

CERTIFICATION OF ENROLLMENT

HOUSE BILL 2991

59th Legislature
2006 Regular Session

Passed by the House March 6, 2006
Yeas 96 Nays 1

Speaker of the House of Representatives

Passed by the Senate March 3, 2006
Yeas 47 Nays 0

President of the Senate

Approved

Governor of the State of Washington

CERTIFICATE

I, Richard Nafziger, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 2991** 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**

HOUSE BILL 2991

AS AMENDED BY THE SENATE

Passed Legislature - 2006 Regular Session

State of Washington 59th Legislature 2006 Regular Session

By Representatives Darneille, Walsh, Springer and Simpson

Read first time 01/17/2006. Referred to Committee on Local Government.

1 AN ACT Relating to a record check of a metropolitan park district's
2 job applicants, volunteers, and independent contractors; and amending
3 RCW 35.61.130.

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

5 **Sec. 1.** RCW 35.61.130 and 1969 c 54 s 1 are each amended to read
6 as follows:

7 (1) A metropolitan park district has the right of eminent domain,
8 and may purchase, acquire and condemn lands lying within or without the
9 boundaries of said park district, for public parks, parkways,
10 boulevards, aviation landings and playgrounds, and may condemn such
11 lands to widen, alter and extend streets, avenues, boulevards,
12 parkways, aviation landings and playgrounds, to enlarge and extend
13 existing parks, and to acquire lands for the establishment of new
14 parks, boulevards, parkways, aviation landings and playgrounds. The
15 right of eminent domain shall be exercised and instituted pursuant to
16 resolution of the board of park commissioners and conducted in the same
17 manner and under the same procedure as is or may be provided by law for
18 the exercise of the power of eminent domain by incorporated cities and

1 towns of the state of Washington in the acquisition of property rights:
2 PROVIDED, HOWEVER, Funds to pay for condemnation allowed by this
3 section shall be raised only as specified in this chapter.

4 (2) The board of park commissioners shall have power to employ
5 counsel, and to regulate, manage and control the parks, parkways,
6 boulevards, streets, avenues, aviation landings and playgrounds under
7 its control, and to provide for park (~~police~~) police, for a
8 secretary of the board of park commissioners and for all necessary
9 employees, to fix their salaries and duties.

10 (3) The board of park commissioners shall have power to improve,
11 acquire, extend and maintain, open and lay out, parks, parkways,
12 boulevards, avenues, aviation landings and playgrounds, within or
13 without the park district, and to authorize, conduct and manage the
14 letting of boats, or other amusement apparatus, the operation of bath
15 houses, the purchase and sale of foodstuffs or other merchandise, the
16 giving of vocal or instrumental concerts or other entertainments, the
17 establishment and maintenance of aviation landings and playgrounds, and
18 generally the management and conduct of such forms of recreation or
19 business as it shall judge desirable or beneficial for the public, or
20 for the production of revenue for expenditure for park purposes; and
21 may pay out moneys for the maintenance and improvement of any such
22 parks, parkways, boulevards, avenues, aviation landings and playgrounds
23 as now exist, or may hereafter be acquired, within or without the
24 limits of said city and for the purchase of lands within or without the
25 limits of said city, whenever it deems the purchase to be for the
26 benefit of the public and for the interest of the park district, and
27 for the maintenance and improvement thereof and for all expenses
28 incidental to its duties: PROVIDED, That all parks, boulevards,
29 parkways, aviation landings and playgrounds shall be subject to the
30 police regulations of the city within whose limits they lie.

31 (4) For all employees, volunteers, or independent contractors, who
32 may, in the course of their work or volunteer activity with the park
33 district, have unsupervised access to children or vulnerable adults, or
34 be responsible for collecting or disbursing cash or processing
35 credit/debit card transactions, park districts shall establish by
36 resolution the requirements for a record check through the Washington
37 state patrol criminal identification system under RCW 43.43.830 through
38 43.43.834, 10.97.030, and 10.97.050 and through the federal bureau of

1 investigation, including a fingerprint check using a complete
2 Washington state criminal identification fingerprint card. The park
3 district shall provide a copy of the record report to the employee,
4 volunteer, or independent contractor. When necessary, as determined by
5 the park district, prospective employees, volunteers, or independent
6 contractors may be employed on a conditional basis pending completion
7 of the investigation. If the prospective employee, volunteer, or
8 independent contractor has had a record check within the previous
9 twelve months, the park district may waive the requirement upon
10 receiving a copy of the record. The park district may in its
11 discretion require that the prospective employee, volunteer, or
12 independent contractor pay the costs associated with the record check.

--- END ---