

S.B. 126

SALES REPRESENTATIVE COMMISSION PAYMENT ACT

SENATE FLOOR AMENDMENTS

AMENDMENT 2

JANUARY 29, 2007 11:15 AM

Senator **Sheldon L Killpack** proposes the following amendments:

1. *Page 3, Lines 69 through 78:*

- 69 (4) (a) Except as provided in Subsection (4)(b), "sales representative" means a person
70 who enters into a business relationship with a principal:
71 (i) to solicit orders for a product or a service described in Subsection (3)(a); and
72 (ii) under which the person is compensated, in whole or in part, by commission.
73 (b) "Sales representative" does not include:
74 (i) an employee of a principal;
75 (ii) a person licensed under Title 31A, Insurance Code;
76 (iii) a person licensed under Title 61, Chapter 2, Division of Real Estate: {~~or~~}
77 (iv) a person who provides a product or service under a business relationship with a
78 principal that is incident to the purchase or sale of real property ;~~or~~
(v) a person who places an order or purchases a product or service for that person's own account
for resale .