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ENGROSSED SUBSTITUTE SENATE BILL 6570

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State of Washington

60th Legislature

2008 Regular Session

**By** Senate Government Operations & Elections (originally sponsored by Senators Fairley, Roach, Benton, and Oemig; by request of Parks and Recreation Commission)

READ FIRST TIME 01/30/08.

1 AN ACT Relating to private businesses in state-owned housing  
2 provided under Title 77 RCW or chapter 79A.05 RCW; and adding a new  
3 section to chapter 42.52 RCW.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 42.52 RCW  
6 to read as follows:

7 (1) The department of fish and wildlife and the parks and  
8 recreation commission may approve private business activity in state-  
9 owned housing provided under Title 77 RCW or chapter 79A.05 RCW.

10 (2) Prior to granting approval of private business activity in  
11 state-owned housing, the department of fish and wildlife and the parks  
12 and recreation commission must adopt a private business activity policy  
13 that is approved by the executive ethics board.

14 (a) The private business activity policy may only authorize private  
15 business activity by the resident state employee while the employee is  
16 off duty or the employee's spouse who is approved for residency in the  
17 agency housing or the employee's children.

18 (b) The private business activity policy may not allow private  
19 business activity that negatively impacts the agency's operations. For

1 the purposes of this section, "negatively impacts" includes but is not  
2 limited to: (i) Negative impacts to visitors' services or access; (ii)  
3 in-person visits to state-owned housing for the purpose of transacting  
4 business that negatively impacts agency operations; (iii) the  
5 incurrence of additional expenses by the state; (iv) the use of signage  
6 in the state-owned residence; (v) advertising on state-owned property;  
7 or (vi) an appearance of state endorsement of the private business  
8 activity.

9 (3) The private business activity must comply with all other local,  
10 state, and federal laws.

11 (4) All approvals of a private business activity in state-owned  
12 housing must be by the agency director or designee in writing.

13 (5) A state employee, or the employee's spouse, who complies with  
14 this section is presumed not to be in violation of RCW 42.52.070 or  
15 42.52.160.

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