

CERTIFICATION OF ENROLLMENT

**SUBSTITUTE HOUSE BILL 1017**

53rd Legislature  
1993 Regular Session

Passed by the House February 22, 1993  
Yeas 94 Nays 0

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**Speaker of the  
House of Representatives**

Passed by the Senate April 8, 1993  
Yeas 46 Nays 3

\_\_\_\_\_  
**President of the Senate**

Approved

\_\_\_\_\_  
**Governor of the State of Washington**

CERTIFICATE

I, Alan Thompson, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 1017** as passed by the House of Representatives and the Senate on the dates hereon set forth.

\_\_\_\_\_  
**Chief Clerk**

FILED

**Secretary of State  
State of Washington**

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**SUBSTITUTE HOUSE BILL 1017**

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Passed Legislature - 1993 Regular Session

**State of Washington                      53rd Legislature                      1993 Regular Session**

**By** House Committee on Education (originally sponsored by Representatives Forner, Dorn, Brough, Chandler, Brumsickle, Vance, Cooke, Thomas, Long, Reams, Van Luven, Kremen, Tate, Mielke, Miller, Ballard, Basich, Dyer, Sheldon, Wood, Foreman, Ballasiotes, Schoesler, Morton, Stevens, Carlson, Edmondson, Sehlin, Rayburn and Horn)

Read first time 02/12/93.

1            AN ACT Relating to public employment; amending RCW 9.96A.020; and  
2            creating a new section.

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

4            **Sec. 1.** RCW 9.96A.020 and 1973 c 135 s 2 are each amended to read  
5            as follows:

6            (~~Notwithstanding any other provisions~~) (1) Subject to the  
7            exceptions in subsections (3) and (4) of this section, and unless there  
8            is another provision of law to the contrary, a person (~~shall~~) is not  
9            (~~be~~) disqualified from employment by the state of Washington or any  
10           ~~of its (agencies or political subdivisions)~~ counties, cities, towns,  
11           municipal corporations, or quasi-municipal corporations, nor (~~shall~~)  
12           is a person (~~be~~) disqualified to practice, pursue or engage in any  
13           occupation, trade, vocation, or business for which a license, permit,  
14           certificate or registration is required to be issued by the state of  
15           Washington or any of its (~~agencies or political subdivisions~~)  
16           counties, cities, towns, municipal corporations, or quasi-municipal  
17           corporations solely because of a prior conviction of a felony(~~+~~  
18           PROVIDED)). However, this section (~~shall~~) does not preclude the  
19           fact of any prior conviction of a crime from being considered.

1       (~~However,~~) (2) A person may be denied employment by the state of  
2 Washington or any of its (~~agencies or political subdivisions~~)  
3 counties, cities, towns, municipal corporations, or quasi-municipal  
4 corporations, or a person may be denied a license, permit, certificate  
5 or registration to pursue, practice or engage in an occupation, trade,  
6 vocation, or business by reason of the prior conviction of a felony if  
7 the felony for which he or she was convicted directly relates to the  
8 position of employment sought or to the specific occupation, trade,  
9 vocation, or business for which the license, permit, certificate or  
10 registration is sought, and the time elapsed since the conviction is  
11 less than ten years.

12       (3) A person is disqualified for any certificate required or  
13 authorized under chapters 28A.405 or 28A.410 RCW, because of a prior  
14 guilty plea or the conviction of a felony involving sexual exploitation  
15 of a child under chapter 9.68A RCW, sexual offenses under chapter 9A.44  
16 RCW where a minor is the victim, promoting prostitution of a minor  
17 under chapter 9A.88 RCW, or a violation of similar laws of another  
18 jurisdiction, even if the time elapsed since the guilty plea or  
19 conviction is ten years or more.

20       (4) A person is disqualified from employment by school districts,  
21 educational service districts, and their contractors hiring employees  
22 who will have regularly scheduled unsupervised access to children,  
23 because of a prior guilty plea or conviction of a felony involving  
24 sexual exploitation of a child under chapter 9.68A RCW, sexual offenses  
25 under chapter 9A.44 RCW where a minor is the victim, promoting  
26 prostitution of a minor under chapter 9A.88 RCW, or a violation of  
27 similar laws of another jurisdiction, even if the time elapsed since  
28 the guilty plea or conviction is ten years or more.

29       (5) Subsections (3) and (4) of this section only apply to a person  
30 applying for a certificate or for employment on or after the effective  
31 date of this act.

32       NEW SECTION. Sec. 2. The legislature reaffirms its singular  
33 intent that this act shall not affect the duties imposed or powers  
34 conferred on the office of the superintendent of public instruction by  
35 RCW 28A.410.090.

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