

10. A TRANSCRIPTION;
11. TELEVISION;
12. THE VARIETY FIELD; OR
13. VAUDEVILLE; OR

(IV) 1. OBTAINS, OFFERS TO OBTAIN, OR ATTEMPTS TO OBTAIN AN ALIEN LABOR CERTIFICATION OR IMMIGRANT VISA FOR AN INDIVIDUAL; AND

2. PARTICIPATES DIRECTLY OR INDIRECTLY IN THE RECRUITMENT OR SUPPLY OF AN INDIVIDUAL WHO RESIDES OUTSIDE OF THE CONTINENTAL UNITED STATES FOR EMPLOYMENT IN THE CONTINENTAL UNITED STATES.

(2) "EMPLOYMENT AGENCY" DOES NOT INCLUDE A PERSON WHO MERELY:

(I) CONDUCTS A BUSINESS THAT DIRECTLY EMPLOYS INDIVIDUALS TO PROVIDE PART-TIME OR TEMPORARY SERVICES TO ANOTHER PERSON;

(II) AS A LAWYER, DIRECTLY OBTAINS AN IMMIGRANT VISA FOR AN INDIVIDUAL; OR

(III) CONDUCTS A BUSINESS THAT:

1. RECEIVES A FEE THAT IS PAID WHOLLY BY AN EMPLOYER;

2. DOES NOT COLLECT MONEY FROM AN INDIVIDUAL SEEKING EMPLOYMENT; AND

3. DOES NOT REQUIRE AN INDIVIDUAL SEEKING EMPLOYMENT TO MAKE A CONTRACT.

REVISOR'S NOTE: This subsection is new language derived without substantive change from the first, third, fourth, fifth, and seventh sentences of former Art. 56, § 162(a).

The definition combines the former definitions of "employment agency", "theatrical employment agency", and "visa service employment agency" since, in practice, the Commissioner issues only one type of license to do business as an employment agency.

In paragraph (1)(iv)2 of this subsection, the word "individual" is substituted for the former word "persons" to clarify that human beings are recruited for jobs.