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**HOUSE BILL 1212**

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**State of Washington 64th Legislature 2015 Regular Session**

**By** Representatives G. Hunt, Goodman, Blake, Wilcox, Lytton, Taylor, Scott, Shea, Young, and McCaslin

AN ACT Relating to prohibiting retail businesses from recording consumer identification information during transactions; and amending RCW 19.192.020.

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

**Sec.**  RCW 19.192.020 and 2003 c 89 s 2 are each amended to read as follows:

(1) Any provision of a contract between a merchant or retailer and a credit or debit card issuer, financial institution, or other person that prohibits the merchant or retailer from verifying the identity of a customer who offers to pay for goods or services with a credit or debit card by requiring or requesting that the customer present additional identification is void for violation of public policy.

(2) Nothing in this section shall be interpreted as((~~: (a)~~))compelling merchants or retailers to verify identification((~~; or (b) interfering with the ability of~~)).

(3) The owner or manager of a retail store or chain ((~~to~~))may make and enforce its own policies regarding verification of identification, except that an owner, manager, or employee may not copy or record a customer's personal information contained on a photo or other identification unless:

(a) The information is required to complete the transaction, such as for shipping purposes;

(b) State or federal law requires the retail store or chain to obtain a consumer's personal information when completing a sale; or

(c) A consumer's personal information is necessary for prevention of fraud, theft, or identity theft.

**--- END ---**