup>&</sup>lt;sup>5</sup> Amazon Mechanical Turk is a crowdsourcing platform that facilitates the recruitment of individuals to perform online tasks. A description of the task is posted together with any restrictions on who may complete the task and a payment amount.

work often is in a secondary job, a significant share of households who participate in informal work say it is important to helping them make ends meet (Abraham and Houseman 2019). An important caveat is that the EIWA, the SHED, and the SIWP all were administered through online survey panels. Compared to the general population, participants in an online panel may well be more likely to engage in informal work, particularly informal work done online. At least in the SHED, however, even after excluding all informal work done by anyone who reported any online work, the estimated prevalence of informal work activity remained substantial (Abraham and Houseman 2019).

Taking a different approach, Allard and Polivka (2018) use data from the American Time Use Survey (ATUS) to gauge the effects of accounting for informal work on measured employment. The ATUS includes CPS-style questions about labor force status and collects information on each respondent's allocation of time during a 24-hour period. Allard and Polivka estimate that, over the 2012–2016 period, accounting for labor-intensive income-generating activities such as hobbies, crafts, food preparation, performances or services that are not part of a job or business would have raised estimated employment by between 0.4 and 3.0 percent and estimated multiple job-holding by between 3.0 and 20.7 percent. These ranges reflect uncertainty about the extent to which average daily participation captures the same people working in activities on multiple days or different people engaging on different days. The estimates are modest in size compared to those from other sources but rely on the ATUS accurately capturing time devoted to the full range of informal income-generating activities.

In their study using ASEC data linked to tax information, Abraham et al. (2021) provide additional evidence on potential underreporting of self-employment in household survey data. They estimate that, in 2015, there were 2.8 million people with no earned income in the ASEC

who reported self-employment income on their tax returns and 6.3 million people with only wage and salary income in the ASEC who reported both wage and salary and self-employment income on their tax returns. Adding these 9.1 million people to those reporting self-employment income in the ASEC would have raised the ASEC self-employment count by almost 80 percent.<sup>6</sup> Although some people report self-employment income in the ASEC that is missing in their tax returns, this count is only about half as large as the reverse reporting pattern (4.8 million versus 9.1 million).

Finally, results reported by Abramowitz (2023) suggest that how the questions in household surveys are asked can make a significant difference to the answers obtained. She compares the prevalence of self-employment reported by adults aged 53 and older in the 2004–2016 waves of the Health and Retirement Study (HRS) to estimates of self-employment for the same age group in the ASEC. Compared to the ASEC questions about income from self-employment, the HRS questions arguably are better designed to cue reports of such activity, in that they begin by asking explicitly whether the respondent earned any income from self-employment during the previous year. In addition, in contrast to the ASEC, the HRS generally does not allow proxy responses. Perhaps for these reasons, Abramowitz (2023) finds self-employment rates for older workers in various age brackets in the HRS that are on the order of 13–18 percentage points higher than in the ASEC.

<sup>&</sup>lt;sup>6</sup> Garin, Jackson, and Koustas (2022) present evidence that the growth in self-employment over time as measured in tax data may be overstated, reflecting changes in reporting behavior rather than a true increase. Their findings suggest that earlier readings of self-employment from tax data may have been too low, but not that the 2015 reading is too high.

#### FOCUS GROUPS WITH CONTRACT WORKERS

To better understand why independent contractor work may not be captured in many existing household surveys, we began our research by convening a series of focus groups. We sought to understand how individuals who are independent contractors think and speak about their work, and what their answers suggest about how they would respond to typical survey questions regarding work arrangements. We used insights from these focus groups to develop questions for our survey module. After developing the survey instrument, we subjected it to cognitive testing, as did the Gallup organization, and this testing led to some refinement of question wording.

Focus groups were especially appropriate for our purposes because they allowed us to ask open-ended questions and to take advantage of the group dynamic to generate new information (Liamputtong 2011). Participants could respond to our questions with any terms they use for contract work and self-employment, not only terms that have been used on previous surveys. They also could respond to and build on the suggestions made by other group members.

We conducted six in-person focus groups in and around a Midwestern U.S. city. Using personal contacts and partnerships with community organizations, we recruited 22 participants who engaged in various types of independent contractor work. Because we wanted to capture the broadest possible set of attitudes and terms, our selection strategy was to sample for range (Small 2009). Participants' ages ranged from the early 20s to the mid-60s; educational levels ranged from less than high school to professional degree; racial and ethnic identities included White, Black, and Hispanic; and residence and work locations included urban, suburban, and rural places. Each focus group lasted about an hour. The conversations were audio-recorded and transcribed, and we analyzed them for terminology and common themes.

Employment sections on surveys frequently ask respondents if they are working for or employed by an organization, and if so, code them as employees. If some contractors respond to this question by thinking of the organization or organizations they "work for," they may be miscoded as employees. In our focus groups, participants typically described *working for* their clients. Kenneth said he had "worked for" a large financial services firm as an IT consultant.<sup>7</sup> Brianna said she had "worked for" an auction house—first as an unpaid intern, then as a salaried employee, and finally as an independent contractor. Her sense that she was "working for" the organization seemed unaffected by changes in her formal work arrangement.

In many cases, participants knew they were independent contractors even as they described working for an organization. They sometimes used the word "technically" to distinguish between the *practical* and *legal* work relationships between a worker and a controlling or lead organization. George, a self-employed journalist, noted that he typically tells people he works for the local newspaper: "I don't want to take the time to try to explain, okay, *technically* I don't work for the [newspaper name]."

While some independent contractors may understand their contractual arrangement and still describe themselves as "working for" an organization, others may believe they are employees of their client. During the cognitive testing phase, we interviewed Gloria, a woman who walked dogs for five clients. The cognitive testing revealed that Gloria considered herself as having five employers and being an employee of each. Nonetheless, we confirmed with her that none of her "employers" took any taxes out of her pay and that she was working for them as an independent contractor.

<sup>&</sup>lt;sup>7</sup> All names used in this section are pseudonyms.

Independent contractors who have ongoing contracts with one or a small number of organizations may be less likely than others to be identified as independent contractors in existing survey data. In the CWS question on independent contracting asked through the 2017 wave of those coded as employees on their main job, an independent contractor is defined as "someone who obtains customers on their own to provide a product or service."<sup>8</sup> Many of our participants, especially those in the predominately White focus groups, described long-term contracting arrangements with organizations such as school districts, nonprofit organizations, and firms of all sizes. These workers generally were not actively looking for new clients, nor did they use the words "client" or "customer" to refer to the organizations for which they worked. Platform workers also may not think of themselves as finding their own customers. Those who had experience driving for Uber, for instance, spoke of themselves as "working for" Uber; they did not think of individual riders as clients or customers.

Our focus groups also revealed that terms commonly used in surveys to describe work arrangements may have different meanings to different respondents. For example, the labels "self-employed" and "freelance" sometimes carried negative connotations. While some focus group members expressed pride in working for themselves and "being the boss," others indicated that they or others they knew would be reluctant to describe themselves as self-employed or freelancers because the income was "erratic and unstable" and because, they believed, people resorted to that type of work only when they could not obtain a traditional employee job. George, the freelance journalist, said, "I thought self-employed people were bozos who just couldn't get a real job. Then I realized, wait a minute, I guess I fall into that category... I realized I shouldn't be ashamed of it." In addition, various participants associated "independent contractor" with the

<sup>&</sup>lt;sup>8</sup> This language is not included in the corresponding question on the 2023 CWS.

building trades, "independent consultant" with high-paid professionals, and "gig work" with music performance gigs.

