

**HB 1234 - H AMD 43**

By Representative Moscoso

ADOPTED 02/25/2011

1 Strike everything after the enacting clause and insert the  
2 following:

3 "Sec. 1. RCW 42.56.240 and 2010 c 266 s 2 and 2010 c 182 s 5 are  
4 each reenacted and amended to read as follows:

5 The following investigative, law enforcement, and crime victim  
6 information is exempt from public inspection and copying under this  
7 chapter:

8 (1) Specific intelligence information and specific investigative  
9 records compiled by investigative, law enforcement, and penology  
10 agencies, and state agencies vested with the responsibility to  
11 discipline members of any profession, the nondisclosure of which is  
12 essential to effective law enforcement or for the protection of any  
13 person's right to privacy;

14 (2) Information revealing the identity of persons who are witnesses  
15 to or victims of crime or who file complaints with investigative, law  
16 enforcement, or penology agencies, other than the commission, if  
17 disclosure would endanger any person's life, physical safety, or  
18 property. If at the time a complaint is filed the complainant, victim,  
19 or witness indicates a desire for disclosure or nondisclosure, such  
20 desire shall govern. However, all complaints filed with the commission  
21 about any elected official or candidate for public office must be made  
22 in writing and signed by the complainant under oath;

23 (3) Any records of investigative reports prepared by any state,  
24 county, municipal, or other law enforcement agency pertaining to sex  
25 offenses contained in chapter 9A.44 RCW or sexually violent offenses as  
26 defined in RCW 71.09.020, which have been transferred to the Washington  
27 association of sheriffs and police chiefs for permanent electronic  
28 retention and retrieval pursuant to RCW 40.14.070(2)(b);

29 (4) License applications under RCW 9.41.070; copies of license

1 applications or information on the applications may be released to law  
2 enforcement or corrections agencies;

3 (5) Information revealing the identity of child victims of sexual  
4 assault who are under age eighteen. Identifying information means the  
5 child victim's name, address, location, photograph, and in cases in  
6 which the child victim is a relative or stepchild of the alleged  
7 perpetrator, identification of the relationship between the child and  
8 the alleged perpetrator;

9 (6) The statewide gang database referenced in RCW 43.43.762;

10 (7) Data from the electronic sales tracking system established in  
11 RCW 69.43.165; (~~and~~)

12 (8) Information submitted to the statewide unified sex offender  
13 notification and registration program under RCW 36.28A.040(6) by a  
14 person for the purpose of receiving notification regarding a registered  
15 sex offender, including the person's name, residential address, and e-  
16 mail address; and

17 (9) Personally identifying information collected by law enforcement  
18 agencies pursuant to local security alarm system programs and vacation  
19 crime watch programs. Nothing in this subsection shall be interpreted  
20 so as to prohibit the legal owner of a residence or business from  
21 accessing information regarding his or her residence or business."

22 Correct the title.

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