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SENATE BILL 5565

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State of Washington

65th Legislature

2017 Regular Session

By Senator Warnick

Read first time 01/27/17. Referred to Committee on Commerce, Labor & Sports.

1 AN ACT Relating to employment laws regarding transportation  
2 contractors, including the definition of "truck"; and amending RCW  
3 51.08.180.

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

5 **Sec. 1.** RCW 51.08.180 and 2008 c 102 s 3 are each amended to  
6 read as follows:

7 "Worker" means every person in this state who is engaged in the  
8 employment of an employer under this title, whether by way of manual  
9 labor or otherwise in the course of his or her employment; also every  
10 person in this state who is engaged in the employment of or who is  
11 working under an independent contract, the essence of which is his or  
12 her personal labor for an employer under this title, whether by way  
13 of manual labor or otherwise, in the course of his or her employment,  
14 or as an exception to the definition of worker, a person is not a  
15 worker if he or she meets the tests set forth in subsections (1)  
16 through (6) of RCW 51.08.195 or the separate tests set forth in RCW  
17 51.08.181 for work performed that requires registration under chapter  
18 18.27 RCW or licensing under chapter 19.28 RCW: PROVIDED, That a  
19 person is not a worker for the purpose of this title, with respect to  
20 his or her activities attendant to operating a truck, as "truck" is  
21 defined in RCW 46.04.653, which he or she owns, and which is leased

1 to a (~~common or contract~~) motor carrier or for which he or she  
2 provides services as a licensed motor carrier to a freight broker.

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