A goal of our study is to identify all paid work, including secondary work. Consistent with other evidence (Abraham and Houseman 2019), our focus group findings point to the prevalence and potential importance to household income of secondary work activities. Although we recruited focus group participants who were doing at least one type of nontraditional work, it was notable that many people had two, three, four, or more streams of income. These came in different mixes of tasks and work arrangements, including W-2 employment, independent contracting, and other self-employment.

Collectively, evidence from our focus groups points to challenges in capturing the wide variety of primary and secondary work activities falling under the independent contractor rubric. Individuals in independent contractor arrangements may identify more as working for an organization than they do as being self-employed. The prevalence of different streams of income among those in independent contractor arrangements may further complicate efforts to collect information on all paid work.

### THE CONTRACT WORK MODULE

We designed the Contract Work Module to improve the information available on contract employment—including independent contractors and contract company workers—by asking questions that address the miscoding and underreporting problems with standard household survey questions. We contracted with the Gallup organization to add our module questions to the Gallup Education Consumer Pulse Survey, a large, nationally representative telephone survey. Like the CPS, the Gallup survey collects employment information for a specified week (the seven days

preceding the interview), and so should be subject to little recall bias. Also like the CPS, the Gallup Education Consumer Pulse is an interviewer-administered survey, rather than an online survey. This should mean that our findings are more likely to be directly applicable to possible modification of the current CPS questions.<sup>9</sup>

#### **Employment Questions on the Gallup Survey**

The Gallup Education Consumer Pulse Survey includes a standard battery of questions on respondents' employment status used in other Gallup surveys. The employment section of the Gallup survey begins by asking respondents if they do any work for an employer. Those who answer in the affirmative are coded as employees. Those coded as employees next are asked the number of hours per week they usually work for an employer (across all employers if they have more than one). Respondents then are asked about self-employment work activities and, if applicable, the usual hours they work per week in self-employment.

Our module consists of 14 questions that are interspersed, as appropriate, among the standard employment questions in the Gallup survey. Gallup's flexibility and the size of the survey sample also permitted us to vary the wording for selected questions randomly in order to test the effects of alternative phrasing on respondent answers. In this paper, we focus on two sets of questions that 1) identify potential problems in standard household surveys with respondents being miscoded as employees and 2) measure all sources of work for pay, including self-employment and other informal, low-hours nonemployee work.<sup>10</sup>

<sup>&</sup>lt;sup>9</sup>The data set, survey instrument, and other data documentation are available through the ICPSR at the following link: <u>https://www.openicpsr.org/openicpsr/project/192042/version/V1/view</u>.

<sup>&</sup>lt;sup>10</sup> In addition, the Contract Work Module included questions designed to 1) measure employment arrangements in which employers contract out workers to clients, 2) provide evidence on the workers' use of mobile apps or online platforms and 3) provide evidence on older workers' use of independent contractor arrangements as a transition to retirement. The third topic is discussed in Abraham, Hershbein, and Houseman (2021).

#### Testing for miscoding of workers as employees in the Gallup survey

The standard employment section of the Gallup Education Pulse Survey begins by asking respondents about any employment they had with an employer in the preceding 7 days:

Thinking about your WORK SITUATION over the past 7 days, have you been employed by an employer—even minimally like for an hour or more—from whom you receive money or goods? (This could be for one or more employers.)

Consider how individuals—such as IT workers, engineers, construction workers, or maintenance workers—who are hired on a contract basis by a private company might answer the Gallup question about whether they are employed by the company. Respondents may know that legally they are treated as self-employed and so reply "no." On the other hand, the workers obtain employment through the company, and, unless they are cued to think about their legal employment arrangement, it would be reasonable for them to report that they are "employed by an employer." Consistent with the term's common usage, such workers may even think of themselves as the company's "employee." As described earlier, we found that focus group participants working on a contract basis often described themselves as "working for" their client.

Note that, although the question wording used in the CPS to classify workers as employees differs from that in the main Gallup survey, the CPS arguably suffers from similar problems of interpretation. CPS respondents who indicate that they did any work for pay or profit in the prior week are asked: "Were you employed by government, by a private company, a nonprofit organization, or were you self-employed or [if applicable] working in the family business?" Someone working on a contract basis for a company or organization might respond that they are self-employed if they are thinking about their legal employment status when answering the question. Alternatively, it would be reasonable and accurate for respondents to

answer that they are employed by a company or organization, particularly if they work primarily for one or a small number of organizations.

To test whether miscoding of workers as employees is a significant problem in the standard Gallup survey, we probed about the nature of the employment arrangement in our Contract Work Module. Those answering that they were "employed by an employer" in the preceding seven days were randomly asked one of two questions. The first variant asked, "Were you an employee on this job or were you an independent contractor, independent consultant, or freelance worker?" Those reporting that they had more than one employer were asked, "Were you an employee on each of your jobs; an independent contractor, independent consultant, or freelance worker on each of your jobs; or did the arrangement vary across jobs?" This question asks respondents explicitly whether they are employees, and they must choose between the two classifications.

"Independent contractor," "independent consultant," and "freelance worker" are the terms used in the Contingent Worker Supplement (CWS) to the CPS to classify workers as independent contractors. Based on our focus group findings, we were concerned that these terms might have different connotations for different groups of respondents. The second variant asked respondents reporting a single employer, "Did this employer take any taxes out of your pay?" If respondents reported more than one employer, they were asked, "Did all of your employers take out taxes from your pay, did none of them take out taxes from your pay, or did it vary across employers?" If the worker is not an employee (or the employer is misclassifying the worker as an independent contractor), then the employer will not withhold Social Security taxes (mandated for employees) or other taxes from the worker's pay. Although querying workers about taxes is

potentially sensitive, Gallup reported that the question did not prompt interview terminations and the very low rate of item nonresponse was comparable to that for other questions.

#### Measuring all sources of work for pay

Another of the survey's goals was to capture all sources of work for pay, including work that involves low usual weekly hours or is informal in nature. The wording of the standard Gallup employment questions encourages respondents to report low-hours jobs, asking whether they are employed by an employer, "even minimally like for an hour or more," and the question instructions clarify that this work "could be for one or more employers." Similarly, the standard Gallup question about self-employment encourages respondents to think broadly about the types of work that are considered self-employment and to include activities that involve a small number of hours:

Again, thinking about the last 7 days, were you self-employed, even minimally like for an hour or more? This means working for yourself, freelancing, or doing contract work, OR working for your own or your family's business.

Self-employment also includes fishing, doing farm work, or raising livestock for either your own or your family's ranch.

The Gallup survey normally asks the self-employment question only of respondents who do not report being employed by an employer or who report being employed by an employer for fewer than 30 hours per week. To shed light on how individuals combine employee and self-employment work, our Contract Work Module asked this question of *all* respondents.

Given the structure of the Gallup questions, there is a risk that those who report being employed by an employer but who with further probing indicate that they are not employees might subsequently report this work again in response to the self-employment question. To avoid

double counting, we asked the relevant respondents questions that captured whether any or all of the self-employment work they mention was previously reported.

