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SENATE BILL 5396

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State of Washington

64th Legislature

2015 Regular Session

By Senators Roach, Llias, Benton, McCoy, Dammeier, and Chase

Read first time 01/21/15. Referred to Committee on Government Operations & State Security.

1 AN ACT Relating to exempting information of guardians or family  
2 members of children enrolled in child care, early learning, parks and  
3 recreation, after-school, and youth development programs; and  
4 amending RCW 42.56.230.

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

6 **Sec. 1.** RCW 42.56.230 and 2014 c 142 s 1 are each amended to  
7 read as follows:

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

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

13 (2)(a) Personal information:

14 (i) For a child enrolled in licensed child care in any files  
15 maintained by the department of early learning; ~~((or))~~

16 (ii) For a child enrolled in a public or nonprofit program  
17 serving or pertaining to children, adolescents, or students,  
18 including but not limited to early learning or child care services,  
19 parks and recreation programs, youth development programs, and after-  
20 school programs; or

1 (iii) For the family members or guardians of a child who is  
2 subject to the exemption under this subsection (2)(a) if the family  
3 member or guardian has the same last name of the child or if the  
4 family member or guardian resides at the same address of the child  
5 and disclosure of the family member's or guardian's information would  
6 result in disclosure of the personal information exempted under  
7 (a)(i) and (ii) of this subsection.

8 (b) Emergency contact information under this subsection (2) may  
9 be provided to appropriate authorities and medical personnel for the  
10 purpose of treating the individual during an emergency situation;

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

14 (4) Information required of any taxpayer in connection with the  
15 assessment or collection of any tax if the disclosure of the  
16 information to other persons would: (a) Be prohibited to such persons  
17 by RCW 84.08.210, 82.32.330, 84.40.020, 84.40.340, or any ordinance  
18 authorized under RCW 35.102.145; or (b) violate the taxpayer's right  
19 to privacy or result in unfair competitive disadvantage to the  
20 taxpayer;

21 (5) Credit card numbers, debit card numbers, electronic check  
22 numbers, card expiration dates, or bank or other financial account  
23 numbers, except when disclosure is expressly required by or governed  
24 by other law;

25 (6) Personal and financial information related to a small loan or  
26 any system of authorizing a small loan in RCW 31.45.093;

27 (7)(a) Any record used to prove identity, age, residential  
28 address, social security number, or other personal information  
29 required to apply for a driver's license or identicard.

30 (b) Information provided under RCW 46.20.111 that indicates that  
31 an applicant declined to register with the selective service system.

32 (c) Any record pertaining to a vehicle license plate, driver's  
33 license, or identicard issued under RCW 46.08.066 that, alone or in  
34 combination with any other records, may reveal the identity of an  
35 individual, or reveal that an individual is or was, performing an  
36 undercover or covert law enforcement, confidential public health  
37 work, public assistance fraud, or child support investigative  
38 activity. This exemption does not prevent the release of the total  
39 number of vehicle license plates, drivers' licenses, or identicards  
40 that, under RCW 46.08.066, an agency or department has applied for,

1 been issued, denied, returned, destroyed, lost, and reported for  
2 misuse.

3 (d) Any record pertaining to a vessel registration issued under  
4 RCW 88.02.330 that, alone or in combination with any other records,  
5 may reveal the identity of an individual, or reveal that an  
6 individual is or was, performing an undercover or covert law  
7 enforcement activity. This exemption does not prevent the release of  
8 the total number of vessel registrations that, under RCW 88.02.330,  
9 an agency or department has applied for, been issued, denied,  
10 returned, destroyed, lost, and reported for misuse; and

11 (8) All information related to individual claims resolution  
12 structured settlement agreements submitted to the board of industrial  
13 insurance appeals under RCW 51.04.063, other than final orders from  
14 the board of industrial insurance appeals.

15 Upon request by the legislature, the department of licensing  
16 shall provide a report to the legislature containing all of the  
17 information in subsection (7)(c) and (d) of this section that is  
18 subject to public disclosure.

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