

EMPLOYEE RELATIONSHIP DOES NOT IN FACT EXIST AND WHERE THE SERVICES ARE RENDERED TO SUCH ORGANIZATIONS GRATUITOUSLY, AND WITH NO EXPECTATION OF GAIN;

(5) ANY INDIVIDUAL WHO IS A STUDENT REGULARLY ENROLLED IN PRIMARY AND SECONDARY SCHOOLS WHO IS EMPLOYED AFTER SCHOOL HOURS OR DURING VACATION, FOR NOT MORE THAN 20 HOURS IN ANY WEEK.

(6) ANY INDIVIDUAL EMPLOYED AS AN OUTSIDE SALESMAN OR ANY INDIVIDUAL COMPENSATED ON A COMMISSION BASIS.

(7) ANY INDIVIDUAL WHO HAS ATTAINED THE AGE OF 62 YEARS AND WHO WORKS NOT MORE THAN 25 HOURS PER WEEK.

(8) ANY INDIVIDUAL EMPLOYED BY AN EMPLOYER ENGAGED IN THE FIRST PROCESSING OF, OR IN CANNING, PACKING OF FREEZING PERISHABLE OR SEASONAL FRESH FRUITS, VEGETABLES OR HORTICULTURAL COMMODITIES, POULTRY OR SEAFOOD.

(9) ANY INDIVIDUAL EMPLOYED BY AN EMPLOYER IF SUCH INDIVIDUAL IS THE PARENT, SPOUSE, CHILD, OR OTHER MEMBER OF THE EMPLOYER'S IMMEDIATE FAMILY.

(10) ANY INDIVIDUAL EMPLOYED IN MOTION PICTURE THEATRES, INCLUDING DRIVE-IN THEATRES, AND LEGITIMATE THEATRES.

(11) ANY INDIVIDUAL EMPLOYED IN ANY OF THE FOLLOWING BUSINESSES AND ESTABLISHMENTS: RESTAURANTS, CAFES, TAVERNS, DRIVE-INS, DRUGSTORES, WHICH SELL FOOD AND DRINK FOR CONSUMPTION ON THE PREMISES, AND OTHER SIMILAR ESTABLISHMENTS WHICH SELL FOOD AND DRINK FOR CONSUMPTION ON THE PREMISES; PROVIDED, HOWEVER, THAT THIS SUBSECTION SHALL ONLY APPLY TO SUCH BUSINESS OR ESTABLISHMENT WHICH SHALL HAVE AN ANNUAL GROSS INCOME OF \$500,000 OR LESS, AND AS OF JUNE 1, 1969 SHALL HAVE AN ANNUAL GROSS INCOME OF \$250,000 OR LESS.

(f) "Committee" refers to an advisory committee, appointed by the Governor, composed of not more than three representatives of employers, an equal number of representatives of employees, and an equal number of disinterested persons representing the public;

(g) "Occupation" means any occupation, service, trade, business, industry, or branch or group of industries or employment or class of employment in which individuals are gainfully employed;

(h) "Gratuities" mean voluntary monetary contributions received by an employee from a guest, patron, or customer, for service rendered, and no part of which shall be returned to the employer.

(i) "TIPPED EMPLOYEE". A TIPPED EMPLOYEE MEANS ANY EMPLOYEE ENGAGED IN AN OCCUPATION IN WHICH