

SB 211 -- MERCHANDISING PRACTICES

SPONSOR: Loudon (Cooper, 120)

COMMITTEE ACTION: Voted "do pass by consent" by the Committee on Small Business by a vote of 11 to 0.

Currently, if a salesperson sells merchandise and is paid on a commission basis and the employer fails to pay the salesperson the agreed upon commission, the salesperson has a civil claim against the employer under Chapter 407, RSMo. This bill expands the provision by adding the selling of services.

FISCAL NOTE: No impact on state funds in FY 2006, FY 2007, and FY 2008.

PROPOSERS: Supporters say that the bill simply fixes a loophole in the law that protects commission salespersons when they are not paid their commissions as agreed upon. A commission salesperson selling a service faces the same problem as a person selling merchandise, in terms of battling an employer when there is a dispute over the amount of the commission.

Testifying for the bill was Senator Loudon.

OPPOSERS: There was no opposition voiced to the committee.

Richard Smreker, Senior Legislative Analyst