

SHB 1956 - H AMD 865

By Representative Hackney

ADOPTED 02/09/2022

1 On page 1, at the beginning of line 18, beginning with "referrals"
2 strike all material through "record" on line 19 and insert "records or
3 information contained in referrals to law enforcement or violation or
4 infraction records"

5
6 On page 2, beginning on line 1, after "(2)" strike all material
7 through "to" on line 2 and insert "The exemption of information or
8 records described under subsections (1)(b) and (1)(c) of this section
9 does not apply to requests by"

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11 On page 2, beginning on line 6, after "information." strike all
12 material through "subsection" on line 7 and insert "In response to
13 such requests"

14
15 On page 2, beginning on line 16, strike all of subsection (4)
16
17 Renumber the remaining subsection consecutively and correct any
18 internal references accordingly.

19
20 On page 2, line 23, after "and" insert "directly"

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22 On page 2, line 24, after "diagnoses" strike ", conditions, or"
23 and insert "or conditions;"

24
25 On page 2, line 33, after "RCW;" strike "whether" and insert "the
26 fact that"

27

EFFECT: Specifies that the records and information related to the Prison Rape Elimination Act that are subject to disclosure are the records and information contained in violation or infraction records or referrals to law enforcement.

Removes the requirement to disclose body scanner images to a requestor who is the subject of the record, a person with written permission for disclosure from the subject of the record, or a personal representative of the subject of the record, and instead specifies that the exemptions for the remaining exempt records are not applicable to such persons.

Removes provisions that refer to existing statutes pertaining to the disclosure requirements of jail records.

Specifies that the health information which is exempt from disclosure is health information that directly relates to a record or information described in the act.

Specifies that "the fact that" (rather than "whether") an incarcerated individual participated in, failed to participate in, was terminated from, or satisfactorily completed the court-ordered treatment or programming, is not considered health information.

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