Although the standard employment questions on the Gallup survey probe for even minimal work for an employer or in self-employment, they nonetheless may miss certain types of informal work if those doing it do not consider themselves to be working for an employer or do not view themselves as self-employed, an independent contractor, or a freelance worker. To capture such work, we added a question at the end of the module asking whether respondents had done anything else in the last 7 days for which they received or expected to receive payment.<sup>11</sup>

### Fielding the Contract Work Module

The target population for the Gallup Education Consumer Pulse survey, the vehicle for fielding our Contract Work Module, is adults aged 18–64. During the periods that our survey module was in the field, however, Gallup asked core survey questions together with our module questions of individuals aged 18–80.<sup>12</sup> Gallup administered our module in four waves spread at roughly three-month intervals across a year. In each wave of data collection, Gallup fielded our questions until about 15,000 completed interviews were obtained. The first wave was administered from mid-May through mid-June 2018, the second wave from mid-August through mid-September 2018, the third wave from mid-November through mid-December 2018, and the fourth and final wave

<sup>&</sup>lt;sup>11</sup> We randomized respondents to receive one of two question versions, with half given examples of types of informal work and the other half not. As expected, the version with examples generated more reports of informal work, likely because the examples remind individuals of work they may have otherwise forgotten (see, e.g., Tourangeau et al. 2014). Because this informal work is not a primary focus of this paper, however, we combine responses from the two question versions in the results reported in this paper.

<sup>&</sup>lt;sup>12</sup> Few adults over age 80 work for pay. Because we compare findings in the Contract Work Module to those from the CWS and the CWS reports ages from 80 onward only in intervals, in the analyses below we focus on individuals who were aged 18–79.

from late February through late March 2019.<sup>13</sup> In total, the survey collected information on contract and informal work from some 61,000 respondents, more than any other household survey that has investigated related topics other than the CWS. As detailed in the survey documentation, the Contract Work Module response rate varied from 8 to 10 percent, depending on the wave.

Among other information, the Gallup Education Consumer Pulse survey collects respondents' age, gender, race, ethnicity, and education. Gallup uses this information together with respondents' region of residence to weight the survey responses so that they match the characteristics of the adult population as recorded in the CPS-ASEC. We use these survey weights in all of our analyses of the Contract Work Module data.

#### FINDINGS

We begin our analysis by examining the prevalence in our data of independent contractors miscoded as employees and the characteristics of these miscoded workers. In this analysis, we look first at miscoding on any job and then at miscoding on the primary job. Next, we compare findings in our Contract Work Module with those in the May 2017 CWS, focusing on comparisons of independent contractor work. Because measures of independent contracting and other employment arrangements are available only for the main job in the CWS, we limit our analysis to the main job when making these comparisons. We examine differences across the two surveys in measures of the prevalence of independent contracting and other employment arrangements, the characteristics of workers in the various employment arrangements, and the prevalence of secondary work by employment arrangement in the main job.

<sup>&</sup>lt;sup>13</sup> Our motivation for fielding the survey four times spread out over the course of the year was to capture seasonal variation in contract work, but we found little evidence of seasonality and thus do not focus on that question in this paper.

### **Miscoding of Workers as Employees**

Table 1 shows, for those who report being employed by an employer, the percent who, when questioned further, indicate they are not employees. The first set of columns in the table reports the percentage (standard error) whose responses to the probing questions imply that they were an independent contractor on at least one job. The second set of columns reports the percentage whose answers indicate they were an independent contractor on their main job. This table reports results based on the combined responses to the two versions of the miscoding question. We report separate results for the two question versions in Appendix Table 1; the estimates of overall misreporting are not very different and the patterns of misreporting by demographic and job characteristics are very similar regardless of which way the question is asked.

A significant minority of those reporting themselves as working for an employer—and thus typically categorized as employees—are miscoded. Among respondents who say that they work for one or more employers, 9.9 percent indicate in response to the follow-up probe that they are an independent contractor on at least one job and 8.0 percent are miscoded on their primary job.<sup>14</sup> Thus, while the table shows that the prevalence of miscoding jumps dramatically when the worker reports having multiple employers—from 7.0 percent among those with one employer job, to 37.8 percent among those with two employer jobs, to 56.2 percent among those with three or more employer jobs—most workers who are miscoded on any job are miscoded on their primary job.

<sup>&</sup>lt;sup>14</sup> We should emphasize that the coding problem lies in the way individuals working on an independent contractor basis answer questions *in the survey* and does not necessarily imply that employers have misclassified these individuals as independent contractors.

Lontractor					
	Miscoded o	on any	Miscoded on		
	job		main job		
	Percent	SE	Percent	SE	
All Respondents	9.9	(0.2)	8.0	(0.2)	
Age					
18-24	14.8	(0.8)	11.3	(0.7)	
25-54	8.4	(0.3)	6.7	(0.2)	
55-64	9.2	(0.4)	7.4	(0.4)	
65-79	18.4	(0.8)	16.9	(0.8)	
Race					
White, non-Hispanic	9.0	(0.2)	7.0	(0.2)	
Black, non-Hispanic	10.6	(0.7)	8.7	(0.6)	
Hispanic	12.7	(0.7)	10.9	(0.7)	
Other	10.0	(1.0)	8.0	(0.9)	
Gender					
Female	9.2	(0.3)	7.1	(0.3)	
Male	10.6	(0.3)	8.8	(0.3)	
Education					
High school or less	11.5	(0.5)	9.9	(0.5)	
Some college	9.5	(0.3)	7.4	(0.3)	
College or greater	8.9	(0.3)	6.8	(0.2)	
Number of employers					
1 employer	7.0	(0.2)	6.8	(0.2)	
2 employers	37.8	(1.4)	17.0	(1.1)	
3+ employers	56.2	(2.8)	34.0	(2.6)	
Hours worked for an employer, last week					
30+	7.6	(0.2)	6.0	(0.2)	
15 to 29	17.3	(0.9)	14.2	(0.8)	
Less than 15	33.3	(1.5)	29.0	(1.4)	
Metro status					
Metro area	10.1	(0.2)	8.3	(0.2)	
Non-metro area	8.5	(0.5)	6.1	(0.4)	

Table 1: Among Those "Employed by an Employer," Share Who Indicate They Are an IndependentContractor

SOURCE: Authors' analysis of Contract Work Module data.

NOTE: Estimates are the share of those "employed by an employer" on any job who indicate when asked a probing question that they are an independent contractor on at least one job. Estimates not shown separately for cases with missing race/ethnicity, number of employers, or hours worked for an employer last week. The sample size is 28,196. All estimates weighted. Standard errors in parentheses.

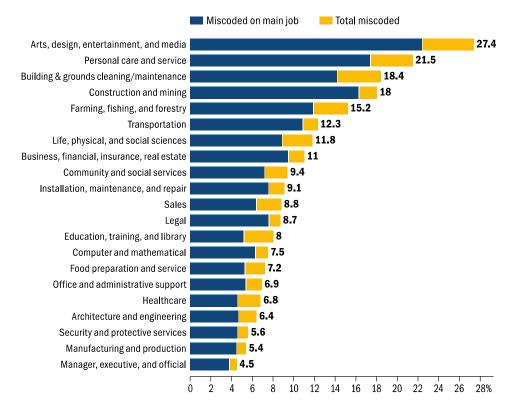
Compared to prime-age workers, younger (aged 18–24) and older (aged 65–79) workers have higher miscoding rates. The prevalence of miscoding is also relatively high among men, among minorities—especially Black non-Hispanic and Hispanic workers—and among those with lower levels of education.

Miscoding is also much more common among low-hours workers. Among those who report that they usually work 30 or more hours per week for an employer, in response to probing, 7.6 percent indicate that they are an independent contractor on at least one job and 6.0 percent indicate that they are an independent contractor on their main job. Those figures are 33.3 and 29.0 percent among those usually working less than 15 hours per week.<sup>15</sup> The miscoding of workers as employees is somewhat more prevalent among those living in metro areas, though it is common in rural areas as well.

