

HOUSE BILL NO. 409

IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-FOURTH LEGISLATURE - SECOND SESSION

BY REPRESENTATIVES LYNN, Rokeberg

Introduced: 1/30/06

Referred: Labor and Commerce, Finance

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to excluding qualified real estate licensees from workers' compensation**
2 **coverage."**

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

4 *** Section 1.** AS 23.30.230(a) is amended to read:

5 (a) The following persons are not covered by this chapter:

6 (1) a part-time baby-sitter;

7 (2) a cleaning person;

8 (3) harvest help and similar part-time or transient help;

9 (4) a person employed as a sports official on a contractual basis and
10 who officiates only at sports events in which the players are not compensated; in this
11 paragraph, "sports official" includes an umpire, referee, judge, scorekeeper,
12 timekeeper, organizer, or other person who is a neutral participant in a sports event;

13 (5) a person employed as an entertainer on a contractual basis;

14 (6) a commercial fisherman, as defined in AS 16.05.940;

1 (7) an individual who drives a taxicab whose compensation and written
2 contractual arrangement is as described in AS 23.10.055(a)(13), unless the hours
3 worked by the individual or the areas in which the individual may work are restricted
4 except to comply with local ordinances;

5 (8) a participant in the Alaska temporary assistance program
6 (AS 47.27) who is engaged in work activities required under AS 47.27.035 other than
7 subsidized or unsubsidized work or on-the-job training; [AND]

8 (9) a person employed as a player or coach by a professional hockey
9 team if the person is covered under a health care insurance plan provided by the
10 professional hockey team, the coverage is applicable to both work related and
11 nonwork related injuries, and the coverage provides medical and related benefits as
12 required under this chapter, except that coverage may not be limited to two years from
13 the date of injury as described under AS 23.30.095(a); in this paragraph, "health care
14 insurance" has the meaning given in AS 21.12.050; **and**

15 **(10) a person employed as a qualified real estate licensee who**
16 **performs services under a written contract that provides that the person will not**
17 **be treated as an employee for federal income tax or workers' compensation**
18 **purposes; in this paragraph, "qualified real estate licensee" means a person who**
19 **is required to be licensed under AS 08.88.161 and whose payment for services is**
20 **directly related to sales or other output rather than the number of hours worked.**