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HOUSE BILL 1651

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State of Washington

64th Legislature

2015 Regular Session

By Representatives Ryu, Goodman, Rodne, Griffey, Van Werven, Wylie, Moscoso, Ormsby, and Santos

Read first time 01/26/15. Referred to Committee on Labor.

1 AN ACT Relating to human trafficking definitions; and amending  
2 RCW 19.320.010.

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

4 **Sec. 1.** RCW 19.320.010 and 2010 c 142 s 1 are each amended to  
5 read as follows:

6 The definitions in this section apply throughout this chapter  
7 unless the context clearly requires otherwise.

8 (1) "Any person" means adults and children of any nationality.

9 (2) "Domestic employers of foreign workers" or "domestic  
10 employer" means a person or persons residing in the state of  
11 Washington who recruit or employ a foreign worker to perform work in  
12 Washington state.

13 ~~((+2))~~ (3) "Forced labor" means all work or service which is  
14 exacted from any person under the menace of any penalty and to which  
15 the person has not offered himself or herself voluntarily.

16 (4) "Foreign worker" or "worker" means a person who is not a  
17 citizen of the United States, who comes to Washington state based on  
18 an offer of employment, and who holds a nonimmigrant visa for  
19 temporary visitors.

20 ~~((+3))~~ (5) "Human trafficking" or "trafficking" means an act  
21 conducted for the purpose of exploitation, including forced labor, by

1 particular means, for example threat of use of force or other forms  
2 of coercion, abduction, fraud or deception, abuse of power, or abuse  
3 of position of vulnerability.

4 (6) "International labor recruitment agency" means a corporation,  
5 partnership, business, or other legal entity, whether or not  
6 organized under the laws of the United States or any state, that does  
7 business in the United States and offers Washington state entities  
8 engaged in the employment or recruitment of foreign workers,  
9 employment referral services involving citizens of a foreign country  
10 or countries by acting as an intermediary between these foreign  
11 workers and Washington employers.

12 (7) "Menace of any penalty" means all forms of criminal sanctions  
13 and other forms of coercion, including threats, violence, retention  
14 of identity documents, confinement, nonpayment or illegal deduction  
15 of wages, or debt bondage.

16 (8) "Work or service" means all types of work, employment, or  
17 occupation, whether legal or not.

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