Figure 1 reveals large differences across occupations in the prevalence of miscoding among workers who say they work for an employer. Workers in arts, design, entertainment, and media occupations are the most likely to be miscoded; 22.4 percent of those initially saying they were employed by an employer on one or more jobs are miscoded on their main job and 27.4 percent are miscoded either on their main job or on a secondary job. Other occupations with high rates of miscoding include personal care and service; building and grounds cleaning and maintenance; construction and mining; farming, fishing, and forestry; and transportation. Occupations where miscoding is more common also tend to have a higher share of workers who initially report that they are independent contractors (not shown).

<sup>&</sup>lt;sup>15</sup> Approximately 5 percent of those who report being employed by an employer say they work less than 15 hours per week.

# Figure 1: Among Those "Employed by an Employer," Share Who Indicate They Are an Independent Contractor, by Occupation



SOURCE: Authors' analysis of Contract Work Module data.

NOTE: Estimates are the share of those "employed by an employer" on any job who indicate when asked a probing question that they are an independent contractor on at least one job. All estimates weighted.

In the remainder of the paper, we term those who initially report working for an employer

but who we determine, based upon our module's probing, are independent contractors

"independent contractors, miscoded employees."

# Prevalence of Independent Contractor Work in the Contract Work Module and the Contingent Worker Supplement

We next compare measures of the prevalence of independent contracting and the characteristics of those doing such work in the Contract Work Module with estimates from the May 2017 CWS, which asked questions specifically designed to identify independent

contractors. Because the CWS asks questions only about the respondent's main job, we focus primarily on the main job in our comparisons. We identify the main job in our module data using answers to the questions on hours worked.

The CWS includes two questions on independent contracting. Those who answer these questions by indicating they are independent contractors, independent consultants, or freelance workers are termed "self-employed independent contractors" if they were coded as self-employed in the monthly CPS and "independent contractors, miscoded employees" if they were coded as employees in the monthly CPS. Notably, these lines of questioning exclude those who are identified as temporary help workers, on-call workers, day laborers, or workers for a company that contracted out their services, although some of these workers may also be independent contractors. Further, the independent contractor question for "employees" specifies that independent contracting entails obtaining customers on their own, while the question for the "self-employed" does not. We discuss the potential implications of the CWS question sequence and question wording for measures of independent contracting further below.

The share of people aged 18–79 employed during the survey reference week is 2.4 percentage points higher in our survey data than in the May 2017 CPS (67.0 percent versus 64.6 percent). In the months when our survey module was conducted, the CPS employment rate for the 18–79 age group was 0.4 percentage point higher than in May 2017, but the higher prevalence of low-hours work (working less than 15 hours per week) is the main reason for our survey's higher employment rate. The distribution of employment between wage and salary work and self-employment was the same in the CPS in the two periods.

Table 2 reports the distribution of employment by arrangement in the main job, conditional on working. For each data source, we report four distinct arrangements: 1)

employees (not miscoded); 2) the self-employed who are not independent contractors; 3) the (self-reported) self-employed who are independent contractors; and 4) self-employed independent contractors who were miscoded as employees. For the Contract Work Module, we also include in Table 2 those who did not report any employer or self-employment work in the prior week but did report work in response to the probe at the end of the module about other work for pay; we term this group "informal work only." Information on the informal work category was not collected in the CWS. All tabulations are weighted using the population weights provided for the relevant survey. By construction, the weighted distribution of the population by demographic characteristics (age, gender, race/ethnicity, and education) in our module closely resembles that in the CWS.

Percent of employed by work arrangement									
	Employee	Self-employed, not IC	IC, self- employed	IC, miscoded employee	Informal work only	Total			
	All workers								
Contract Work Module	76.1 (0.3)	8.1 (0.2)	8.1 (0.2)	6.7 (0.2)	1.1 (0.1)	100.0			
CWS	89.0 (0.2)	4.0 (0.1)	5.9 (0.1)	1.0 (0.1)		100.0			
			Working	15+ hours					
Contract Work Module	80.2 (0.3)	6.5 (0.2)	7.0 (0.2)	5.9 (0.2)	0.4 (0.0)	100.0			
CWS	89.6 (0.2)	3.8 (0.1)	5.5 (0.1)	1.0 (0.1)	—	100.0			

 Table 2: Distribution of Work Arrangements on Main Job, Contract Work Module and May 2017

 Contingent Worker Supplement

SOURCE: Authors' analysis of Contract Work Module data and May 2017 CWS data.

NOTE: IC=independent contractor. CWS=Contingent Worker Supplement. CWS does not ask questions to identify informal work. All estimates weighted. Standard errors in parentheses. For Contract Work Module estimates, N=35,475 (total); 31,795 (15+ hours). For CWS estimates, N=47,438 (total); 45,298 (15+ hours).

The top panel of Table 2 displays the distribution by employment type for all workers. The share of workers recorded as employees in the Contract Work Module is considerably smaller than the share in the CWS—76.1 percent versus 89.0 percent. Those who have only informal work account for just 1.1 percentage points, or 8 percent, of the difference in the share of workers who are employees between the Contract Work Module and the CWS.<sup>16</sup> The largest contributor to the differential—44 percent of the difference between the shares in the two surveys—is the high rate of employee miscoding we identify in the Contract Work Module. Similar to our survey module, the CWS asks those coded as employees on the monthly CPS who were not assigned to a different alternative work arrangement whether they work on a contract basis, but the prevalence of miscoding identified in the CWS is much lower than in our module—1.0 percent versus 6.7 percent.

Differences between the two surveys in who is asked the independent contractor question, in question wording, and in question placement likely contribute to the considerably larger share of workers identified as miscoded in the Contract Work Module. While everyone in our module reports for themselves, about half of the CWS responses are proxy reports. A person answering on behalf of other members of a household may be less aware of the details of those other household members' work arrangements and thus report less accurately (Abraham and Amaya 2019). Additionally, the CWS does not ask on-call workers or day laborers about independent contracting, even though workers in both groups may have been miscoded as employees.

Regarding question wording, recall that through the May 2017 CWS respondents categorized as employees were told that independent contracting involves obtaining clients or

<sup>&</sup>lt;sup>16</sup> We assume that workers in informal arrangements are not treated as employees, though it is possible some of them are.

customers on their own. As previously discussed, there are many scenarios in which independent contractors may not think of themselves as finding their own clients, such as when they have only one or a small number of clients or obtain work through an online platform. Further, among those coded as employees on their main job, the CWS question simply asks whether the respondent is an independent contractor, independent consultant, or freelance workers. The comparable question on our module asks respondents who indicate that they work for an employer whether they are an employee on the job or work as an independent contractor, independent consultant, or freelance worker. In contrast to the CWS respondents, the Contract Work Module respondents answering this question must choose between two categories. In the other version of our question, respondents are asked whether their employer took taxes out of their pay. Some respondents may not use contractor terminology when they think about their jobs—and thus have been unlikely to answer the CWS question correctly—but nonetheless know that they are not employees or that their employer did not take taxes out of their pay, and thus accurately answer the question asked in the Contract Work Module.

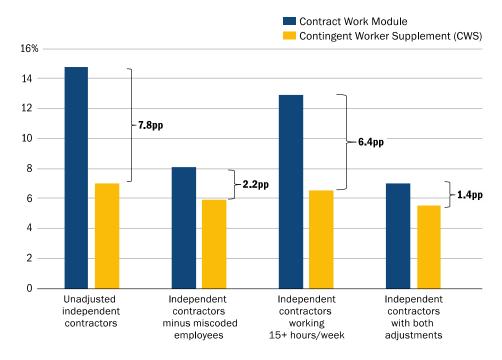
Finally, in our module, the placement of the contractor question right after the question about work for an employer means that, if a respondent indicates working for an employer, they are immediately asked to clarify whether they are an employee or in a contract arrangement. In contrast, respondents who report working for an organization are coded as employees in the monthly CPS, and there is a considerable lapse before they are asked, in the CWS, whether they are in a contract arrangement for the organization. This lapse, along with wording that is potentially confusing or unclear, may result in less accurate answers than in the Contract Work Module.

