
SENATE BILL 6295

State of Washington

61st Legislature

2010 Regular Session

By Senator Benton

Read first time 01/11/10. Referred to Committee on Transportation.

1 AN ACT Relating to government entities photographing or recording
2 images of citizens; adding a new section to chapter 35.21 RCW; adding
3 a new section to chapter 36.01 RCW; adding a new section to chapter
4 46.63 RCW; and adding a new section to chapter 47.01 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 35.21 RCW
7 to read as follows:

8 (1) A city or town may not photograph or record images of a person
9 driving a vehicle or of passengers in the vehicle.

10 (2) A city or town may not photograph or record images of a vehicle
11 or vehicle license plate except as expressly authorized by statute.

12 (3) For purposes of this section, "photograph" or "record" means
13 the making of a photograph, microphotograph, a videotape, an electronic
14 image, or other recorded images.

15 NEW SECTION. **Sec. 2.** A new section is added to chapter 36.01 RCW
16 to read as follows:

17 (1) A county may not photograph or record images of a person
18 driving a vehicle or of passengers in the vehicle.

1 (2) A county may not photograph or record images of a vehicle or
2 vehicle license plate except as expressly authorized by statute.

3 (3) For purposes of this section, "photograph" or "record" means
4 the making of a photograph, microphotograph, a videotape, an electronic
5 image, or other recorded images.

6 NEW SECTION. **Sec. 3.** A new section is added to chapter 46.63 RCW
7 to read as follows:

8 The state of Washington fully occupies and preempts the entire
9 field of regulation over photo enforcement systems and automated
10 traffic safety cameras. Cities, towns, and counties, or other
11 municipalities, may adopt only those laws and ordinances relating to
12 photo enforcement systems and automated traffic safety cameras that are
13 consistent with this chapter.

14 NEW SECTION. **Sec. 4.** A new section is added to chapter 47.01 RCW
15 to read as follows:

16 (1) The department may not photograph or record images of a person
17 driving a vehicle on any state highway or of passengers in the vehicle.

18 (2) The department may not photograph or record images of a vehicle
19 or vehicle license plate except as expressly authorized by statute.

20 (3) For purposes of this section, "photograph" or "record" means
21 the making of a photograph, microphotograph, a videotape, an electronic
22 image, or other recorded images.

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