

**SHB 1057 - S AMD 158**

By Senators Kohl-Welles, Prentice, Holmquist Newbry

ADOPTED 03/01/2012

1       Strike everything after the enacting clause and insert the  
2 following:

3       "**Sec. 1.** RCW 19.30.030 and 2011 1st sp.s. c 50 s 927 are each  
4 reenacted to read as follows:

5       (1) The director shall not issue to any person a license to act as  
6 a farm labor contractor until:

7       (a) Such person has executed a written application on a form  
8 prescribed by the director, subscribed and sworn to by the applicant,  
9 and containing (i) a statement by the applicant of all facts required  
10 by the director concerning the applicant's character, competency,  
11 responsibility, and the manner and method by which he or she proposes  
12 to conduct operations as a farm labor contractor if such license is  
13 issued, and (ii) the names and addresses of all persons financially  
14 interested, either as partners, stockholders, associates, profit  
15 sharers, or providers of board or lodging to agricultural employees in  
16 the proposed operation as a labor contractor, together with the amount  
17 of their respective interests;

18       (b) The director, after investigation, is satisfied as to the  
19 character, competency, and responsibility of the applicant;

20       (c) The applicant has paid to the director a license fee of: (i)  
21 Thirty-five dollars in the case of a farm labor contractor not engaged  
22 in forestation or reforestation, or (ii) one hundred dollars in the  
23 case of a farm labor contractor engaged in forestation or reforestation  
24 or such other sum as the director finds necessary, and adopts by rule,  
25 for the administrative costs of evaluating applications;

26       (d) The applicant has filed proof satisfactory to the director of  
27 the existence of a policy of insurance with any insurance carrier  
28 authorized to do business in the state of Washington in an amount  
29 satisfactory to the director, which insures the contractor against  
30 liability for damage to persons or property arising out of the

1 contractor's operation of, or ownership of, any vehicle or vehicles for  
2 the transportation of individuals in connection with the contractor's  
3 business, activities, or operations as a farm labor contractor;

4 (e) The applicant has filed a surety bond or other security which  
5 meets the requirements set forth in RCW 19.30.040;

6 (f) The applicant executes a written statement which shall be  
7 subscribed and sworn to and shall contain the following declaration:

8 "With regards to any action filed against me concerning my  
9 activities as a farm labor contractor, I appoint the director of the  
10 Washington department of labor and industries as my lawful agent to  
11 accept service of summons when I am not present in the jurisdiction in  
12 which the action is commenced or have in any other way become  
13 unavailable to accept service"; and

14 (g) The applicant has stated on his or her application whether or  
15 not his or her contractor's license or the license of any of his or her  
16 agents, partners, associates, stockholders, or profit sharers has ever  
17 been suspended, revoked, or denied by any state or federal agency, and  
18 whether or not there are any outstanding judgments against him or her  
19 or any of his or her agents, partners, associates, stockholders, or  
20 profit sharers in any state or federal court arising out of activities  
21 as a farm labor contractor.

22 (2) The farm labor contractor account is created in the state  
23 treasury. All receipts from farm labor contractor licenses, security  
24 deposits, penalties, and donations must be deposited into the account.  
25 Moneys in the account may be spent only after appropriation.  
26 Expenditures from the account may be used only for administering the  
27 farm labor contractor licensing program, subject to authorization from  
28 the director or the director's designee."

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29 On page 1, line 1 of the title, after "account;" strike the  
30 remainder of the title and insert "and reenacting RCW 19.30.030."

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