The share of workers who are self-employed independent contractors is about 2 percentage points higher in the Contract Work Module compared to the CWS, but this difference accounts for a smaller fraction (17 percent) of the gap between the employee share of work in our module and the CWS. Finally, the share of the employed whose main job is in non-independent-contractor self-employment is about 4 percentage points higher, or roughly double, in the Contract Work Module.

The bottom panel of Table 2 reports the distributions of employment arrangements separately for those working at least 15 hours per week. This restriction reduces the difference between the two data sources, likely because the Contract Work Module captures more low-hours work, which is more likely to be in self-employment, especially independent contractor arrangements. Even among those working at least 15 hours per week, however, sizable differences remain. The largest contributor to the differences in the employee share is still independent contractors miscoded as employees; this group accounts for 52 percent of the difference between estimates from our module and the CWS estimates. In contrast, the higher share of workers who are self-employed independent contractors in the Contract Work Module accounts for only 16 percent of the difference in the employee share.

Figure 2 illustrates the factors contributing to the differences in measures of independent contracting in the Contract Work Module and the CWS. As the first pair of columns shows, the overall prevalence of independent contracting on the main job in our data (14.8 percent) is more than double that in the CWS (6.9 percent), approximately 7.8 percentage points higher. This difference shrinks considerably, to just 2.2 percentage points, when miscoded independent contractors are excluded from the estimates.

# Figure 2: Independent Contract Work on Main Job as Share of All Work Arrangements under Different Definitions, Contract Work Module and May 2017 Contingent Worker Supplement



SOURCE: Authors' analysis of Contract Work Module data and May 2017 CWS data. NOTE: Estimates based on numbers reported in first panel of Table 2. All estimates weighted. N=35,475 for Contract Work Module estimates. N=47,438 for CWS estimates.

Restricting the samples to individuals working at least 15 hours per week further shrinks the gap between the two estimates to just 1.4 percentage points.<sup>17</sup>

The prevalence of independent contracting—and self-employment more generally—in the Contract Work Module may seem high, perhaps raising questions about the representativeness of the survey sample. We find it reassuring that, consistent with our findings, Abramowitz (2022) finds workers aged 53 and older have rates of (any) self-employment over the course of the year more than twice as high in the Health and Retirement Study as in the CPS

<sup>&</sup>lt;sup>17</sup> Although not a focus of this study, the difference in the prevalence of *non*-independent contractor selfemployment on the main job in the Contract Work Module and the CWS also is partly explained by the fact that our module captures more low-hours self-employment work.

Annual Social and Economic Supplement. Like the Contract Work Module, the HRS asks separately about self-employment, making it less likely to be missed.<sup>18</sup>

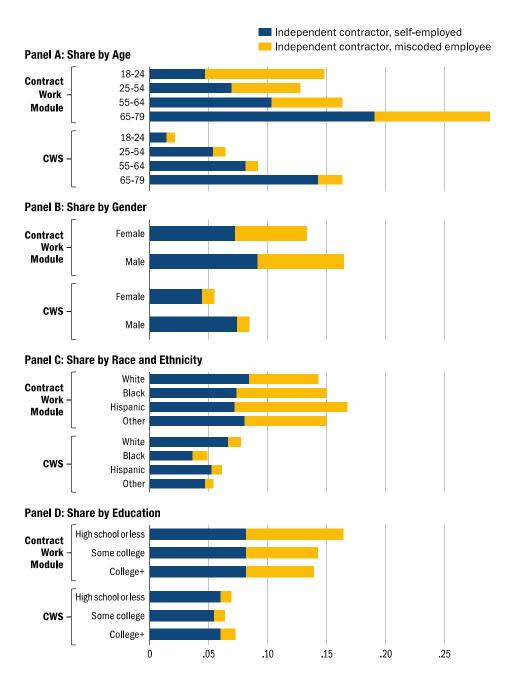
## Characteristics of the Independent Contractor Workforce in the Gallup Contract Work Module and the Contingent Worker Supplement

We next explore which types of workers, according to our data, the CWS measures of independent contracting likely miss. Figure 3 displays, for both data sets, the share (or unconditional probability) of independent contracting among the employed by age, gender, race and ethnicity, and education. In each panel, the blue portion of the bar shows the share of workers who are self-employed independent contractors and the yellow portion shows the share who are independent contractors miscoded as employees.

For each demographic group, the self-employed independent contractor share (blue) is only slightly higher in the Contract Work Module than in the CWS, and the overall demographic patterns of self-employed independent contractor employment are similar in the two data sets. In both surveys, prevalence rises monotonically with age, is higher among men than women, is higher among White non-Hispanic workers than among Black non-Hispanic and Hispanic workers, and varies little by educational attainment.

<sup>&</sup>lt;sup>18</sup> Estimates of independent contract work in a worker's main job in the prior week for workers aged 55–79 are about 75 percent higher in the Contract Work Module compared to the CWS.

# Figure 3: Share of Workers Who Are Independent Contractors, by Age, Gender, Race and Ethnicity, and Education, Contract Work Module and May 2017 Contingent Worker Supplement



SOURCE: Authors' analysis of Contract Work Module data and May 2017 CWS data.

NOTE: CWS=Contingent Worker Supplement. White is White non-Hispanic and Black is Black non-Hispanic; observations with missing race/ethnicity not shown. Probabilities on a scale from zero to one on horizontal axis. All estimates weighted. N=35,475 for Gallup estimates and N=47,438 for CWS estimates.

The prevalence of independent contractors miscoded as employees (gray) is considerably higher for all demographic groups in the Contract Work Module than in the CWS. The relative probabilities also differ by demographic characteristic, and in some cases, capturing the miscoded independent contractors fundamentally alters the picture of who is most likely to work as an independent contractor in our data. For example, young workers, aged 18–24, are more likely than older workers to be miscoded as independent contractors, and the prevalence of independent contracting no longer monotonically rises with age once the miscoded independent contractors are taken into account. Moreover, although the prevalence of miscoding is high among all racial and ethnic groups, it is considerably higher among Black non-Hispanic and Hispanic workers than among White non-Hispanic workers. While the CWS data suggest that independent contracting is most prevalent among White non-Hispanic workers, the Contract Work Module data suggest that it is more prevalent among Black non-Hispanic and especially Hispanic workers, owing to the inclusion of miscoded independent contractors. Similarly, the inclusion of miscoded independent contractors in our data fundamentally alters the patterns observed by educational attainment. The prevalence of miscoding is highest among those with a high school degree or less, and with the inclusion of these miscoded independent contractors, those with the lowest level of educational attainment have the highest overall probability of independent contracting.

Correlations between demographic and job characteristics may help account for the high prevalence of miscoding among some demographic groups. For example, young workers may be especially likely to work low hours, a factor that is associated with high levels of miscoding, as shown in Table 1. We next examine the association of demographic characteristics with independent contractor status on the main job, controlling for other demographic and job

characteristics. Table 3 reports the results of linear probability models of factors that predict whether, on their main job, a worker identifies as a self-employed independent contractor, is an independent contractor miscoded as an employee, or is in either independent contractor category. Results are shown both for the Contract Work Module and for the CWS. For each dependent variable, we report the results from models that control only for other demographic factors and from models that also control for hours worked, region of residence, whether the individual lives in a metro area, and occupation.

