

Introduced: 1/28/72
Referred: Labor & Management
and Judiciary

1 IN THE HOUSE

BY ORBECK

2 HOUSE BILL NO. 559

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the definition of "employee" for
7 workmen's compensation; and providing for an effective
8 date."

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

10 * Section 1. AS 23.30.265(11) is repealed and re-enacted to read:

11 (11) "employee" means an individual who performs a service
12 whether or not the common-law relationship of master and servant exists
13 until it is shown to the satisfaction of the board that

14 (A) the individual has been and will continue to be
15 free from control and direction in connection with the performance
16 of the service, both under his contract for the performance of
17 service and in fact;

18 (B) the service is performed either outside the usual
19 course of the business for which the service is performed or is
20 performed outside all the places of business of the enterprise
21 for which the service is performed; and

22 (C) the individual is customarily engaged in an inde-
23 pendently established trade, occupation, profession, or business
24 of the same nature as that involved in the service performed;

25 * Sec. 2. This Act takes effect on the day after its passage and approv-
26 al or on the day it becomes law without approval.

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