

CERTIFICATION OF ENROLLMENT

**ENGROSSED SENATE BILL 6858**

56th Legislature  
2000 Regular Session

Passed by the Senate March 9, 2000  
YEAS 43 NAYS 1

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**President of the Senate**

Passed by the House March 9, 2000  
YEAS 97 NAYS 1

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**Speaker of the  
House of Representatives**

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**Speaker of the  
House of Representatives**

Approved

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**Governor of the State of Washington**

CERTIFICATE

I, Tony M. Cook, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **ENGROSSED SENATE BILL 6858** as passed by the Senate and the House of Representatives on the dates hereon set forth.

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**Secretary**

FILED

**Secretary of State  
State of Washington**

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**ENGROSSED SENATE BILL 6858**

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Passed Legislature - 2000 Regular Session

**State of Washington**

**56th Legislature**

**2000 Regular Session**

**By** Senators Kohl-Welles, Heavey, Horn, Goings, Rasmussen, Eide and Winsley

Read first time 02/28/2000. Referred to Committee on Ways & Means.

1       AN ACT Relating to zoos and aquariums in cities with populations  
2 over one hundred fifty thousand that are not within a metropolitan park  
3 district; and adding a new chapter to Title 35 RCW.

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

5       NEW SECTION.   **Sec. 1.** (1) If the legislative authority of a city  
6 with a population over one hundred fifty thousand that is not in a  
7 metropolitan park district contracts with one or more nonprofit  
8 corporations or other public organizations for the overall management  
9 and operation of a zoo, an aquarium, or both, that contract shall be  
10 subject to this section. No such contract for the overall management  
11 and operation of zoo or aquarium facilities by a nonprofit corporation  
12 or other public organization shall have an initial term or any renewal  
13 term longer than twenty years, but may be renewed by the legislative  
14 authority of the city upon the expiration of an initial term or any  
15 renewal term.

16       (2) Before approving each initial and any renewal contract with a  
17 nonprofit corporation or other public organization for the overall  
18 management and operation of any facilities, the city legislative  
19 authority shall hold a public hearing on the proposed management and

1 operation by the nonprofit corporation or other public organization.  
2 At least thirty days prior to the hearing, a public notice setting  
3 forth the date, time, and place of the hearing must be published at  
4 least once in a local newspaper of general circulation. Notice of the  
5 hearing shall also be mailed or otherwise delivered to all who would be  
6 entitled to notice of a special meeting of the city legislative  
7 authority under RCW 42.30.080. The notice shall identify the  
8 facilities involved and the nonprofit corporation or other public  
9 organization proposed for management and operation under the contract  
10 with the city. The terms and conditions under which the city proposes  
11 to contract with the nonprofit corporation or other public organization  
12 for management and operation shall be available upon request from and  
13 after the date of publication of the hearing notice and at the hearing,  
14 but after the public hearing the city legislative authority may amend  
15 the proposed terms and conditions at open public meetings.

16 (3) As part of the management and operation contract, the  
17 legislative authority of the city may authorize the managing and  
18 operating entity to grant to any nonprofit corporation or public or  
19 private organization franchises or concessions that further the public  
20 use and enjoyment of the zoo or aquarium, as the case may be, and may  
21 authorize the managing and operating entity to contract with any public  
22 or private organization for any specific services as are routinely so  
23 procured by the city.

24 (4) Notwithstanding any provision in the charter of the city so  
25 contracting for the overall management and operation of a zoo or an  
26 aquarium, or any other provision of law, the nonprofit corporation or  
27 other public organization with responsibility for overall management or  
28 operation of any such facilities pursuant to a contract under this  
29 section may, in carrying out that responsibility under such contract,  
30 manage, supervise, and control those employees of the city employed in  
31 connection with the zoo or aquarium and may hire, fire, and otherwise  
32 discipline those employees. Notwithstanding any provision in the  
33 charter of the city so contracting for the overall management and  
34 operation of a zoo or an aquarium, or any other provision of law, the  
35 civil service system of any such city shall provide for the nonprofit  
36 corporation or other public organization to manage, supervise, control,  
37 hire, fire, and otherwise discipline those employees of the city  
38 employed in connection with the zoo or aquarium.

1       (5) As part of the management and operation contract, the  
2 legislative authority of the city shall provide for oversight of the  
3 managing and operating entity to ensure public accountability of the  
4 entity and its performance in a manner consistent with the contract.

5       NEW SECTION.   **Sec. 2.** Nothing in this chapter shall be construed  
6 to affect any terms, conditions, or practices contained in a collective  
7 bargaining agreement in effect on the effective date of this act.

8       NEW SECTION.   **Sec. 3.** Sections 1 and 2 of this act constitute a  
9 new chapter in Title 35 RCW.

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