For the Contract Work Module data, reported in Panel A, controlling for other demographic characteristics has little effect on the patterns shown in Figure 3. Being a young or an older worker, being male, being a member of a racial or ethnic minority group, or having low educational attainment remain positively associated with being an independent contractor miscoded as an employee.

With additional controls for hours worked on main job, region of residence, metro area, and occupation, the association between low educational attainment and being miscoded as an employee weakens, and the association between educational attainment and *any* independent contractor work is insignificant. In contrast, the strong associations between being male or being Black non-Hispanic or Hispanic on the one hand, and being an independent contractor on the other, are robust to the inclusion of job characteristics and geographic controls in the model. Compared to women, men have higher rates of self-employed independent contract work, of being an independent contractor miscoded as an employee, and of independent contract work overall. Compared to White non-Hispanic workers, Black non-Hispanic and Hispanic workers have considerably higher rates of being miscoded as employees and higher overall rates of being in any independent contract arrangement.

		Panel A: Co	ntract Work	Module		
	IC, Self-	employed	IC, miscoded		ALL IC	
Age (25-54 omi	tted)					
18-24	-0.025***	-0.042***	0.037***	0.028***	0.013**	-0.015**
	(0.004)	(0.004)	(0.004)	(0.004)	(0.006)	(0.006)
55-64	0.034***	0.025***	0.006	0.001	0.040***	0.027***
	(0.004)	(0.004)	(0.004)	(0.004)	(0.005)	(0.005)
65-79	0.116***	0.067***	0.043***	0.017***	0.159***	0.084***
	(0.005)	(0.006)	(0.005)	(0.005)	(0.007)	(0.007)
Gender (Femal	e omitted)					
Male	0.018***	0.017***	0.012***	0.014***	0.029***	0.031***
	(0.003)	(0.003)	(0.003)	(0.003)	(0.004)	(0.004)
Race/ethnicity (White, non-His Black, non-	spanic omitte	d)				
Hispanic	0.000	0.004	0.020***	0.017***	0.020***	0.021***
	(0.005)	(0.004)	(0.004)	(0.004)	(0.006)	(0.006)
Hispanic	0.001	-0.003	0.035***	0.029***	0.037***	0.026***
	(0.004)	(0.004)	(0.004)	(0.004)	(0.005)	(0.005)
Other	0.010	0.004	0.011*	0.008	0.021**	0.012
	(0.007)	(0.006)	(0.006)	(0.006)	(0.009)	(0.008)
Missing	0.013**	0.024***	0.009	0.000	0.023***	0.024**
	(0.007)	(0.009)	(0.006)	(0.009)	(0.009)	(0.012)
Education (Hig omitted)	h school and	less				
Some college	0.000	0.006	-0.015***	0.011***	-0.015***	-0.005
	(0.004)	(0.004)	(0.003)	(0.003)	(0.005)	(0.005)
College+	-0.005	0.005	-0.013***	-0.005	-0.018***	0.000
	(0.004)	(0.004)	(0.003)	(0.004)	(0.005)	(0.005)
Controls for ho occupation incl		netro area,				
*	no	yes	no	yes	no	yes

 Table 3: Predictors of Identifying as a Self-Employed Independent Contractors and Being Miscoded as an Employee on Main Job, Contract Work Module and May 2017 Contingent Worker Supplement

Panel B: CWS							
	IC, Self-	employed	IC, miscoded		ALI	LIC	
Age (25-54 omi	tted)						
18-24	-0.039*** (0.003)	-0.048*** (0.004)	-0.003** (0.002)	0.006*** (0.002)	-0.042*** (0.004)	-0.054*** (0.004)	
55-64	0.026*** (0.003)	0.023*** (0.003)	0.001 (0.001)	0.001 (0.001)	0.027*** (0.003)	0.024*** (0.003)	
65-79	0.087*** (0.005)	0.067*** (0.005)	0.011*** (0.002)	0.007*** (0.002)	0.098*** (0.005)	0.074*** (0.005)	
Gender (Femal	e omitted)						
Male	0.028*** (0.002)	0.022*** (0.002)	0.001 (0.001)	0.002** (0.001)	0.030*** (0.002)	0.024*** (0.003)	
Race/ethnicity (White, non-Hispanic omitted)							
Black, non- Hispanic	-0.022***	-0.014***	0.001	0.001	-0.021***	-0.013***	
rispanie	(0.003)	(0.003)	(0.001)	(0.001)	(0.004)	(0.004)	
Hispanic	-0.007** (0.003)	-0.013*** (0.003)	-0.001 (0.001)	-0.002 (0.001)	-0.008** (0.003)	-0.015*** (0.003)	
Other	-0.015*** (0.004)	-0.017*** (0.004)	-0.003* (0.002)	-0.003* (0.002)	-0.018*** (0.004)	-0.021*** (0.004)	
Education (Hig omitted)	h school and	less					
Some college	-0.001 (0.003)	0.002 (0.003)	0.001 (0.001)	0.001 (0.001)	-0.001 (0.003)	0.002 (0.003)	
College+	-0.003 (0.003)	0.003 (0.003)	0.003*** (0.001)	0.005*** (0.001)	0.000 (0.003)	0.008** (0.003)	
	Controls for hours, region, metro area, occupation included						
	no	yes	no	yes	no	yes	

## Table 3 Continued

SOURCE: Authors' analysis of Contract Work Module data and CWS data. NOTE: IC=independent contractor. CWS=Contingent Worker Supplement. Models are weighted linear probabilities models. Controls for hours worked, region, metro area, and occupation included as indicated. Standard errors in parentheses. Sample includes all employed. N=35,475 for Contract Work Module models and N=47,438 for CWS models. \*p<0.10; \*\*p<0.05; \*\*\*p<0.01.

In the CWS estimates, reported in Panel B of Table 3, controlling for other demographic and job characteristics does not alter the patterns shown in the unconditional means displayed in Figure 3. Because the overall prevalence of miscoding is low in the CWS, accounting for demographic and other characteristics has little influence on the overall patterns of independent contracting. Younger adults are slightly less likely and older adults are slightly more likely than prime-age adults to be miscoded as employees, while college graduates are slightly more likely than those with less educational attainment to be miscoded as employees, but the predicted difference between these categories is small (less than 1 percentage point). In contrast to our findings from the Contract Work Module, when controlling for demographic and other characteristics, being older, male, and White non-Hispanic are positively associated in the CWS with being an independent contractor who identifies as self-employed and with independent contracting overall.

### **Secondary Employment**

Another goal of our module is to capture all sources of work for pay, including secondary, short-hours work. Several recent surveys point to high rates of secondary or informal work that supplement earnings from a main job (Robles and McGee 2016; Abraham and Houseman 2019; Bracha and Burke 2021). Much of this secondary work is in self-employment or informal nonemployee work that the CPS may not fully capture. To measure such work, the Contract Work Module asks all respondents about both work for an employer and selfemployment work during the prior week, even work for as little as an hour. At the end, the module also asks respondents if they engaged in any work for pay in the prior week that they did not previously report.

Our survey module allows respondents to report multiple secondary jobs and thus may capture individuals working under multiple arrangements. For example, a respondent whose main job involves working for an employer could report secondary employment in an employee job, in self-employment work (independent contractor work or non-independent-contractor selfemployment), and in informal work during the prior week. The standard employment questions in the main Gallup survey do not allow for multiple self-employment jobs. For this reason, our data may still understate the prevalence of secondary self-employment, though the final module question about other work not previously reported, which we term informal work, may capture at least some of it.

