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**SUBSTITUTE SENATE BILL 6145**

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**State of Washington**

**56th Legislature**

**2000 Regular Session**

**By** Senate Committee on Commerce, Trade, Housing & Financial Institutions (originally sponsored by Senators Prentice, Winsley, Gardner and Oke; by request of Gambling Commission)

Read first time 01/28/2000.

1 AN ACT Relating to the dissemination of criminal history records to  
2 the Washington state gambling commission; and amending RCW 9.46.210.

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

4 **Sec. 1.** RCW 9.46.210 and 1981 c 139 s 11 are each amended to read  
5 as follows:

6 (1) It shall be the duty of all peace officers, law enforcement  
7 officers, and law enforcement agencies within this state to  
8 investigate, enforce, and prosecute all violations of this chapter.

9 (2) In addition to the authority granted by subsection (1) of this  
10 section law enforcement agencies of cities and counties shall  
11 investigate and report to the commission all violations of the  
12 provisions of this chapter and of the rules of the commission found by  
13 them and shall assist the commission in any of its investigations and  
14 proceedings respecting any such violations. Such law enforcement  
15 agencies shall not be deemed agents of the commission.

16 (3) In addition to its other powers and duties, the commission  
17 shall have the power to enforce the penal provisions of chapter 218,  
18 Laws of 1973 1st ex. sess. and as it may be amended, and the penal laws  
19 of this state relating to the conduct of or participation in gambling

1 activities and the manufacturing, importation, transportation,  
2 distribution, possession, and sale of equipment or paraphernalia used  
3 or for use in connection therewith. The director, the deputy director,  
4 both assistant directors, and each of the commission's investigators,  
5 enforcement officers, and inspectors shall have the power, under the  
6 supervision of the commission, to enforce the penal provisions of  
7 chapter 218, Laws of 1973 1st ex. sess. and as it may be amended, and  
8 the penal laws of this state relating to the conduct of or  
9 participation in gambling activities and the manufacturing,  
10 importation, transportation, distribution, possession, and sale of  
11 equipment or paraphernalia used or for use in connection therewith.  
12 They shall have the power and authority to apply for and execute all  
13 warrants and serve process of law issued by the courts in enforcing the  
14 penal provisions of chapter 218, Laws of 1973 1st ex. sess. and as it  
15 may be amended, and the penal laws of this state relating to the  
16 conduct of or participation in gambling activities and the  
17 manufacturing, importation, transportation, distribution, possession,  
18 and sale of equipment or paraphernalia used or for use in connection  
19 therewith. They shall have the power to arrest without a warrant, any  
20 person or persons found in the act of violating any of the penal  
21 provisions of chapter 218, Laws of 1973 1st ex. sess. and as it may be  
22 amended, and the penal laws of this state relating to the conduct of or  
23 participation in gambling activities and the manufacturing,  
24 importation, transportation, distribution, possession, and sale of  
25 equipment or paraphernalia used or for use in connection therewith. To  
26 the extent set forth above, the commission shall be a law enforcement  
27 agency of this state with the power to investigate for violations of  
28 and to enforce the provisions of this chapter, as now law or hereafter  
29 amended, and to obtain information from and provide information to all  
30 other law enforcement agencies.

31 (4) Criminal history record information that includes nonconviction  
32 data, as defined in RCW 10.97.030, shall be disseminated by a criminal  
33 justice agency to the Washington state gambling commission for any  
34 purpose associated with the investigation for suitability for  
35 involvement in gambling activities authorized under this chapter. The  
36 Washington state gambling commission shall only disseminate

1 nonconviction data obtained under this section to criminal justice  
2 agencies.

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