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**SENATE BILL 6122**

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**State of Washington**

**66th Legislature**

**2020 Regular Session**

**By** Senators Keiser, Kuderer, and Wilson, C.

Prefiled 12/31/19. Read first time 01/13/20. Referred to Committee on Labor & Commerce.

1 AN ACT Relating to protecting temporary workers; adding a new  
2 section to chapter 49.17 RCW; and creating a new section.

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

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 49.17  
5 RCW to read as follows:

6 (1) Before the assignment of an employee to a worksite employer,  
7 a staffing agency must:

8 (a) Visit the worksite employer's actual workplace where the  
9 employer will be working to review the safety and health practices  
10 and hazards of the worksite employer;

11 (b) Provide training to the employee for industry specific  
12 hazards the employee may encounter at the worksite employer. Industry  
13 specific training must be completed annually, in the preferred  
14 language of the worker, and must occur during paid work hours and at  
15 no expense to the employee. The training date and training content  
16 must be maintained by the staffing agency and provided to the  
17 employee; and

18 (c) Transmit training documentation to the worksite employer.

19 (2) A worksite employer must allow a staffing agency to visit any  
20 worksite where the staffing agency's employees are or will be working

1 to observe and confirm the information related to the worksite's  
2 safety and health practices and hazards.

3 (3) The definitions in this subsection apply throughout this  
4 section unless the context clearly requires otherwise.

5 (a) "Staffing agency" means an individual, company, corporation,  
6 or partnership, that procures or provides temporary employment to a  
7 person who then works under the supervision or direction of a  
8 worksite employer. "Staffing agency" does not include a "farm labor  
9 contractor" as defined in RCW 19.30.010.

10 (b) "Worksite employer" means an individual, company,  
11 corporation, or partnership with which a staffing agency contracts or  
12 otherwise agrees to furnish persons for temporary employment.

13 NEW SECTION. **Sec. 2.** (1) The department of labor and industries  
14 must review industrial injury claims related to staffing agencies'  
15 employees made during the three years prior to the effective date of  
16 this section. By December 1, 2020, the department of labor and  
17 industries must provide a report to the appropriate committees of the  
18 legislature with its findings regarding the claims and a  
19 recommendation for a shared industrial insurance premium between  
20 staffing agencies and worksite employers so that worksite employers  
21 also have some experience rating impact from claims on their  
22 worksites by staffing agencies' employees.

23 (2) For the purposes of this section, the definitions in section  
24 1(3) of this act apply unless the context clearly requires otherwise.

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