
HOUSE BILL 1719

State of Washington

63rd Legislature

2013 Regular Session

By Representatives Freeman, Sells, Moscoso, Ryu, Green, Fitzgibbon, Stanford, Orwall, Goodman, Pettigrew, Appleton, Roberts, Reykdal, Hunt, Santos, Lias, Hudgins, Van De Wege, Moeller, Upthegrove, Jinkins, Pollet, and Bergquist

Read first time 02/06/13. Referred to Committee on Labor & Workforce Development.

1 AN ACT Relating to drayage truck operators at certain ports;
2 amending RCW 53.08.005; and adding a new section to chapter 53.08 RCW.

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

4 **Sec. 1.** RCW 53.08.005 and 2000 c 81 s 6 are each amended to read
5 as follows:

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

8 (1) "Agricultural products" has the same meaning as in RCW
9 82.04.213.

10 (2) "Commission" means the Washington utilities and transportation
11 commission.

12 ((+2)) (3) "Drayage truck operator" means the driver of any in-use
13 on-road vehicle with a gross vehicle weight rating greater than thirty-
14 three thousand pounds who enters a port district for the purpose of
15 loading, unloading, or transporting containerized cargo other than
16 agricultural products.

17 (4) "Rural port district" means a port district formed under
18 chapter 53.04 RCW and located in a county with an average population
19 density of fewer than one hundred persons per square mile.

1 (~~(3)~~) (5) "Telecommunications" has the same meaning as contained
2 in RCW 80.04.010.

3 (~~(4)~~) (6) "Telecommunications facilities" means lines, conduits,
4 ducts, poles, wires, cables, crossarms, receivers, transmitters,
5 instruments, machines, appliances, instrumentalities and all devices,
6 real estate, easements, apparatus, property, and routes used, operated,
7 owned, or controlled by any entity to facilitate the provision of
8 telecommunications services.

9 (~~(5)~~) (7) "Wholesale telecommunications services" means the
10 provision of telecommunications services or facilities for resale by an
11 entity authorized to provide telecommunications services to the general
12 public and internet service providers.

13 NEW SECTION. **Sec. 2.** A new section is added to chapter 53.08 RCW
14 to read as follows:

15 (1) A port district shall employ drayage truck operators to load,
16 unload, and transport containerized cargo other than agricultural
17 products at or through the port. A port district may enter into
18 contracts with cargo owners and shippers to provide the services of
19 such drayage truck operators.

20 (2) All loading, unloading, and transporting of containerized cargo
21 other than agricultural products in a port district must take place
22 pursuant to a contract or contracts entered into pursuant to subsection
23 (1) of this section.

24 (3) This section applies only to a port district in a county with
25 a population of one million or more.

26 NEW SECTION. **Sec. 3.** If any provision of this act or its
27 application to any person or circumstance is held invalid, the
28 remainder of the act or the application of the provision to other
29 persons or circumstances is not affected.

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