

SB 6769 - S AMD 526

By Senator Honeyford

ADOPTED 02/13/02

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

3 **"Sec. I.** RCW 70.114A.020 and 1999 c 374 s 6 are each amended to
4 read as follows:

5 The definitions in this section apply throughout this chapter.

6 (1) "Agricultural employee" means any person who renders personal
7 services to, or under the direction of, an agricultural employer in
8 connection with the employer's agricultural activity.

9 (2) "Agricultural employer" means any person engaged in
10 agricultural activity, including the growing, producing, or harvesting
11 of farm or nursery products, or engaged in the forestation or
12 reforestation of lands, which includes but is not limited to the
13 planting, transplanting, tubing, precommercial thinning, and thinning
14 of trees and seedlings, the clearing, piling, and disposal of brush and
15 slash, the harvest of Christmas trees, and other related activities.
16 For the purposes of mobile housing for range sheepherders, the term
17 "agricultural employer" does not include persons engaged in the
18 business of shepherding.

19 (3) "Department" means the department of health.

20 (4) "Dwelling unit" means a shelter, building, or portion of a
21 building, that may include cooking and eating facilities, that is:

22 (a) Provided and designated by the operator as either a sleeping
23 area, living area, or both, for occupants; and

24 (b) Physically separated from other sleeping and common-use areas.

25 (5) "Enforcement" and "enforcement actions" include the authority
26 to levy and collect fines.

27 (6) "Facility" means a sleeping place, drinking water, toilet,
28 sewage disposal, food handling installation, or other installations
29 required for compliance with this chapter.

30 (7) "Occupant" means a temporary worker or a person who resides
31 with a temporary worker at the housing site.

1 (8) "Operator" means a person holding legal title to the land on
2 which temporary worker housing is located. However, if the legal title
3 and the right to possession are in different persons, "operator" means
4 a person having the lawful control or supervision over the temporary
5 worker housing under a lease or other arrangement.

6 (9) "Temporary worker" means an agricultural employee employed
7 intermittently and not residing year-round at the same site.

8 (10) "Temporary worker housing" means a place, area, or piece of
9 land where sleeping places or housing sites are provided by an
10 agricultural employer for his or her agricultural employees or by
11 another person, including a temporary worker housing operator, who is
12 providing such accommodations for employees, for temporary, seasonal
13 occupancy.

14 NEW SECTION. Sec. II. A new section is added to chapter 49.17 RCW
15 to read as follows:

16 For the purposes of mobile housing for range shepherders, the
17 department shall not enforce standards exceeding the minimum applicable
18 requirements for such housing found in standards adopted by the United
19 States department of labor."

20 Renumber the sections consecutively and correct any internal
21 references accordingly.

« END ---

EFFECT: Clarifies that the exemption is only applies to mobile
housing for shepherders, and specifies the federal housing
standard that applies.