

By Mr. Cohen of Newton, petition of David B. Cohen relative to commissions on certain contract sales. Commerce and Labor.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety-Three.

AN ACT RELATIVE TO SALES COMMISSION CONTRACTS.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section 7 of chapter 104 of the General Laws,
2 as appearing in the 1990 Official Edition, is hereby amended by
3 striking out, in line 1, the word "nine" and inserting in place
4 thereof the word: — ten.

1 SECTION 2. Section 8 of said chapter 104, as so appearing,
2 is hereby amended by added the following paragraph: —
3 The provision in any contract between a sales representative and
4 a principal purporting to waive any provision of this section or
5 section ten, whether by expressed waiver or by a contract subject
6 to the laws of another state, is contrary to public policy and shall
7 be void.

1 SECTION 3. Said chapter 104 is hereby amended by adding
2 the following section: —
3 Section 10. A principal, who is not a resident of the
4 commonwealth, that contracts with a sales representative to solicit
5 orders in the commonwealth is declared to be transacting business
6 in the commonwealth for the purposes of the exercise of personal
7 jurisdiction under the provisions of section three of chapter two
8 hundred and twenty-three A.