The CWS asks respondents explicitly about the employment arrangement on their main job but does not ask about second jobs. Information on a second job is available only for the quarter of the CWS sample that belongs to the CPS outgoing rotation groups. These second jobs can be disaggregated into three categories: 1) employees (some of whom may actually be independent contractors miscoded as employees), 2) self-employed who report having an incorporated business, and 3) self-employed who do not have an incorporated business.<sup>19</sup> In contrast to the self-employed in the main Gallup survey, CWS respondents who are self-employed on their main job may report a second self-employment job. All else the same, this has the potential to raise the relative importance of secondary self-employment in the CWS, though the fact that the outgoing rotation group respondents are asked about only one secondary job means that some self-employment jobs held by people with three or more jobs could be missed.

<sup>&</sup>lt;sup>19</sup> For main jobs, where data on incorporated status and independent contractor status are available from the monthly CPS and CWS, respectively, the propensity to report being an independent contractor varies little by incorporation status.

Table 4 reports the prevalence of secondary work both overall and by employment arrangement in the main job. Estimates from the Contract Work Module are reported in Panel A and estimates from the May 2017 CWS in Panel B. Because our survey allows for the possibility of multiple secondary jobs, the row percentages of secondary employment in various employment arrangements sum to slightly more than the total share of workers with secondary employment given in the leftmost data column. This is not the case in Panel B, as the CPS outgoing rotation group questions that are the source of the reported information ask about only one secondary job.

The overall prevalence of secondary job holding measured in the Contract Work Module is 19.0 percent compared to just 5.2 percent in the May 2017 CWS. Little of this difference is attributable to secondary wage and salary employment, with the share of workers holding a second employee job estimated at 5.1 percent in our module and 3.6 percent in the CWS. Rather, the considerably higher prevalence of second jobs in the Contract Work Module is driven mostly by greater rates of secondary self-employment. This is true even though this survey does not allow for multiple self-employment jobs, other than informal work.

As is the case in the overall numbers, the prevalence of secondary employment for individuals who are employees in their main job is also much higher in our module (19.8 percent) than in the CWS (5.1 percent); this difference is due mostly to higher shares of secondary independent contractor and other self-employment. For those who are self-employed in their main jobs (either in an independent contractor or other self-employment arrangement), the higher prevalence of secondary employment in the Contract Work Module arises primarily from informal work, which generally captures other types of self-employment or nonemployee work.

# Table 4: Prevalence of Secondary Work by Type of Work Arrangement on Main Job, Contract Work Module and May 2017 Contingent Worker Supplement

I allel A. Contract work Module									
Arrangement	Any secondary	Arrangement on secondary job Self-employed, IC, self- IC, miscoded Informal							
on main job	work	Employee	not IC	employed	employee	work			
Total	19.0 (0.3)	5.1 (0.2)	5.9 (0.1)	5.2 (0.1)	2.4 (0.1)	3.1 (0.1)			
Employee	19.8 (0.3)	5.4 (0.2)	7.1 (0.2)	5.7 (0.2)	1.8 (0.1)	2.1 (0.1)			
Self-employed, not IC	7.7 (0.6)	2.8 (0.4)	_	_	1.3 (0.3)	5.0 (0.5)			
IC, self- employed	10.3 (0.7)	2.2 (0.3)	_		1.5 (0.3)	8.4 (0.6)			
IC, miscoded employee	37.6 (1.3)	9.2 (0.7)	6.5 (0.7)	12.1 (0.9)	12.5 (0.8)	5.9 (0.6)			

#### Panel A: Contract Work Module

		Panel B: CWS, May 2017 Arrangement on secondary job				
Arrangement on main job	Any secondary work	Work for employer	Self-employed, incorp.	Self- employed, not incorp.		
Total	5.2	3.6	0.4	1.1		
	(0.2)	(0.2)	(0.1)	(0.1)		
Employee	5.0	3.8	0.4	0.9		
	(0.2)	(0.2)	(0.1)	(0.1)		
Self-employed, not IC	4.2	2.7	0.9	0.7		
	(0.9)	(0.7)	(0.4)	(0.4)		
IC, self-	4.4	1.5	1.2	1.7		
employed	(0.8)	(0.5)	(0.4)	(0.5)		
IC, miscoded employee	18.5	4.9	1.4	12.3		
	(3.6)	(1.9)	(1.0)	(3.1)		

SOURCE: Authors' tabulations of Contract Work Module data, May 2017 CPS and CWS data.

NOTE: IC=independent contractor. CWS categories for arrangement on main job from supplement; CWS categories for arrangement on secondary job determined based on CPS outgoing-rotation-group questions. All estimates weighted. Standard errors in parentheses. Contract Work Module sample all employed. CWS sample restricted to members of CPS outgoing rotation groups. N=35,475 for Contract Work Module estimates. N=11,985 for CWS estimates.

In both surveys, there is a strikingly high prevalence of secondary employment among those who are miscoded as employees on their main job. In the Contract Work Module, over one-third of these workers hold at least one second job, most commonly with other employers where they have been miscoded or as self-employed independent contractors. In the CWS sample, 18.5 percent of these workers have second jobs, with the bulk of them being in selfemployed unincorporated work.

### CONCLUSION

Independent contractors are self-employed and therefore lack many of the employment protections afforded to W-2 employees, including coverage by employment and labor regulations, eligibility for unemployment insurance and workers' compensation, and access to employer-provided benefits. Evidence has long suggested that many businesses classify workers as independent contractors to avoid certain costs and legal liabilities associated with having employees. The recent rise of online platforms has heightened awareness of these issues and prompted various policy proposals to address them.

Because there is considerable heterogeneity in the characteristics of individuals in independent contractor arrangements and the jobs they do, answering the question of whether new policies are needed to address perceived problems requires good data not only on the size of the independent contractor workforce but also on its composition. Prior research, however, points to gaps and biases in standard household survey measures of the self-employed and the subset who are in independent contractor arrangements (e.g., Robles and McGee 2016; Allard and Polivka 2018; Abraham and Amaya 2019; Abraham and Houseman 2019; Katz and Krueger 2019; Abraham et al. 2021; Bracha and Burke 2021).

Our research addresses the reasons standard household surveys may miss many workers in independent contractor arrangements and tests these ideas through a module we added to the Gallup Education Pulse Survey administered in 2018 and 2019. Focus groups that we conducted while developing the survey module revealed that independent contractors often think of

themselves as working for an organization, particularly if they have only one or a small number of clients. These individuals may not identify as self-employed because they see themselves as working for another business rather than being in business themselves. We emphasize that the standard household survey employment questions used to distinguish whether a worker is an employee or self-employed ask only whether the worker is employed by an organization or is self-employed, implicitly assuming that those who work for an organization are its employees. Insights from our focus groups suggest that many independent contractors report being employed by an organization in response to such a question. Although the CWS queries most workers who are coded as employees in the monthly CPS about whether they are independent contractors, our analysis suggests it likely misses many instances of miscoding. Differences in question wording, question placement, and who is asked the probe, we argue, make the Contract Work Module more likely to accurately identify miscoding. Observations from our focus groups also suggest that those in independent contractor arrangements often have multiple income streams.

Key findings from our survey module corroborate evidence from earlier research and observations from our focus groups. We find that approximately 1 in 10 individuals who initially report being "employed by an employer" indicate, upon probing, that they are in a contract arrangement on at least one job held in the prior week. Our data also show that independent contracting is common in both primary and second jobs, and secondary work activities are especially common among those who are independent contractors miscoded as employees in their primary job.

