
SUBSTITUTE SENATE BILL 6633

State of Washington

59th Legislature

2006 Regular Session

By Senate Committee on Government Operations & Elections (originally sponsored by Senators Regala, Oke, Roach and Kohl-Welles)

READ FIRST TIME 02/03/06.

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,
32 hired or appointed after the effective date of this section, who may,
33 in the course of their work or volunteer activity with the park
34 district, have unsupervised access to children or vulnerable adults, or
35 be responsible for collecting or disbursing cash or processing
36 credit/debit card transactions, park districts shall require a record
37 check through the Washington state patrol criminal identification
38 system under RCW 43.43.830 through 43.43.834, 10.97.030, and 10.97.050

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

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