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SENATE BILL 6250

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State of Washington                      60th Legislature                      2008 Regular Session

By Senators Haugen and Kline; by request of Department of Licensing

Read first time 01/14/08. Referred to Committee on Transportation.

1            AN ACT Relating to the confidentiality of personal information  
2 collected and maintained in connection with applications for drivers'  
3 licenses and identicards; and amending RCW 42.56.230 and 42.56.330.

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

5            **Sec. 1.** RCW 42.56.230 and 2005 c 274 s 403 are each amended to  
6 read as follows:

7            The following personal information is exempt from public inspection  
8 and copying under this chapter:

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

12            (2) Personal information in files maintained for employees,  
13 appointees, or elected officials of any public agency to the extent  
14 that disclosure would violate their right to privacy;

15            (3) Information required of any taxpayer in connection with the  
16 assessment or collection of any tax if the disclosure of the  
17 information to other persons would (a) be prohibited to such persons by  
18 RCW 84.08.210, 82.32.330, 84.40.020, or 84.40.340 or (b) violate the

1 taxpayer's right to privacy or result in unfair competitive  
2 disadvantage to the taxpayer; (~~and~~)

3 (4) Credit card numbers, debit card numbers, electronic check  
4 numbers, card expiration dates, or bank or other financial account  
5 numbers, except when disclosure is expressly required by or governed by  
6 other law; and

7 (5) Documents and related materials used to prove identity, age,  
8 residential address, social security number, or other personal  
9 information required to apply for a driver's license or identicard.

10 **Sec. 2.** RCW 42.56.330 and 2007 c 197 s 5 are each amended to read  
11 as follows:

12 The following information relating to public utilities and  
13 transportation is exempt from disclosure under this chapter:

14 (1) Records filed with the utilities and transportation commission  
15 or attorney general under RCW 80.04.095 that a court has determined are  
16 confidential under RCW 80.04.095;

17 (2) The residential addresses and residential telephone numbers of  
18 the customers of a public utility contained in the records or lists  
19 held by the public utility of which they are customers, except that  
20 this information may be released to the division of child support or  
21 the agency or firm providing child support enforcement for another  
22 state under Title IV-D of the federal social security act, for the  
23 establishment, enforcement, or modification of a support order;

24 (3) The names, residential addresses, residential telephone  
25 numbers, and other individually identifiable records held by an agency  
26 in relation to a vanpool, carpool, or other ride-sharing program or  
27 service; however, these records may be disclosed to other persons who  
28 apply for ride-matching services and who need that information in order  
29 to identify potential riders or drivers with whom to share rides;

30 (4) The personally identifying information of current or former  
31 participants or applicants in a paratransit or other transit service  
32 operated for the benefit of persons with disabilities or elderly  
33 persons;

34 (5) The personally identifying information of persons who acquire  
35 and use transit passes and other fare payment media including, but not  
36 limited to, stored value smart cards and magnetic strip cards, except  
37 that an agency may disclose this information to a person, employer,

1 educational institution, or other entity that is responsible, in whole  
2 or in part, for payment of the cost of acquiring or using a transit  
3 pass or other fare payment media, or to the news media when reporting  
4 on public transportation or public safety. This information may also  
5 be disclosed at the agency's discretion to governmental agencies or  
6 groups concerned with public transportation or public safety;

7 (6) Any information obtained by governmental agencies that is  
8 collected by the use of a motor carrier intelligent transportation  
9 system or any comparable information equipment attached to a truck,  
10 tractor, or trailer; however, the information may be given to other  
11 governmental agencies or the owners of the truck, tractor, or trailer  
12 from which the information is obtained. As used in this subsection,  
13 "motor carrier" has the same definition as provided in RCW 81.80.010;  
14 (~~and~~)

15 (7) The personally identifying information of persons who acquire  
16 and use transponders or other technology to facilitate payment of  
17 tolls. This information may be disclosed in aggregate form as long as  
18 the data does not contain any personally identifying information. For  
19 these purposes aggregate data may include the census tract of the  
20 account holder as long as any individual personally identifying  
21 information is not released. Personally identifying information may be  
22 released to law enforcement agencies only for toll enforcement  
23 purposes. Personally identifying information may be released to law  
24 enforcement agencies for other purposes only if the request is  
25 accompanied by a court order; and

26 (8) The personally identifying information of persons who acquire  
27 and use a driver's license or identicard that includes a radio  
28 frequency identification chip or similar technology to facilitate  
29 border crossing. This information may be disclosed in aggregate form  
30 so long as the data does not contain any personally identifying  
31 information. Personally identifying information may be released to law  
32 enforcement agencies only for United States customs and border  
33 protection enforcement purposes. Personally identifying information  
34 may be released to law enforcement agencies for other purposes only if  
35 the request is accompanied by a court order.

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