

CERTIFICATION OF ENROLLMENT

HOUSE BILL 2558

Chapter 141, Laws of 1998

55th Legislature
1998 Regular Session

DEPENDENT CHILDREN--TECHNICAL CORRECTIONS

EFFECTIVE DATE: 6/11/98

Passed by the House March 9, 1998
Yeas 96 Nays 0

CLYDE BALLARD
**Speaker of the
House of Representatives**

Passed by the Senate February 23, 1998
Yeas 46 Nays 0

BRAD OWEN
President of the Senate

Approved March 25, 1998

GARY LOCKE
Governor of the State of Washington

CERTIFICATE

I, Timothy A. Martin, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 2558** as passed by the House of Representatives and the Senate on the dates hereon set forth.

TIMOTHY A. MARTIN
Chief Clerk

FILED

March 25, 1998 - 4:27 p.m.

**Secretary of State
State of Washington**

HOUSE BILL 2558

AS AMENDED BY THE SENATE

Passed Legislature - 1998 Regular Session

State of Washington

55th Legislature

1998 Regular Session

By Representatives Tokuda and Cooke; by request of Department of Social and Health Services

Read first time 01/15/98. Referred to Committee on Children & Family Services.

1 AN ACT Relating to technical corrections to statutory references;
2 and amending RCW 13.34.090 and 43.43.700.

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

4 **Sec. 1.** RCW 13.34.090 and 1990 c 246 s 4 are each amended to read
5 as follows:

6 (1) Any party has a right to be represented by an attorney in all
7 proceedings under this chapter, to introduce evidence, to be heard in
8 his or her own behalf, to examine witnesses, to receive a decision
9 based solely on the evidence adduced at the hearing, and to an unbiased
10 fact-finder.

11 (2) At all stages of a proceeding in which a child is alleged to be
12 dependent (~~((pursuant to))~~) as defined in RCW 13.34.030~~((+2))~~ (4), the
13 child's parent, guardian, or legal custodian has the right to be
14 represented by counsel, and if indigent, to have counsel appointed for
15 him or her by the court. Unless waived in court, counsel shall be
16 provided to the child's parent, guardian, or legal custodian, if such
17 person (a) has appeared in the proceeding or requested the court to
18 appoint counsel and (b) is financially unable to obtain counsel because
19 of indigency as defined in chapter 10.101 RCW.

1 (3) If a party to an action under this chapter is represented by
2 counsel, no order shall be provided to that party for his or her
3 signature without prior notice and provision of the order to counsel.

4 (4) Copies of department of social and health services or
5 supervising agency records to which parents have legal access pursuant
6 to chapter 13.50 RCW shall be given to the child's parent, guardian,
7 legal custodian, or his or her legal counsel, within twenty days after
8 the department or supervising agency receives a written request for
9 such records from the parent, guardian, legal custodian, or his or her
10 legal counsel. These records shall be provided to the child's parents,
11 guardian, legal custodian, or legal counsel prior to the shelter care
12 hearing in order to allow an opportunity to review the records prior to
13 the hearing. These records shall be legible and shall be provided at
14 no expense to the parents, guardian, legal custodian, or his or her
15 counsel.

16 **Sec. 2.** RCW 43.43.700 and 1989 c 334 s 6 are each amended to read
17 as follows:

18 There is hereby established within the Washington state patrol a
19 section on identification, child abuse, vulnerable adult abuse, and
20 criminal history hereafter referred to as the section.

21 In order to aid the administration of justice the section shall
22 install systems for the identification of individuals, including the
23 fingerprint system and such other systems as the chief deems necessary.
24 The section shall keep a complete record and index of all information
25 received in convenient form for consultation and comparison.

26 The section shall obtain from whatever source available and file
27 for record the fingerprints, palmprints, photographs, or such other
28 identification data as it deems necessary, of persons who have been or
29 shall hereafter be lawfully arrested and charged with, or convicted of
30 any criminal offense. The section may obtain like information
31 concerning persons arrested for or convicted of crimes under the laws
32 of another state or government.

33 The section shall also contain like information concerning persons,
34 over the age of eighteen years, who have been found(~~(, pursuant to a~~
35 ~~dependency proceeding under RCW 13.34.030(2)(b) to have physically~~
36 ~~abused or sexually abused or exploited a child or, pursuant to a~~
37 ~~protection proceeding under chapter 74.34 RCW, to have abused or~~
38 ~~financially exploited a vulnerable adult)) to have physically abused or~~

1 sexually abused or exploited a child pursuant to a dependency
2 proceeding under chapter 13.34 RCW, or to have abused or financially
3 exploited a vulnerable adult pursuant to a protection proceeding under
4 chapter 74.34 RCW.

Passed the House March 9, 1998.

Passed the Senate February 23, 1998.

Approved by the Governor March 25, 1998.

Filed in Office of Secretary of State March 25, 1998.