

CERTIFICATION OF ENROLLMENT

**SUBSTITUTE SENATE BILL 5213**

Chapter 187, Laws of 1999

56th Legislature  
1999 Regular Session

PRIVATE SCHOOL EMPLOYEES--RECORD CHECKS

EFFECTIVE DATE: 5/5/99

Passed by the Senate April 20, 1999  
YEAS 43 NAYS 0

BRAD OWEN  
**President of the Senate**

Passed by the House April 13, 1999  
YEAS 95 NAYS 0

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

FRANK CHOPP  
**Speaker of the  
House of Representatives**

Approved May 5, 1999

GARY LOCKE  
**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 **SUBSTITUTE SENATE BILL 5213** as passed by the Senate and the House of Representatives on the dates hereon set forth.

TONY M. COOK  
**Secretary**

FILED

May 5, 1999 - 4:18 p.m.

**Secretary of State  
State of Washington**

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**SUBSTITUTE SENATE BILL 5213**

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AS AMENDED BY THE HOUSE

Passed Legislature - 1999 Regular Session

**State of Washington                      56th Legislature                      1999 Regular Session**

**By** Senate Committee on Education (originally sponsored by Senators McAuliffe, Kohl-Welles and Costa)

Read first time 02/03/1999.

1            AN ACT Relating to record checks of private school educational  
2 employees; adding a new section to chapter 28A.195 RCW; and declaring  
3 an emergency.

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

5            NEW SECTION.    **Sec. 1.**    A new section is added to chapter 28A.195  
6 RCW to read as follows:

7            (1) The legislature finds additional safeguards are necessary to  
8 ensure safety of school children attending private schools in the state  
9 of Washington. Private schools approved under this chapter are  
10 authorized to require that employees who have regularly scheduled  
11 unsupervised access to children, whether current employees on the  
12 effective date of this act or applicants for employment on or after  
13 the effective date of this act, undergo a record check through the  
14 Washington state patrol criminal identification system under RCW  
15 43.43.830 through 43.43.838, 10.97.030, and 10.97.050 and through the  
16 federal bureau of investigation. The record check shall include a  
17 fingerprint check using a complete Washington state criminal  
18 identification fingerprint card. Employees or applicants for  
19 employment who have completed a record check in accordance with RCW

1 28A.410.010 shall not be required to undergo a record check under this  
2 section. The superintendent of public instruction shall provide a  
3 copy of the record report to the employee or applicant. If an employee  
4 or applicant has undergone a record check as authorized under this  
5 section, additional record checks shall not be required unless required  
6 by other provisions of law.

7 (2) The approved private school, the employee, or the applicant  
8 shall pay the costs associated with the record check authorized in this  
9 section.

10 (3) Applicants may be employed on a conditional basis pending  
11 completion of the investigation. If the employee or applicant has had  
12 a record check within the previous two years, the approved private  
13 school or contractor may waive any record check required by the  
14 approved private school under subsection (1) of this section.

15 NEW SECTION. **Sec. 2.** This act is necessary for the immediate  
16 preservation of the public peace, health, or safety, or support of the  
17 state government and its existing public institutions, and takes effect  
18 immediately.

Passed the Senate April 20, 1999.

Passed the House April 13, 1999.

Approved by the Governor May 5, 1999.

Filed in Office of Secretary of State May 5, 1999.