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By: **Senator Van Hollen**

Introduced and read first time: February 6, 1998

Assigned to: Finance

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A BILL ENTITLED

1 AN ACT concerning

2                           **Unemployment Insurance - Exemption From Covered Employment - Travel**  
3                           **Agents**

4 FOR the purpose of establishing that certain work performed by a travel agent is not  
5 covered employment for purposes of unemployment insurance; allowing certain  
6 wages that are paid for work that an individual travel agent has performed  
7 through a certain date to be used in determining monetary eligibility for  
8 unemployment insurance benefits; providing for the application of this Act; and  
9 generally relating to unemployment insurance law.

10 BY repealing and reenacting, with amendments,

11     Article - Labor and Employment

12     Section 8-209

13     Annotated Code of Maryland

14     (1991 Volume and 1997 Supplement)

15     SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
16 MARYLAND, That the Laws of Maryland read as follows:

17                           **Article - Labor and Employment**

18 8-209.

19     (a)     Work that an insurance agent or insurance solicitor performs for payment  
20 solely by commission is not covered employment.

21     (b)     To the extent that work is exempted under federal law, the work that an  
22 associate real estate broker or real estate salesperson performs for a licensed real  
23 estate broker for payment by commission is not covered employment.

24     (c)     Work that a yacht salesperson performs for a licensed trader for payment  
25 solely by commission is not covered employment.

26     (D)     WORK THAT A TRAVEL AGENT PERFORMS FOR PAYMENT SOLELY BY  
27 COMMISSION IS NOT COVERED EMPLOYMENT.

1 SECTION 2. AND BE IT FURTHER ENACTED, That Section 8-209(d) of the  
2 Labor and Employment Article as enacted by this Act shall be construed retroactively  
3 and shall be applied to and interpreted to affect all determinations by the Secretary of  
4 Labor, Licensing, and Regulation of: (1) rates of contributions for employing units for  
5 all calendar years beginning on or after January 1, 1997; and (2) benefit charges for  
6 unemployment insurance claims for benefits based on work performed on or after  
7 January 1, 1997. Wages that are paid for work performed by a travel agent through  
8 September 30, 1998 may be used in determining monetary eligibility for  
9 unemployment insurance benefits.

10 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
11 October 1, 1998.