

**HOUSE CS FOR CS FOR SENATE BILL NO. 122(STA) am H**

**IN THE LEGISLATURE OF THE STATE OF ALASKA**

**NINETEENTH LEGISLATURE - FIRST SESSION**

**BY THE HOUSE STATE AFFAIRS COMMITTEE**

**Amended: 5/13/95**

**Offered: 4/18/95**

**Sponsor(s): SENATE LABOR AND COMMERCE COMMITTEE BY REQUEST**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act excluding certain direct sellers of consumer products from coverage**  
2 **under the state unemployment compensation laws."**

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 **\* Section 1.** AS 23.20.526(a) is amended by adding a new paragraph to read:

5 (21) service of an individual who

6 (A) directly sells or solicits the sale of consumer products, for  
7 resale or otherwise, personally to a prospective consumer in the home or  
8 otherwise than in a permanent retail establishment; a sale or solicitation by  
9 telephone, mail, other telecommunications method, or other nonpersonal  
10 method does not satisfy the requirement of this subparagraph;

11 (B) is compensated solely by

12 (i) commissions on sales or other remuneration directly  
13 related to sales or sales performance; or

14 (ii) a profit represented by the difference between the

1                    wholesale cost of the product to the seller and the final sale price to the  
2                    consumer; and  
3                    (C) performs under a written contract with the person for whom  
4                    the service is performed that provides, notwithstanding AS 23.20.395(a), that  
5                    the individual is not an employee for purposes of this chapter or for federal or  
6                    state tax purposes.