
SENATE BILL 5362

State of Washington 65th Legislature 2017 Regular Session

By Senators Braun, Mullet, Baumgartner, Liias, and Rossi

Read first time 01/20/17. Referred to Committee on Commerce, Labor & Sports.

1 AN ACT Relating to an exemption from unemployment compensation
2 for certain providers of commercial transportation services; and
3 amending RCW 50.04.100.

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

5 **Sec. 1.** RCW 50.04.100 and 1982 1st ex.s. c 18 s 14 are each
6 amended to read as follows:

7 "Employment," subject only to the other provisions of this title,
8 means personal service, of whatever nature, unlimited by the
9 relationship of master and servant as known to the common law or any
10 other legal relationship, including service in interstate commerce,
11 performed for wages or under any contract calling for the performance
12 of personal services, written or oral, express or implied. However,
13 for purposes of this title "employment" does not include services
14 performed by a driver providing commercial transportation services as
15 defined in RCW 48.177.005.

16 Except as provided by RCW 50.04.145, personal services performed
17 for an employing unit by one or more contractors or subcontractors
18 acting individually or as a partnership, which do not meet the
19 provisions of RCW 50.04.140, shall be considered employment of the
20 employing unit: PROVIDED, HOWEVER, That such contractor or
21 subcontractor shall be an employer under the provisions of this title

1 in respect to personal services performed by individuals for such
2 contractor or subcontractor.

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