

CERTIFICATION OF ENROLLMENT

SENATE BILL 5501

Chapter 265, Laws of 2005

59th Legislature
2005 Regular Session

JUVENILE COURT SERVICES--APPLICANT LIE DETECTOR TESTING

EFFECTIVE DATE: 7/24/05

Passed by the Senate March 8, 2005
YEAS 44 NAYS 1

BRAD OWEN

President of the Senate

Passed by the House April 14, 2005
YEAS 92 NAYS 2

FRANK CHOPP

Speaker of the House of Representatives

Approved May 4, 2005.

CHRISTINE GREGOIRE

Governor of the State of Washington

CERTIFICATE

I, Thomas Hoemann, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SENATE BILL 5501** as passed by the Senate and the House of Representatives on the dates hereon set forth.

THOMAS HOEMANN

Secretary

FILED

May 4, 2005 - 3:16 p.m.

**Secretary of State
State of Washington**

SENATE BILL 5501

Passed Legislature - 2005 Regular Session

State of Washington 59th Legislature 2005 Regular Session

By Senators Hargrove, Stevens, Delvin, Regala and Shin

Read first time 01/26/2005. Referred to Committee on Human Services & Corrections.

1 AN ACT Relating to subjecting juvenile court services employment
2 applicants to lie detector tests; and amending RCW 49.44.120.

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

4 **Sec. 1.** RCW 49.44.120 and 2003 c 53 s 278 are each amended to read
5 as follows:

6 (1) It shall be unlawful for any person, firm, corporation or the
7 state of Washington, its political subdivisions or municipal
8 corporations to require, directly or indirectly, that any employee or
9 prospective employee take or be subjected to any lie detector or
10 similar tests as a condition of employment or continued employment:
11 PROVIDED, That this section shall not apply to persons making initial
12 application for employment with any law enforcement agency or with the
13 juvenile court services agency of any county: PROVIDED FURTHER, That
14 this section shall not apply to either the initial application for
15 employment or continued employment of persons who manufacture,
16 distribute, or dispense controlled substances as defined in chapter
17 69.50 RCW, or to persons in sensitive positions directly involving
18 national security.

1 (2) Nothing in this section shall be construed to prohibit the use
2 of psychological tests as defined in RCW 18.83.010.

3 (3) Any person violating this section is guilty of a misdemeanor.

4 (4) As used in this section, "person" includes any individual,
5 firm, corporation, or agency or political subdivision of the state.

6 (5) Nothing in this section may be construed as limiting any
7 statutory or common law rights of any person illegally denied
8 employment or continued employment under this section for purposes of
9 any civil action or injunctive relief.

Passed by the Senate March 8, 2005.

Passed by the House April 14, 2005.

Approved by the Governor May 4, 2005.

Filed in Office of Secretary of State May 4, 2005.