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ENGROSSED SUBSTITUTE HOUSE BILL 2029

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State of Washington

65th Legislature

2017 Regular Session

By House Judiciary (originally sponsored by Representatives Ortiz-Self, Ryu, Santos, Tarleton, Fey, Farrell, McBride, Wylie, Peterson, Kloba, Gregerson, Clibborn, Jenkins, Kagi, Bergquist, Ormsby, Hudgins, Stanford, Tharinger, and Macri)

READ FIRST TIME 02/17/17.

1 AN ACT Relating to providing a referral resource for those  
2 seeking information and assistance for immigration and citizenship  
3 related matters; reenacting and amending RCW 42.56.230; and adding a  
4 new section to chapter 49.60 RCW.

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

6 NEW SECTION. **Sec. 1.** A new section is added to chapter 49.60  
7 RCW to read as follows:

8 (1) The commission, in consultation with relevant state agencies,  
9 and individuals or groups having experience and knowledge of  
10 immigration law and the provision of immigration and citizenship  
11 related assistance, including those with experience providing  
12 culturally appropriate services to populations that have  
13 traditionally been underserved or unserved, shall establish a toll-  
14 free telephone hotline and a web site with the capacity to refer  
15 callers and users to sources of information and assistance for  
16 victims of hate crimes or harassment due to their actual or perceived  
17 immigration, national origin or citizenship related status.

18 (2) By December 1, 2017, and annually thereafter, the commission  
19 must submit a report to the governor and the appropriate committees  
20 of the legislature containing the following information regarding the

1 sources of information and assistance to which callers and users were  
2 referred for information and assistance in the preceding year:

3 (a) The name of every source to which a caller or user was  
4 referred for information and assistance;

5 (b) The total number of calls and inquiries; and

6 (c) The total number of referrals to all sources combined.

7 (3) Before including any source of information and assistance on  
8 the web site, the commission must inquire regarding its preference as  
9 to whether it wishes to be included in information available on the  
10 web site, and adhere to that preference in creating and updating the  
11 web site.

12 **Sec. 2.** RCW 42.56.230 and 2015 c 224 s 2 and 2015 c 47 s 1 are  
13 each reenacted and amended to read as follows:

14 The following personal information is exempt from public  
15 inspection and copying under this chapter:

16 (1) Personal information in any files maintained for students in  
17 public schools, patients or clients of public institutions or public  
18 health agencies, or welfare recipients;

19 (2)(a) Personal information:

20 (i) For a child enrolled in licensed child care in any files  
21 maintained by the department of early learning;

22 (ii) For a child enrolled in a public or nonprofit program  
23 serving or pertaining to children, adolescents, or students,  
24 including but not limited to early learning or child care services,  
25 parks and recreation programs, youth development programs, and after-  
26 school programs; or

27 (iii) For the family members or guardians of a child who is  
28 subject to the exemption under this subsection (2) if the family  
29 member or guardian has the same last name (~~(of [as])~~) as the child or  
30 if the family member or guardian resides at the same address (~~(of~~  
31 ~~[as])~~) as the child and disclosure of the family member's or  
32 guardian's information would result in disclosure of the personal  
33 information exempted under (a)(i) and (ii) of this subsection.

34 (b) Emergency contact information under this subsection (2) may  
35 be provided to appropriate authorities and medical personnel for the  
36 purpose of treating the individual during an emergency situation;

37 (3) Personal information in files maintained for employees,  
38 appointees, or elected officials of any public agency to the extent  
39 that disclosure would violate their right to privacy;

1 (4) Information required of any taxpayer in connection with the  
2 assessment or collection of any tax if the disclosure of the  
3 information to other persons would: (a) Be prohibited to such persons  
4 by RCW 84.08.210, 82.32.330, 84.40.020, 84.40.340, or any ordinance  
5 authorized under RCW 35.102.145; or (b) violate the taxpayer's right  
6 to privacy or result in unfair competitive disadvantage to the  
7 taxpayer;

8 (5) Credit card numbers, debit card numbers, electronic check  
9 numbers, card expiration dates, or bank or other financial  
10 information as defined in RCW 9.35.005 including social security  
11 numbers, except when disclosure is expressly required by or governed  
12 by other law;

13 (6) Personal and financial information related to a small loan or  
14 any system of authorizing a small loan in RCW 31.45.093;

15 (7)(a) Any record used to prove identity, age, residential  
16 address, social security number, or other personal information  
17 required to apply for a driver's license or identicard.

18 (b) Information provided under RCW 46.20.111 that indicates that  
19 an applicant declined to register with the selective service system.

20 (c) Any record pertaining to a vehicle license plate, driver's  
21 license, or identicard issued under RCW 46.08.066 that, alone or in  
22 combination with any other records, may reveal the identity of an  
23 individual, or reveal that an individual is or was, performing an  
24 undercover or covert law enforcement, confidential public health  
25 work, public assistance fraud, or child support investigative  
26 activity. This exemption does not prevent the release of the total  
27 number of vehicle license plates, drivers' licenses, or identicards  
28 that, under RCW 46.08.066, an agency or department has applied for,  
29 been issued, denied, returned, destroyed, lost, and reported for  
30 misuse.

31 (d) Any record pertaining to a vessel registration issued under  
32 RCW 88.02.330 that, alone or in combination with any other records,  
33 may reveal the identity of an individual, or reveal that an  
34 individual is or was, performing an undercover or covert law  
35 enforcement activity. This exemption does not prevent the release of  
36 the total number of vessel registrations that, under RCW 88.02.330,  
37 an agency or department has applied for, been issued, denied,  
38 returned, destroyed, lost, and reported for misuse; (~~and~~)

39 (8) All information related to individual claims resolution  
40 structured settlement agreements submitted to the board of industrial

1 insurance appeals under RCW 51.04.063, other than final orders from  
2 the board of industrial insurance appeals.

3 Upon request by the legislature, the department of licensing  
4 shall provide a report to the legislature containing all of the  
5 information in subsection (7)(c) and (d) of this section that is  
6 subject to public disclosure(~~(-)~~);

7 (9) Voluntarily submitted information contained in a database  
8 that is part of or associated with enhanced 911 emergency  
9 communications systems, or information contained or used in emergency  
10 notification systems as provided under RCW 38.52.575 and 38.52.577;  
11 and

12 (10) All information revealing the identity of any person or  
13 entity requesting information or assistance via the hotline or web  
14 site established under section 1 of this act. Identifying information  
15 includes the person's or entity's name, address, phone number, or  
16 other contact information, location, national origin or religion, and  
17 immigration or citizenship status.

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