

EHB 2332 - S COMM AMD

By Committee on Labor & Commerce

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

3 "Sec. 1. RCW 9.46.071 and 2005 c 369 s 9 are each amended to
4 read as follows:

5 (1)(a) The legislature recognizes that some individuals in this
6 state are problem or pathological gamblers. Because the state
7 promotes and regulates gambling through the activities of the state
8 lottery commission, the Washington horse racing commission, and the
9 Washington state gambling commission, the state has the
10 responsibility to continue to provide resources for the support of
11 services for problem and pathological gamblers. Therefore, the
12 Washington state gambling commission, the Washington horse racing
13 commission, and the state lottery commission shall jointly develop
14 informational signs concerning problem and pathological gambling
15 which include a toll-free hotline number for problem and pathological
16 gamblers. The signs shall be placed in the establishments of gambling
17 licensees, horse racing licensees, and lottery retailers. In
18 addition, the Washington state gambling commission, the Washington
19 horse racing commission, and the state lottery commission may also
20 contract with other qualified entities to provide public awareness,
21 training, and other services to ensure the intent of this section is
22 fulfilled.

23 (b) The legislature finds that problem and pathological gambling
24 continues to negatively impact individuals and families in this
25 state. It is estimated that about five percent of adults in the state
26 will experience problem or pathological gambling behaviors in their
27 lifetime. Previous and ongoing efforts to prevent and assist people
28 in treating problem and pathological gambling have proven beneficial,
29 such as increasing public awareness, funding treatment services for
30 individuals, and requiring informational signs in gambling
31 establishments that include a toll-free hotline number for problem

1 and pathological gamblers. However, people and families facing
2 problem or pathological gambling issues will further benefit from the
3 availability of a uniform self-exclusion program where people may
4 voluntarily exclude themselves from gambling at multiple gambling
5 establishments by submitting one self-exclusion form to the state
6 from one location. It is the intent of subsection (3) of this section
7 to establish such a uniform self-exclusion program to assist people
8 in preventing or ending problem or pathological gambling behaviors
9 permanently.

10 (2)(a) During any period in which RCW 82.04.285(2) is in effect,
11 the commission may not increase fees payable by licensees under its
12 jurisdiction for the purpose of funding services for problem and
13 pathological gambling. Any fee imposed or increased by the
14 commission, for the purpose of funding these services, before July 1,
15 2005, (~~shall have~~) has no force and effect after July 1, 2005.

16 (b) During any period in which RCW 82.04.285(2) is not in effect:

17 (i) The commission, the Washington state horse racing commission,
18 and the state lottery commission may contract for services, in
19 addition to those authorized in subsection (1) of this section, to
20 assist in providing for treatment of problem and pathological
21 gambling; and

22 (ii) The commission may increase fees payable by (~~licenses~~
23 ~~{licensees}~~) licensees under its jurisdiction for the purpose of
24 funding the services authorized in this section for problem and
25 pathological gamblers.

26 (3) By June 30, 2020, the commission must adopt rules
27 establishing a self-exclusion program for problem and pathological
28 gamblers. The commission has discretion in establishing the scope and
29 requirements of the self-exclusion program. However, the program must
30 include, at a minimum, the following:

31 (a) A process for a person who believes the person is or may be a
32 problem or pathological gambler to voluntarily exclude themselves
33 from gambling at some or all gambling establishments licensed by the
34 commission; and

35 (b) A process for casinos owned or operated by Indian tribes or
36 tribal enterprises to voluntarily participate in the self-exclusion
37 program, so that ultimately a person who is or may be a problem or
38 pathological gambler may self-exclude themselves from gambling at
39 some or all casinos and state-licensed gambling establishments in the

1 state, no matter who owns or operates the casino or state-licensed
2 gambling establishment, through a single request.

3 (4)(a) The commission may not contract with a third party to
4 administer the self-exclusion program created pursuant to this
5 section.

6 (b) Any personal information collected, stored, or accessed under
7 the self-exclusion program created pursuant to this section may not
8 be sold, monetized, or traded by the commission or any person or
9 business authorized to access personal information through the
10 program.

11 (c) Any personal information collected, stored, or accessed under
12 the self-exclusion program may not be used for any purpose other than
13 the administration of the self-exclusion program.