Largely because the Contract Work Module captures far more independent contractors miscoded as employees, the prevalence of independent contracting on workers' main jobs is roughly twice as high in our data as in the CWS. Moreover, while the demographic patterns

among independent contractors who identify as self-employed are similar in the two surveys, including independent contractors who are miscoded as employees changes the demographic picture in our data in important ways. Most notably, with the inclusion of miscoded employees, independent contractors in the Contract Work Module are disproportionately Black non-Hispanic and Hispanic and disproportionately have low educational attainment. This suggests not only that the share of workers unprotected by basic employment and labor legislation is greater than previously thought, but that this risk falls especially heavily on already vulnerable workers.

Finally, evidence from our module points to ways that household surveys might improve future data collections on the independent contractor workforce. Our research clearly points to the difficulty of distinguishing employee from self-employment arrangements in household surveys and indicates that adding questions that probe for clarification on a worker's employment arrangement is critical for accurately measuring independent contractor work. Our research also indicates that probing for low-hours jobs and informal work is important for capturing all primary and secondary work activities.

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# Appendix

#### Miscoding of independent contractors as employees: Testing question versions

A key goal of the Contract Work Module was to identify individuals who are working as independent contractors but are miscoded as employees in the survey. To measure independent contracting, the CWS asks respondents if they are "independent contractors, independent consultants, or freelance workers." Though our focus groups, however, we learned that people's understanding of these terms varies widely.

Although independent contracting encompasses a wide range of jobs, for many focus group participants, the term "independent contractor" or simply "contractor" was associated narrowly with the skilled trades or construction work. As Andy said, "Usually if there's a house or something needs to be built, an independent contractor gets the money, then he'll bid it out to different people who he wants to do the different types of work." Many associated freelance work with project-based professional work in the arts, journalism, or white-collar consulting. Few of our participants thought of platform work, such as work for Uber, Lyft, Doordash, Instacart, Amazon Flex, Upwork, or MTurk, as contract work or independent contracting. Indeed, Kenneth specifically excluded Uber and other nonprofessional work from his definition of independent contracting: "[Independent contracting] is like, 'Hey, we're going to contract you to work for X months on this.'… That does go with web design and stuff like that, but not necessarily a masseuse or the Uber driver even—that's something different."

Therefore, to probe survey respondents who reported being employed by an employer whether they were in an employee or independent contract arrangement, we developed a second version of the question that avoided these potentially confusing terms. As noted in the text, the first variant asked respondents if they were an employee on the job or were an independent

contractor, independent consultant, or freelance worker. The second variant simply asked if their employer took any taxes out of their pay. If a worker is an employee, their employer should, at a minimum, withhold FICA taxes.<sup>20</sup> Respondents were randomly assigned to one of two question versions.

Table A1 reports, for each version of the question, the percent who, when questioned further, indicate they are not employees. The first column of Table A1 reports tabulations for the first version of the probing question and the second column reports tabulations for the second question version. The third column of the table combines responses from the two question versions. Among respondents who say that they work for one or more employers, 10.9 percent of those responding to version 1 and 8.9 percent of those responding to version 2 of the follow-up probe indicate that they are not an employee on at least one of those jobs. The difference in percentages between the two question versions is statistically significant (p-value < 0.01) but substantively modest. Combining the responses to the two question versions, 9.9 percent of respondents saying that they are employed by one or more employers are miscoded in the survey as an employee on at least one job.

Although the estimate of miscoding is somewhat higher when asking version 1 of the question than when asking version 2, the prevalence patterns by demographic and job characteristics, as shown in the rest of the table, are similar. Compared to prime-age workers, younger (aged 18–24) and older (aged 65–79) workers are more likely to be miscoded as employees. The prevalence of miscoding is also relatively high among minorities—especially Black non-Hispanic and Hispanic workers—men, and those with lower levels of education.

<sup>&</sup>lt;sup>20</sup> Although asking respondents about taxes withdrawn from their pay is potentially sensitive, the item nonresponse rate for this question was low and about the same as it was for the first question version, and Gallup reported that asking about taxes did not trigger respondents to terminate the call.

The prevalence of this type of employee miscoding jumps dramatically when the worker reports having multiple employers. The estimated prevalence for versions 1 and 2 of the question is 7.6 and 6.5 percent, respectively, among workers with only one employer; 43.4 and 32.2 percent among those with two employers; and 63.9 and 48.6 percent among those with three or more employers.<sup>21</sup> Those with multiple jobs who report not being an employee for *at least* one employer indicate that their nonemployee status "varies across employers" in about two-thirds of the cases.

Miscoding of workers as employees is also strongly associated with work hours, with miscoding much more common among low-hours workers. Among those who report that they usually work 30 or more hours per week for an employer, 8.8 and 6.4 percent indicate that they are not an employee in versions 1 and 2 of the follow-up probe, respectively. In contrast, those figures are 34.7 and 31.9 percent among those usually working less than 15 hours per week.<sup>22</sup> Miscoding is also somewhat more prevalent among those living in metro areas in both question versions.

Because our qualitative conclusions are not sensitive to question version, we combined answers to the two versions of the probing question to simplify presentation.

<sup>&</sup>lt;sup>21</sup> Slightly over 6 percent of those who report being employed by an employer have jobs with two employers; just under 2 percent report having jobs with three or more employers.

<sup>&</sup>lt;sup>22</sup> Approximately 5 percent of those who report being employed by an employer say they work less than 15 hours per week in all employer jobs.

	Question Version 1		Question Version 2		Total	
All Respondents	10.9	(0.3)	8.9	(0.3)	9.9	(0.2)
Age						
18-24	11.8	(1.0)	17.9	(1.2)	14.8	(0.8)
25-54	9.7	(0.4)	7.0	(0.4)	8.4	(0.3)
55-64	11.5	(0.7)	6.7	(0.5)	9.2	(0.4)
65-79	21.4	(1.2)	15.5	(1.0)	18.4	(0.8)
Race						
White, non-Hispanic	9.7	(0.3)	8.2	(0.3)	9.0	(0.2)
Black, non-Hispanic	12.3	(1.0)	9.1	(0.9)	10.6	(0.7)
Hispanic	13.8	(1.0)	11.6	(1.0)	12.7	(0.7)
Other	11.6	(1.5)	8.3	(1.3)	10.0	(1.0)
Gender						
Female	9.8	(0.4)	8.5	(0.5)	9.2	(0.3)
Male	11.9	(0.4)	9.3	(0.4)	10.6	(0.3)
Education						
High school or less	11.4	(0.7)	11.6	(0.7)	11.5	(0.5)
Some college	10.8	(0.5)	8.1	(0.5)	9.5	(0.3)
College+	10.5	(0.4)	7.2	(0.4)	8.9	(0.3)
Number of employers						
1 employer	7.6	(0.3)	6.5	(0.3)	7.0	(0.2)
2 employers	43.4	(2.0)	32.2	(1.9)	37.8	(1.4)
3+ employers	63.9	(4.0)	48.6	(3.9)	56.2	(2.8)
Hours worked for an employer, last week						
30+	8.8	(0.3)	6.4	(0.3)	7.6	(0.2)
15 to 29	16.4	(1.1)	18.2	(1.4)	17.3	(0.9)
Less than 15	34.7	(2.1)	31.9	(2.1)	33.3	(1.5)
Ν	14,235		13,961		28,196	

Table A1: Among Those "Employed by an Employer," Share Who Indicate They Are an Independent Contractor on at Least One Job, Contract Work Module

SOURCE: Authors' tabulations of Contract Work Module data.

NOTE: Estimates are share of those "employed by an employer" on any job who indicate when asked a probing question that they are an independent contractor on at least one job. Question version 1 asks whether person is an employee or an independent contractor, independent consultant, or freelance worker. Question version 2 asks whether employer takes out taxes from pay ("no" answers coded as independent contractors). Total column reports estimates pooled across both question versions. All estimates weighted. Standard errors in parentheses.