

HOUSE BILL NO. 238

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - FIRST SESSION

BY THE HOUSE LABOR AND COMMERCE COMMITTEE BY REQUEST

Introduced: 3/8/95

Referred: State Affairs, Labor and Commerce

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 when
7 physically present in a prospective consumer's home; a sale or solicitation by
8 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

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

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