

CERTIFICATION OF ENROLLMENT

SENATE BILL 6090

60th Legislature
2007 Regular Session

Passed by the Senate March 13, 2007
YEAS 48 NAYS 0

President of the Senate

Passed by the House April 6, 2007
YEAS 94 NAYS 0

Speaker of the House of Representatives

Approved

Governor of the State of Washington

CERTIFICATE

I, Thomas Hoemann, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SENATE BILL 6090** as passed by the Senate and the House of Representatives on the dates hereon set forth.

Secretary

FILED

**Secretary of State
State of Washington**

SENATE BILL 6090

Passed Legislature - 2007 Regular Session

State of Washington 60th Legislature 2007 Regular Session

By Senators Delvin, Zarelli and McCaslin

Read first time 02/19/2007. Referred to Committee on Labor,
Commerce, Research & Development.

1 AN ACT Relating to persons who perform crowd management or guest
2 services; and amending RCW 18.170.010 and 18.170.020.

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

4 **Sec. 1.** RCW 18.170.010 and 2004 c 50 s 1 are each amended to read
5 as follows:

6 The definitions in this section apply throughout this chapter
7 unless the context clearly requires otherwise.

8 (1) "Armed private security guard" means a private security guard
9 who has a current firearms certificate issued by the commission and is
10 licensed as an armed private security guard under this chapter.

11 (2) "Armored vehicle guard" means a person who transports in an
12 armored vehicle under armed guard, from one place to another place,
13 valuables, jewelry, currency, documents, or any other item that
14 requires secure delivery.

15 (3) "Burglar alarm response runner" means a person employed by a
16 private security company to respond to burglar alarm system signals.

17 (4) "Burglar alarm system" means a device or an assembly of
18 equipment and devices used to detect or signal unauthorized intrusion,

1 movement, or exit at a protected premises, other than in a vehicle, to
2 which police or private security guards are expected to respond.

3 (5) "Chief law enforcement officer" means the elected or appointed
4 police administrator of a municipal, county, or state police or
5 sheriff's department that has full law enforcement powers in its
6 jurisdiction.

7 (6) "Classroom instruction" means instruction that takes place in
8 a setting where individuals receiving training are assembled together
9 and learn through lectures, study papers, class discussion, textbook
10 study, or other means of organized formal education techniques, such as
11 video, closed circuit, or other forms of electronic means, and as
12 distinguished from on-the-job education or training.

13 (7) "Commission" means the criminal justice training commission
14 established in chapter 43.101 RCW.

15 (8) "Department" means the department of licensing.

16 (9) "Director" means the director of the department of licensing.

17 (10) "Employer" includes any individual, firm, corporation,
18 partnership, association, company, society, manager, contractor,
19 subcontractor, bureau, agency, service, office, or an agent of any of
20 the foregoing that employs or seeks to enter into an arrangement to
21 employ any person as a private security guard.

22 (11) "Firearms certificate" means the certificate issued by the
23 commission.

24 (12) "Licensee" means a person granted a license required by this
25 chapter.

26 (13) "Person" includes any individual, firm, corporation,
27 partnership, association, company, society, manager, contractor,
28 subcontractor, bureau, agency, service, office, or an agent or employee
29 of any of the foregoing.

30 (14) "Postassignment or on-the-job training" means training that
31 occurs in either an assisted field environment or in a classroom
32 instruction setting, or both.

33 (15) "Preassignment training" means the classroom training
34 completed prior to being assigned to work independently.

35 (16) "Primary responsibility" means activity that is fundamental
36 to, and required or expected in, the regular course of employment and
37 is not merely incidental to employment.

1 (17) "Principal corporate officer" means the president, vice-
2 president, treasurer, secretary, comptroller, or any other person who
3 performs the same functions for the corporation as performed by these
4 officers.

5 ~~((17))~~ (18) "Private security company" means a person or entity
6 licensed under this chapter and engaged in the business of providing
7 the services of private security guards on a contractual basis.

8 ~~((18))~~ (19) "Private security guard" means an individual who is
9 licensed under this chapter and principally employed as or typically
10 referred to as one of the following:

- 11 (a) Security officer or guard;
- 12 (b) Patrol or merchant patrol service officer or guard;
- 13 (c) Armed escort or bodyguard;
- 14 (d) Armored vehicle guard;
- 15 (e) Burglar alarm response runner; or
- 16 (f) Crowd control officer or guard.

17 ~~((19))~~ (20) "Qualifying agent" means an officer or manager of a
18 corporation who meets the requirements set forth in this chapter for
19 obtaining a license to own or operate a private security company.

20 ~~((20))~~ (21) "Sworn peace officer" means a person who is an
21 employee of the federal government, the state, a political subdivision,
22 agency, or department branch of a municipality, or other unit of local
23 government, and has law enforcement powers.

24 **Sec. 2.** RCW 18.170.020 and 2006 c 173 s 1 are each amended to read
25 as follows:

26 The requirements of this chapter do not apply to:

27 (1) A person who is employed exclusively or regularly by one
28 employer and performs the functions of a private security guard solely
29 in connection with the affairs of that employer, if the employer is not
30 a private security company;

31 (2) A sworn peace officer while engaged in the performance of the
32 officer's official duties;

33 (3) A sworn peace officer while employed by any person to engage in
34 off-duty employment as a private security guard, but only if the
35 employment is approved by the chief law enforcement officer of the
36 jurisdiction where the employment takes place and the sworn peace

1 officer does not employ, contract with, or broker for profit other
2 persons to assist him or her in performing the duties related to his or
3 her private employer; or

4 ~~(4) ((Guest services or crowd management employees who do not~~
5 ~~perform the duties of a private security guard.))~~ A person performing
6 crowd management or quest services including, but not limited to, a
7 person described as a ticket taker, usher, door attendant, parking
8 attendant, crowd monitor, or event staff who:

9 (a) Does not carry a firearm or other dangerous weapon including,
10 but not limited to, a stun gun, taser, pepper mace, or nightstick;

11 (b) Does not wear a uniform or clothing readily identifiable by a
12 member of the public as that worn by a private security officer or law
13 enforcement officer; and

14 (c) Does not have as his or her primary responsibility the
15 detainment of persons or placement of persons under arrest.

16 The exemption provided in this subsection applies only when a crowd
17 has assembled for the purpose of attending or taking part in an
18 organized event, including preevent assembly, event operation hours,
19 and postevent departure activities.

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