

CERTIFICATION OF ENROLLMENT

SUBSTITUTE SENATE BILL 6007

Chapter 33, Laws of 2014

63rd Legislature
2014 Regular Session

PUBLIC RECORDS EXEMPTION--PUBLIC UTILITIES--CUSTOMER INFORMATION

EFFECTIVE DATE: 06/12/14

Passed by the Senate February 12, 2014
YEAS 48 NAYS 0

BRAD OWEN

President of the Senate

Passed by the House March 5, 2014
YEAS 98 NAYS 0

FRANK CHOPP

Speaker of the House of Representatives

Approved March 17, 2014, 3:20 p.m.

JAY INSLEE

Governor of the State of Washington

CERTIFICATE

I, Hunter G. Goodman, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 6007** as passed by the Senate and the House of Representatives on the dates hereon set forth.

HUNTER G. GOODMAN

Secretary

FILED

March 17, 2014

**Secretary of State
State of Washington**

SUBSTITUTE SENATE BILL 6007

Passed Legislature - 2014 Regular Session

State of Washington 63rd Legislature 2014 Regular Session

By Senate Governmental Operations (originally sponsored by Senators Rivers, Hatfield, Braun, Tom, and Benton)

READ FIRST TIME 01/31/14.

1 AN ACT Relating to clarifying the exemption in the public records
2 act for customer information held by public utilities; and amending RCW
3 42.56.330.

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

5 **Sec. 1.** RCW 42.56.330 and 2012 c 68 s 4 are each amended to read
6 as follows:

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

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

12 (2) The (~~residential~~) addresses (~~and residential~~), telephone
13 numbers, electronic contact information, and customer-specific utility
14 usage and billing information in increments less than a billing cycle
15 of the customers of a public utility contained in the records or lists
16 held by the public utility of which they are customers, except that
17 this information may be released to the division of child support or
18 the agency or firm providing child support enforcement for another

1 state under Title IV-D of the federal social security act, for the
2 establishment, enforcement, or modification of a support order;

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

9 (4) The personally identifying information of current or former
10 participants or applicants in a paratransit or other transit service
11 operated for the benefit of persons with disabilities or elderly
12 persons;

13 (5) The personally identifying information of persons who acquire
14 and use transit passes or other fare payment media including, but not
15 limited to, stored value smart cards and magnetic strip cards, except
16 that an agency may disclose personally identifying information to a
17 person, employer, educational institution, or other entity that is
18 responsible, in whole or in part, for payment of the cost of acquiring
19 or using a transit pass or other fare payment media for the purpose of
20 preventing fraud, or to the news media when reporting on public
21 transportation or public safety. As used in this subsection,
22 "personally identifying information" includes acquisition or use
23 information pertaining to a specific, individual transit pass or fare
24 payment media.

25 (a) Information regarding the acquisition or use of transit passes
26 or fare payment media may be disclosed in aggregate form if the data
27 does not contain any personally identifying information.

28 (b) Personally identifying information may be released to law
29 enforcement agencies if the request is accompanied by a court order;

30 (6) Any information obtained by governmental agencies that is
31 collected by the use of a motor carrier intelligent transportation
32 system or any comparable information equipment attached to a truck,
33 tractor, or trailer; however, the information may be given to other
34 governmental agencies or the owners of the truck, tractor, or trailer
35 from which the information is obtained. As used in this subsection,
36 "motor carrier" has the same definition as provided in RCW 81.80.010;

37 (7) The personally identifying information of persons who acquire
38 and use transponders or other technology to facilitate payment of

1 tolls. This information may be disclosed in aggregate form as long as
2 the data does not contain any personally identifying information. For
3 these purposes aggregate data may include the census tract of the
4 account holder as long as any individual personally identifying
5 information is not released. Personally identifying information may be
6 released to law enforcement agencies only for toll enforcement
7 purposes. Personally identifying information may be released to law
8 enforcement agencies for other purposes only if the request is
9 accompanied by a court order; and

10 (8) The personally identifying information of persons who acquire
11 and use a driver's license or identicard that includes a radio
12 frequency identification chip or similar technology to facilitate
13 border crossing. This information may be disclosed in aggregate form
14 as long as the data does not contain any personally identifying
15 information. Personally identifying information may be released to law
16 enforcement agencies only for United States customs and border
17 protection enforcement purposes. Personally identifying information
18 may be released to law enforcement agencies for other purposes only if
19 the request is accompanied by a court order.

Passed by the Senate February 12, 2014.

Passed by the House March 5, 2014.

Approved by the Governor March 17, 2014.

Filed in Office of Secretary of State March 17, 2014.