

2 SSB 5844 - S Amd - 000056
3 By Senator McAuliffe

4 ADOPTED 3/9/93

5 Strike everything after the enacting clause and insert the following:

6 NEW SECTION. **Sec. 1.** A new section is added to chapter 43.150 RCW
7 to read as follows:

8 A volunteer organization or individual volunteer may assist a
9 public agency, with the agency's approval, in a collaborative program
10 designed to serve the needs of at-risk children. The center, with the
11 advice and counsel of the attorney general, shall develop guidelines
12 defining at-risk children and establish reasonable safety standards for
13 the activities of any volunteers, including but not limited to
14 background checks as provided in RCW 43.43.830 through 43.43.834. In
15 carrying out the volunteer activity, the individual volunteer or member
16 of the volunteer organization shall not be considered to be an employee
17 or agent of any public agency involved in the collaborative program.
18 Prior to participation, a volunteer and the public agency administering
19 the collaborative program shall sign a written master agreement,
20 approved in form by the attorney general, that includes provisions
21 defining the scope of the volunteer activities and waiving any claims
22 against each other. An individual volunteer shall not be liable for
23 civil damages resulting from any act or omission arising from volunteer
24 activities which comply with safety standards issued by the center for
25 volunteerism and citizen service, other than acts or omissions
26 constituting gross negligence or wilful or wanton misconduct. In any
27 action for damages against a public agency or volunteer organization,
28 a claimant must establish by a preponderance of the evidence that a
29 public agency or other sponsor of a program under this section failed
30 to comply with reasonable safety standards established by the center.

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