

CERTIFICATION OF ENROLLMENT

**SUBSTITUTE HOUSE BILL 1583**

60th Legislature  
2007 Regular Session

Passed by the House March 12, 2007  
Yeas 91 Nays 7

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**Speaker of the House of Representatives**

Passed by the Senate April 13, 2007  
Yeas 41 Nays 3

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**President of the Senate**

Approved

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**Governor of the State of Washington**

CERTIFICATE

I, Richard Nafziger, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 1583** as passed by the House of Representatives and the Senate on the dates hereon set forth.

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**Chief Clerk**

FILED

**Secretary of State  
State of Washington**

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**SUBSTITUTE HOUSE BILL 1583**

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Passed Legislature - 2007 Regular Session

**State of Washington                      60th Legislature                      2007 Regular Session**

**By** House Committee on Commerce & Labor (originally sponsored by Representatives Moeller, Conway, Darneille, Wood, Green, Ormsby and Morrell)

READ FIRST TIME 2/28/07.

1            AN ACT Relating to disclosure of the percentage of automatic  
2 service charges paid to servers; and adding a new section to chapter  
3 19.48 RCW.

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

5            NEW SECTION.    **Sec. 1.** A new section is added to chapter 19.48 RCW  
6 to read as follows:

7            (1) An employer that imposes an automatic service charge related to  
8 food, beverages, entertainment, or portorage provided to a customer  
9 must disclose in an itemized receipt and in any menu provided to the  
10 customer the percentage of the automatic service charge that is paid or  
11 is payable directly to the employee or employees serving the customer.

12            (2) For purposes of this section:

13            (a) "Employee" means nonmanagerial, nonsupervisory workers,  
14 including but not limited to servers, busers, banquet houseman, banquet  
15 captains, bartenders, barbacks, and porters.

16            (b) "Employer" means employers as defined in RCW 49.46.010 that  
17 provide food, beverages, entertainment, or portorage, including but not  
18 limited to restaurants, catering houses, convention centers, and  
19 overnight accommodations.

1           (c) "Service charge" means a separately designated amount collected  
2 by employers from customers that is for services provided by employees,  
3 or is described in such a way that customers might reasonably believe  
4 that the amounts are for such services. Service charges include but  
5 are not limited to charges designated on receipts as a "service  
6 charge," "gratuity," "delivery charge," or "portage charge." Service  
7 charges are in addition to hourly wages paid or payable to the employee  
8 or employees serving the customer.

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