14 **Sec. 2.** RCW 42.56.230 and 2017 3rd sp.s. c 6 s 222 are each
15 amended to read as follows:

16 The following personal information is exempt from public
17 inspection and copying under this chapter:

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

21 (2)(a) Personal information:

22 (i) For a child enrolled in licensed child care in any files
23 maintained by the department of children, youth, and families;

24 (ii) For a child enrolled in a public or nonprofit program
25 serving or pertaining to children, adolescents, or students,
26 including but not limited to early learning or child care services,
27 parks and recreation programs, youth development programs, and after-
28 school programs; or

29 (iii) For the family members or guardians of a child who is
30 subject to the exemption under this subsection (2) if the family
31 member or guardian has the same last name as the child or if the
32 family member or guardian resides at the same address as the child
33 and disclosure of the family member's or guardian's information would
34 result in disclosure of the personal information exempted under
35 (a)(i) and (ii) of this subsection.

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

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

4 (4) Information required of any taxpayer in connection with the
5 assessment or collection of any tax if the disclosure of the
6 information to other persons would: (a) Be prohibited to such persons
7 by RCW 84.08.210, 82.32.330, 84.40.020, 84.40.340, or any ordinance
8 authorized under RCW 35.102.145; or (b) violate the taxpayer's right
9 to privacy or result in unfair competitive disadvantage to the
10 taxpayer;

11 (5) Credit card numbers, debit card numbers, electronic check
12 numbers, card expiration dates, or bank or other financial
13 information as defined in RCW 9.35.005 including social security
14 numbers, except when disclosure is expressly required by or governed
15 by other law;

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

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

21 ((+b+)) (ii) Information provided under RCW 46.20.111 that
22 indicates that an applicant declined to register with the selective
23 service system.

24 ((+e+)) (iii) Any record pertaining to a vehicle license plate,
25 driver's license, or identicard issued under RCW 46.08.066 that,
26 alone or in combination with any other records, may reveal the
27 identity of an individual, or reveal that an individual is or was,
28 performing an undercover or covert law enforcement, confidential
29 public health work, public assistance fraud, or child support
30 investigative activity. This exemption does not prevent the release
31 of the total number of vehicle license plates, drivers' licenses, or
32 identicards that, under RCW 46.08.066, an agency or department has
33 applied for, been issued, denied, returned, destroyed, lost, and
34 reported for misuse.

35 ((+d+)) (iv) Any record pertaining to a vessel registration
36 issued under RCW 88.02.330 that, alone or in combination with any
37 other records, may reveal the identity of an individual, or reveal
38 that an individual is or was, performing an undercover or covert law
39 enforcement activity. This exemption does not prevent the release of
40 the total number of vessel registrations that, under RCW 88.02.330,

1 an agency or department has applied for, been issued, denied,
2 returned, destroyed, lost, and reported for misuse.

3 (b) Upon request by the legislature, the department of licensing
4 must provide a report to the legislature containing all of the
5 information in (a)(iii) and (iv) of this subsection (7) that is
6 subject to public disclosure;

7 (8) All information related to individual claims resolution
8 structured settlement agreements submitted to the board of industrial
9 insurance appeals under RCW 51.04.063, other than final orders from
10 the board of industrial insurance appeals((-

11 ~~Upon request by the legislature, the department of licensing~~
12 ~~shall provide a report to the legislature containing all of the~~
13 ~~information in subsection (7)(c) and (d) of this section that is~~
14 ~~subject to public disclosure; and));~~

15 (9) Voluntarily submitted information contained in a database
16 that is part of or associated with enhanced 911 emergency
17 communications systems, or information contained or used in emergency
18 notification systems as provided under RCW 38.52.575 and 38.52.577;
19 and

20 (10) All information submitted by a person to the state, either
21 directly or through a state-licensed gambling establishment or casino
22 owned or operated by an Indian tribe or tribal enterprise, as part of
23 the self-exclusion program established in RCW 9.46.071 for people who
24 believe they are or may be a problem or pathological gambler.

25 NEW SECTION. Sec. 3. This act takes effect July 1, 2018."

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26 On page 1, line 1 of the title, after "addiction;" strike the
27 remainder of the title and insert "amending RCW 9.46.071 and
28 42.56.230; and providing an effective date."

EFFECT: Modifies the requirement for the self-exclusion program
to include a process to self-exclude from some or all gambling
establishments and tribal casinos, where there is voluntary
participation by Indian tribes or tribal enterprises. Changes the

method for self-exclusion to a single request, rather than submitting one form at one location.

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