

DATE: April 11, 1977

COMMITTEE ACTION: 1. None  
2. None  
3. None

SENATE  
STAFF ANALYSIS AND ECONOMIC  
STATEMENT Commerce Committee( Brainerd )

Bill No. and Sponsor:  
SB 343 Senator Glisson

Subject Amend. or CS Attached  
Workmen's  
Compensation

---

REFERENCES: Commerce

I. BILL SUMMARY:

Excludes real estate salesmen or agents from the definition of employee if remuneration for their services is solely by way of commission.

II. PURPOSE:

A. Present situation:

Under current law, the word employee, for the purpose of workmen's compensation coverage, is defined to include .. "every person engaged in any employment under any appointment or contract of hire or apprenticeship, express or implied, oral or written..." This is subject to certain express exclusions.

B. Effect on Present Situation:

This bill redefines the word employee so that it no longer includes real estate salesmen or agents if their service is performed for remuneration solely by way of commission.

III. ECONOMIC CONSIDERATIONS:

Economic Impact:  Yes  No

A. Economic Impact on the Public:

There would be some economic impact on both employees and employers. Employers would benefit by not having to provide workmen's compensation coverage. Conversely, real estate salesmen or agents who are paid on a commission basis would no longer be able to claim workmen's compensation benefits. The amount of impact is not quantifiable at this time.

B. Fiscal Impact on Implementing or Enforcing Agencies:

There would be no significant impact on the implementing or enforcing agency.

IV. COMMENTS:

Technical errors - none noted.