
HOUSE BILL 2437

State of Washington 61st Legislature 2010 Regular Session

By Representatives Moeller, Hudgins, and Ormsby

Prefiled 12/07/09. Read first time 01/11/10. Referred to Committee on Local Government & Housing.

1 AN ACT Relating to the authority of counties, cities, and towns to
2 request criminal background checks from the Washington state patrol;
3 adding a new section to chapter 36.01 RCW; adding a new section to
4 chapter 35.21 RCW; and adding a new section to chapter 35A.21 RCW.

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

6 NEW SECTION. **Sec. 1.** A new section is added to chapter 36.01 RCW
7 to read as follows:

8 Counties may, by ordinance, require a state and federal background
9 investigation of license applicants or licensees in occupations
10 specified by ordinance for the purpose of receiving criminal history
11 record information by county officials. The investigation shall
12 consist of a background check as allowed through the Washington state
13 criminal records privacy act under RCW 10.97.050, the Washington state
14 patrol criminal identification system under RCW 43.43.832 through
15 43.43.834, and the federal bureau of investigation. These background
16 checks must be done through the Washington state patrol identification
17 and criminal history section and may include a national check from the
18 federal bureau of investigation, which shall be through the submission
19 of fingerprints. The Washington state patrol shall serve as the sole

1 source for receipt of fingerprint submissions and the responses to the
2 submissions from the federal bureau of investigation, which must be
3 disseminated to the county. The county shall transmit appropriate fees
4 for a state and national criminal history check to the Washington state
5 patrol, unless alternately arranged.

6 NEW SECTION. **Sec. 2.** A new section is added to chapter 35.21 RCW
7 to read as follows:

8 Cities or towns may, by ordinance, require a state and federal
9 background investigation of license applicants or licensees in
10 occupations specified by ordinance for the purpose of receiving
11 criminal history record information by city or town officials. The
12 investigation shall consist of a background check as allowed through
13 the Washington state criminal records privacy act under RCW 10.97.050,
14 the Washington state patrol criminal identification system under RCW
15 43.43.832 through 43.43.834, and the federal bureau of investigation.
16 These background checks must be done through the Washington state
17 patrol identification and criminal history section and may include a
18 national check from the federal bureau of investigation, which shall be
19 through the submission of fingerprints. The Washington state patrol
20 shall serve as the sole source for receipt of fingerprint submissions
21 and the responses to the submissions from the federal bureau of
22 investigation, which must be disseminated to the city or town. The
23 city or town shall transmit appropriate fees for a state and national
24 criminal history check to the Washington state patrol, unless
25 alternately arranged.

26 NEW SECTION. **Sec. 3.** A new section is added to chapter 35A.21 RCW
27 to read as follows:

28 Code cities may, by ordinance, require a state and federal
29 background investigation of license applicants or licensees in
30 occupations specified by ordinance for the purpose of receiving
31 criminal history record information by code city officials. The
32 investigation shall consist of a background check as allowed through
33 the Washington state criminal records privacy act under RCW 10.97.050,
34 the Washington state patrol criminal identification system under RCW
35 43.43.832 through 43.43.834, and the federal bureau of investigation.
36 These background checks must be done through the Washington state

1 patrol identification and criminal history section and may include a
2 national check from the federal bureau of investigation, which shall be
3 through the submission of fingerprints. The Washington state patrol
4 shall serve as the sole source for receipt of fingerprint submissions
5 and the responses to the submissions from the federal bureau of
6 investigation, which must be disseminated to the code city. The code
7 city shall transmit appropriate fees for a state and national criminal
8 history check to the Washington state patrol, unless alternately
9 arranged.

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