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SENATE BILL 5592

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State of Washington

64th Legislature

2015 Regular Session

By Senators Hasegawa and Conway; by request of Department of Licensing

Read first time 01/26/15. Referred to Committee on Commerce & Labor.

1 AN ACT Relating to fingerprint-based background checks for the  
2 licensing of security guards; and amending RCW 18.170.130 and  
3 18.170.030.

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

5 **Sec. 1.** RCW 18.170.130 and 1995 c 277 s 10 are each amended to  
6 read as follows:

7 (1) Applications for licenses required under this chapter shall  
8 be filed with the director on a form provided by the director. The  
9 director may require any information and documentation that  
10 reasonably relates to the need to determine whether the applicant  
11 meets the criteria.

12 (2) After receipt of an application for a license, the director  
13 shall conduct an investigation to determine whether the facts set  
14 forth in the application are true and shall request that the  
15 Washington state patrol compare the fingerprints submitted with the  
16 application to fingerprint records available to the Washington state  
17 patrol. The Washington state patrol shall forward the fingerprints of  
18 applicants for (~~an armed~~) any private security guard license to the  
19 federal bureau of investigation for a national criminal history  
20 records check. The director may require that fingerprint cards of

1 licensees be periodically reprocessed to identify criminal  
2 convictions subsequent to registration.

3 ~~(3) The ((director shall solicit comments from the chief law  
4 enforcement officer of the county and city or town in which the  
5 applicant's employer is located on issuance of a permanent private  
6 security guard license.~~

7 ~~(4) A summary of the information acquired under this section, to  
8 the extent that it is public information, shall be forwarded by the  
9 department to the applicant's employer)) department must inform the  
10 employer if the applicant is ineligible to be a security guard and  
11 may provide a time frame for ineligibility.~~

12 **Sec. 2.** RCW 18.170.030 and 2012 c 118 s 2 are each amended to  
13 read as follows:

14 An applicant must meet the following minimum requirements to  
15 obtain a private security guard license:

16 (1) Be at least eighteen years of age;

17 (2) Be a citizen of the United States or a resident alien;

18 (3) Not have been convicted of a crime in any jurisdiction, if  
19 the director determines that the applicant's particular crime  
20 directly relates to his or her capacity to perform the duties of a  
21 private security guard, and the director determines that the license  
22 should be withheld to protect the citizens of Washington state. The  
23 director shall make her or his determination to withhold a license  
24 because of previous convictions notwithstanding the restoration of  
25 employment rights act, chapter 9.96A RCW;

26 (4) Be employed by or have an employment offer from a licensed  
27 private security company or be licensed as a private security  
28 company;

29 (5) Satisfy the training requirements established by the  
30 director;

31 (6) Submit a set of fingerprints; however, if an applicant has  
32 been issued a license as ((a)) an armed private investigator under  
33 chapter 18.165 RCW within the last twelve months, the applicant is  
34 not required to undergo a separate background check to become  
35 licensed under this chapter;

36 (7) Pay the required nonrefundable fee for each application; and

1           (8) Submit a fully completed application that includes proper  
2 identification on a form prescribed by the director for each company  
3 of employment.

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