

CS FOR HOUSE BILL NO. 480 (L&C)
IN THE LEGISLATURE OF THE STATE OF ALASKA
SEVENTEENTH LEGISLATURE - SECOND SESSION

BY THE HOUSE LABOR AND COMMERCE COMMITTEE

Offered: 4/14/92
Referred: Rules

Sponsor(s): REPRESENTATIVE CARNEY

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the security that must be provided by or for hearing aid dealers."

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

3 * Section 1. AS 08.55.030(a) is amended to read:

4 (a) Except as otherwise provided in this section, an [AN] applicant for a license under
5 AS 08.55.010 shall at the time of applying for the license file with the department a surety bond
6 in the amount of \$5,000 running to the state and conditioned on the applicant's promise to pay
7 all

8 (1) taxes and contributions due the state and political subdivisions of the state;
9 (2) amounts that may be adjudged against the applicant by reason of negligently
10 or improperly dealing in hearing aids or breaching a contract when dealing in hearing aids.

11 * Sec. 2. AS 08.55.030(b) is amended to read:

12 (b) In lieu of the surety bond, the applicant may file with the department a cash deposit,
13 a certificate of deposit payable to the state, or a [OTHER] negotiable security acceptable to
14 the department, if the deposit, certificate of deposit, or security is in the amount specified for

1 the bond.

2 * Sec. 3. AS 08.55.030(c) is repealed and reenacted to read:

3 (c) The surety shall be maintained in effect while each of the hearing aid dealers for
4 whom the surety is filed is licensed and for three years after each of the dealers ceases to be
5 licensed. During this period, one form of surety may be substituted for another as long as a
6 surety in the required amount is maintained at all times during the period. An action may not
7 be commenced on or against the surety with regard to a particular hearing aid dealer later than
8 three years after the dealer ceases to be licensed under this chapter. In this subsection, "surety"
9 means the bond, cash deposit, certificate of deposit, or negotiable security required by this
10 section.

11 * Sec. 4. AS 08.55.030 is amended by adding new subsections to read:

12 (d) An applicant for a license under this section who is an employee of a hearing aid
13 dealer, acts as a hearing aid dealer in the employment, and does not act as a hearing aid dealer
14 outside the employment, is not required to file the bond required by (a) of this section if the
15 employer files with the department a surety bond in the amount of \$10,000 that covers the
16 employees of the hearing aid dealer, runs to the state, and is conditioned on the employer's
17 promise to pay all

18 (1) taxes and contributions due the state and political subdivisions of the state;

19 (2) amounts that may be adjudged against the employer or the employees by
20 reason of the employees negligently or improperly dealing in hearing aids or breaching a contract
21 when dealing in hearing aids.

22 (e) The bond under (d) of this section may be used to satisfy the bonding requirement
23 for the employer under (a) of this section if the bond is also conditioned on the employer's
24 promise to pay all amounts that may be adjudged against the employer by reason of the employer
25 negligently or improperly dealing in hearing aids or breaching a contract when dealing in hearing
26 aids.