

CERTIFICATION OF ENROLLMENT

SUBSTITUTE HOUSE BILL 1057

Chapter 158, Laws of 2012

62nd Legislature
2012 Regular Session

FARM LABOR ACCOUNT

EFFECTIVE DATE: 06/07/12

Passed by the House March 5, 2012
Yeas 94 Nays 0

FRANK CHOPP

Speaker of the House of Representatives

Passed by the Senate March 1, 2012
Yeas 47 Nays 0

BRAD OWEN

President of the Senate

Approved March 29, 2012, 6:11 p.m.

CHRISTINE GREGOIRE

Governor of the State of Washington

CERTIFICATE

I, Barbara Baker, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 1057** as passed by the House of Representatives and the Senate on the dates hereon set forth.

BARBARA BAKER

Chief Clerk

FILED

March 29, 2012

**Secretary of State
State of Washington**

SUBSTITUTE HOUSE BILL 1057

AS AMENDED BY THE SENATE

Passed Legislature - 2012 Regular Session

State of Washington 62nd Legislature 2012 Regular Session

By House Labor & Workforce Development (originally sponsored by Representatives Hudgins, Green, and Reykdal; by request of Department of Labor & Industries)

READ FIRST TIME 01/21/11.

1 AN ACT Relating to the creation of the farm labor account; and
2 reenacting RCW 19.30.030.

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

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

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

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

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

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

9 (d) The applicant has filed proof satisfactory to the director of
10 the existence of a policy of insurance with any insurance carrier
11 authorized to do business in the state of Washington in an amount
12 satisfactory to the director, which insures the contractor against
13 liability for damage to persons or property arising out of the
14 contractor's operation of, or ownership of, any vehicle or vehicles for
15 the transportation of individuals in connection with the contractor's
16 business, activities, or operations as a farm labor contractor;

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

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

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

27 (g) The applicant has stated on his or her application whether or
28 not his or her contractor's license or the license of any of his or her
29 agents, partners, associates, stockholders, or profit sharers has ever
30 been suspended, revoked, or denied by any state or federal agency, and
31 whether or not there are any outstanding judgments against him or her
32 or any of his or her agents, partners, associates, stockholders, or
33 profit sharers in any state or federal court arising out of activities
34 as a farm labor contractor.

35 (2) The farm labor contractor account is created in the state
36 treasury. All receipts from farm labor contractor licenses, security
37 deposits, penalties, and donations must be deposited into the account.
38 Moneys in the account may be spent only after appropriation.

1 Expenditures from the account may be used only for administering the
2 farm labor contractor licensing program, subject to authorization from
3 the director or the director's designee.

Passed by the House March 5, 2012.

Passed by the Senate March 1, 2012.

Approved by the Governor March 29, 2012.

Filed in Office of Secretary of State March 29, 2012.