

*amount required as the State's share of the salaries, as prescribed in this subsection.*

SEC. 2. *And be it further enacted*, That this Act shall take effect June 1, 1965.

Approved May 4, 1965.

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CHAPTER 822  
(House Bill 960)

AN ACT to repeal and re-enact, with amendments, Section 20(g) (6) of Article 95A of the Annotated Code of Maryland (1964 Replacement Volume), title "Unemployment Insurance Law," subtitle "Definitions," providing and specifying conditions for exemption of certain taxicab drivers from unemployment insurance coverage, and correcting an error therein.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That Section 20(g) (6) of Article 95A of the Annotated Code of Maryland (1964 Replacement Volume), title "Unemployment Insurance Law," subtitle "Definitions," be and it is hereby repealed and re-enacted, with amendments, to read as follows:

20(g).

(6) Services performed by an individual for wages or under any contract of hire shall be deemed to be employment subject to this article, irrespective of whether the common-law relationship of master and servant exists, unless and until it is shown to the satisfaction of the Executive Director that

(A) Such individual has been and will continue to be free from control or direction over the performance of such services, both *under* his contract of service and in fact; and

(B) Such service is either outside the usual course of the business for which such service is performed, or that such service is performed outside of all the places of business of the enterprise for which such service is performed; and

(C) Such individual is customarily engaged in an independently established trade, occupation, profession or business of the same nature as that involved in the service in question; and

(D) Barbers and beauticians operating establishments and leasing chairs or booths to other properly licensed barbers and beauticians need not show compliance with subparagraphs (A), (B) and (C) hereof if it is shown to the satisfaction of the Executive Director that:

(i) A written lease has been entered into between the operator and the lessee and is currently in force.

(ii) Lessee pays a stipulated amount for the use of the chair or booth but is required to make no further accounting or report of income to the operator.