

of the principal of and the interest on such indebtedness, from money other than general state revenues or from the special excise tax imposed pursuant to chapter 67.40 RCW.

To the extent necessary because of the constitutional or statutory debt limitation, priorities with respect to the issuance or guaranteeing of bonds, notes, or other evidences of indebtedness by the state shall be determined by the state finance committee.

NEW SECTION. Sec. 8. Sections 1 through 5 of this act shall constitute a new chapter in Title 39 RCW.

Passed the House March 15, 1989.

Passed the Senate April 11, 1989.

Approved by the Governor May 12, 1989.

Filed in Office of Secretary of State May 12, 1989.

CHAPTER 357

[Substitute House Bill No. 1711]

CRIME PREVENTION TRAINING FOR EMPLOYEES OF LATE NIGHT BUSINESSES

AN ACT Relating to establishing a crime prevention employee training program in businesses operating during late night hours; adding a new chapter to Title 49 RCW; prescribing penalties; and providing an effective date.

Be it enacted by the Legislature of the State of Washington:

NEW SECTION. Sec. 1. As used in this chapter, the following terms have the meanings indicated unless the context clearly requires otherwise.

(1) "Department" means the department of labor and industries.

(2) "Late night retail establishment" means any business or commercial establishment making sales to the public between the hours of eleven o'clock p.m. and six o'clock a.m., except restaurants, hotels, taverns, or any lodging facility.

(3) "Employer" means the operator, lessee, or franchisee of a late night retail establishment.

****NEW SECTION. Sec. 2. All employers operating late night retail establishments shall provide to their employees crime prevention training. Such crime prevention training shall be a part of the accident prevention program requirements imposed pursuant to the Washington industrial safety and health act of 1973, chapter 49.17 RCW, and shall be limited to:***

(1) Providing a training manual developed and distributed by the department to employers or a manual which has been certified by the department pursuant to this section containing security policies, safety and security procedures, and personal safety and crime avoidance techniques; and

(2) Attendance at a training seminar or training video presentation developed and distributed by the department or at a training seminar or training video presentation certified by the department pursuant to this section.

*Sec. 2 was vetoed, see message at end of chapter.

NEW SECTION. Sec. 3. In addition to providing crime prevention training as provided in section 2 of this act, all employers operating late night retail establishments shall:

(1) Post a conspicuous sign in the window or door which states that there is a safe on the premises and it is not accessible to the employees on the premises and that the cash register contains only the minimal amount of cash needed to conduct business: **PROVIDED**, That an employer shall not be subject to penalties under section 4 of this act for having moneys in the cash register in excess of the minimal amount needed to conduct business;

(2) So arrange all material posted in the window or door so as to provide a clear and unobstructed view of the cash register, provided the cash register is otherwise in a position visible from the street;

(3) Have a drop-safe, limited access safe, or comparable device on the premises; and

(4) Operate the outside lights for that portion of the parking area that is necessary to accommodate customers during all night hours the late night retail establishment is open, if the late night retail establishment has a parking area for its customers.

NEW SECTION. Sec. 4. The requirements of this chapter shall be implemented and enforced, including rules, citations, violations, penalties, appeals, and other administrative procedures by the director of the department of labor and industries pursuant to the Washington industrial safety and health act of 1973, chapter 49.17 RCW.

****NEW SECTION. Sec. 5. It is the sole responsibility of the employer to comply with the provisions of this chapter: PROVIDED, That no employer is subject to the penalties for noncompliance with section 2 of this act if the training manual was provided to employees and the employer gave written notice to the employees of the time, date, and place of the training seminar or video presentation.***

*Sec. 5 was vetoed, see message at end of chapter.

NEW SECTION. Sec. 6. Sections 1 through 5 of this act shall constitute a new chapter in Title 49 RCW.

NEW SECTION. Sec. 7. This act shall take effect January 1, 1990. The director of the department of labor and industries may immediately

take such steps as are necessary to ensure that this act is implemented on its effective date.

Passed the House April 20, 1989.

Passed the Senate April 14, 1989.

Approved by the Governor May 12, 1989, with the exception of certain items which were vetoed.

Filed in Office of Secretary of State May 12, 1989.

Note: Governor's explanation of partial veto is as follows:

"I am returning herewith, without my approval as to sections 2 and 5, Substitute House Bill No. 1711 entitled:

"AN ACT Relating to establishing a crime prevention employee training program in businesses operating during late night hours."

This bill will enhance security for employees of businesses that are open late at night, through physical safety specifications and educational programs. I applaud the intent of the bill and most of its provisions.

Section 2, however, would require that crime prevention programs be developed or certified by the Department of Labor and Industries. This would impose a significant cost on the Department, which is not funded. It would also involve the Department in the establishment of specific crime prevention procedures for individual establishments, a function that is more appropriately performed by the employer.

Crime prevention training can be a meaningful factor in reducing risks to employees who work late at night and in the early hours of the morning. I believe this is an essential protection for workers. While I am vetoing section 2, I am also asking the Department of Labor and Industries to adopt rules to require employers to develop appropriate instruction programs.

Section 5 references section 2, which I have vetoed. This section is also objectionable. It runs contrary to the fundamental intent of the Washington Industrial Safety and Health Act by shifting responsibility for training from the employer to the employee. For these reasons, I have also vetoed section 5.

With the exception of sections 2 and 5, Substitute House Bill No. 1711 is approved."

CHAPTER 358

[Substitute Senate Bill No. 5474]

INTERPRETERS IN LEGAL PROCEEDINGS—QUALIFICATION AND APPOINTMENT

AN ACT Relating to interpreters in legal proceedings; amending RCW 2.42.010, 2.42.020, and 2.42.050; and adding new sections to chapter 2.42 RCW.

Be it enacted by the Legislature of the State of Washington:

NEW SECTION. Sec. 1. It is hereby declared to be the policy of this state to secure the rights, constitutional or otherwise, of persons who, because of a non-English-speaking cultural background, are unable to readily understand or communicate in the English language, and who consequently cannot be fully protected in legal proceedings unless qualified interpreters are available to assist them.