

**SENATE BILL NO. 122**

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - FIRST SESSION

BY THE SENATE LABOR AND COMMERCE COMMITTEE BY REQUEST

Introduced: 3/10/95

Referred: Judiciary

**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 in a  
7 prospective consumer's home but only if the seller or solicitor is physically  
8 present in the home at the time of the sale or solicitation, as applicable; a sale  
9 or solicitation by telephone, mail, other telecommunications method, or other  
10 nonpersonal method does not satisfy the requirement of this subparagraph;

11 (B) is compensated solely by

12 (i) commissions on sales; 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.