

ESHB 2118 - S AMD 789
By Senator Boehnke

NOT ADOPTED 02/27/2024

1 On page 5, after line 20, insert the following:
2 "(iii) A court, insurer, or manufacturer in possession of
3 recordings obtained pursuant to this section must protect all
4 personally identifying information from unlawful and improper
5 disclosure. There is a rebuttable presumption that all data,
6 recordings, files, or other information obtained via recording
7 contain personally identifying information. This presumption can be
8 rebutted by a preponderance of the evidence that the information is
9 not personally identifying information or is otherwise subject to
10 lawful disclosure."

EFFECT: Requires courts, insurers, and manufacturers in possession of personally identifying information (PII) obtained pursuant to this act to protect all PII from unlawful and improper disclosure. Creates a rebuttable presumption that data obtained via recording contains PII. Provides standard for overcoming presumption.

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