

**CS FOR SENATE BILL NO. 122(JUD)**

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - FIRST SESSION

BY THE SENATE JUDICIARY COMMITTEE

Offered: 3/23/95

Referred: Rules

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 only  
7 when physically present in a prospective consumer's home; a sale or solicitation  
8 by telephone, mail, other telecommunications method, or other nonpersonal  
9 method does not satisfy the requirement of this subparagraph;

10 (B) is compensated solely by

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

13 (ii) a profit represented by the difference between the  
14 wholesale cost of the product to the seller and the final sale price to the

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consumer; and  
(C) performs under a written contract with the person for whom  
the service is performed that provides, notwithstanding AS 23.20.395(a), that  
the individual is not an employee for purposes of this chapter or for federal or  
state tax purposes.