
HOUSE BILL 2757

State of Washington 56th Legislature 2000 Regular Session

By Representatives Schindler, Boldt, Koster and Dunn

Read first time 01/19/2000. Referred to Committee on Commerce & Labor.

1 AN ACT Relating to which workplaces are subject to safety and
2 health standards; and amending RCW 49.17.020.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 49.17.020 and 1997 c 362 s 2 are each amended to read
5 as follows:

6 For the purposes of this chapter:

7 (1) The term "agriculture" means farming and includes, but is not
8 limited to:

9 (a) The cultivation and tillage of the soil;

10 (b) Dairying;

11 (c) The production, cultivation, growing, and harvesting of any
12 agricultural or horticultural commodity;

13 (d) The raising of livestock, bees, fur-bearing animals, or
14 poultry; and

15 (e) Any practices performed by a farmer or on a farm, incident to
16 or in connection with such farming operations, including but not
17 limited to preparation for market and delivery to:

18 (i) Storage;

19 (ii) Market; or

1 (iii) Carriers for transportation to market.

2 The term "agriculture" does not mean a farmer's processing for sale
3 or handling for sale a commodity or product grown or produced by a
4 person other than the farmer or the farmer's employees.

5 (2) The term "director" means the director of the department of
6 labor and industries, or his designated representative.

7 (3) The term "department" means the department of labor and
8 industries.

9 (4) The term "employer" means any person, firm, corporation,
10 partnership, business trust, legal representative, or other business
11 entity which engages in any business, industry, profession, or activity
12 in this state and employs one or more employees or who contracts with
13 one or more persons, the essence of which is the personal labor of such
14 person or persons and includes the state, counties, cities, and all
15 municipal corporations, public corporations, political subdivisions of
16 the state, and charitable organizations: PROVIDED, That any person,
17 partnership, or business entity not having employees, and who is
18 covered by the industrial insurance act shall be considered both an
19 employer and an employee.

20 (5) The term "employee" means an employee of an employer who is
21 employed in the business of his employer whether by way of manual labor
22 or otherwise and every person in this state who is engaged in the
23 employment of or who is working under an independent contract the
24 essence of which is his personal labor for an employer under this
25 chapter whether by way of manual labor or otherwise.

26 (6) The term "person" means one or more individuals, partnerships,
27 associations, corporations, business trusts, legal representatives, or
28 any organized group of persons.

29 (7) The term "safety and health standard" means a standard which
30 requires the adoption or use of one or more practices, means, methods,
31 operations, or processes reasonably necessary or appropriate to provide
32 safe or healthful employment and places of employment.

33 (8) The term "workplace" means any plant, yard, premises, room, or
34 other place where an employee or employees are employed for the
35 performance of labor or service over which the employer has the right
36 of access or control, and includes, but is not limited to, all
37 workplaces covered by industrial insurance under Title 51 RCW, as now
38 or hereafter amended. The term "workplace" does not include an
39 employee's residence.

1 (9) The term "working day" means a calendar day, except Saturdays,
2 Sundays, and all legal holidays as set forth in RCW 1.16.050, as now or
3 hereafter amended, and for the purposes of the computation of time
4 within which an act is to be done under the provisions of this chapter,
5 shall be computed by excluding the first working day and including the
6 last working day.

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