
ENGROSSED HOUSE BILL 2332

State of Washington

65th Legislature

2018 Regular Session

By Representatives Sawyer, Condotta, Ormsby, and Appleton

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1 AN ACT Relating to gambling addiction; amending RCW 9.46.071 and
2 42.56.230; and providing an effective date.

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

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

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

1 training, and other services to ensure the intent of this section is
2 fulfilled.

3 (b) The legislature finds that problem and pathological gambling
4 continues to negatively impact individuals and families in this
5 state. It is estimated that about five percent of adults in the state
6 will experience problem or pathological gambling behaviors in their
7 lifetime. Previous and ongoing efforts to prevent and assist people
8 in treating problem and pathological gambling have proven beneficial,
9 such as increasing public awareness, funding treatment services for
10 individuals, and requiring informational signs in gambling
11 establishments that include a toll-free hotline number for problem
12 and pathological gamblers. However, people and families facing
13 problem or pathological gambling issues will further benefit from the
14 availability of a uniform self-exclusion program where people may
15 voluntarily exclude themselves from gambling at multiple gambling
16 establishments by submitting one self-exclusion form to the state
17 from one location. It is the intent of subsection (3) of this section
18 to establish such a uniform self-exclusion program to assist people
19 in preventing or ending problem or pathological gambling behaviors
20 permanently.

21 (2)(a) During any period in which RCW 82.04.285(2) is in effect,
22 the commission may not increase fees payable by licensees under its
23 jurisdiction for the purpose of funding services for problem and
24 pathological gambling. Any fee imposed or increased by the
25 commission, for the purpose of funding these services, before July 1,
26 2005, (~~shall have~~) has no force and effect after July 1, 2005.

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

28 (i) The commission, the Washington state horse racing commission,
29 and the state lottery commission may contract for services, in
30 addition to those authorized in subsection (1) of this section, to
31 assist in providing for treatment of problem and pathological
32 gambling; and

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

37 (3) By June 30, 2020, the commission must adopt rules
38 establishing a self-exclusion program for problem and pathological
39 gamblers. The commission has discretion in establishing the scope and

1 requirements of the self-exclusion program. However, the program must
2 include, at a minimum, the following:

3 (a) A process for a person who believes the person is or may be a
4 problem or pathological gambler to voluntarily exclude themselves
5 from gambling at all gambling establishments licensed by the
6 commission; and

7 (b) A process for casinos owned or operated by Indian tribes or
8 tribal enterprises to voluntarily participate in the self-exclusion
9 program, so that ultimately a person who is or may be a problem or
10 pathological gambler may self-exclude themselves from gambling at all
11 casinos and state-licensed gambling establishments in the state, no
12 matter who owns or operates the casino or state-licensed gambling
13 establishment, by submitting one form at one location.

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

17 (b) Any personal information collected, stored, or accessed under
18 the self-exclusion program created pursuant to this section may not
19 be sold, monetized, or traded by the commission or any person or
20 business authorized to access personal information through the
21 program.

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

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

27 The following personal information is exempt from public
28 inspection and copying under this chapter:

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

32 (2)(a) Personal information:

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

35 (ii) For a child enrolled in a public or nonprofit program
36 serving or pertaining to children, adolescents, or students,
37 including but not limited to early learning or child care services,
38 parks and recreation programs, youth development programs, and after-
39 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) if the family
3 member or guardian has the same last name as the child or if the
4 family member or guardian resides at the same address as 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
23 information as defined in RCW 9.35.005 including social security
24 numbers, except when disclosure is expressly required by or governed
25 by other law;

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

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

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

34 (~~(e)~~) (iii) Any record pertaining to a vehicle license plate,
35 driver's license, or identicard issued under RCW 46.08.066 that,
36 alone or in combination with any other records, may reveal the
37 identity of an individual, or reveal that an individual is or was,
38 performing an undercover or covert law enforcement, confidential
39 public health work, public assistance fraud, or child support
40 investigative activity. This exemption does not prevent the release

1 of the total number of vehicle license plates, drivers' licenses, or
2 identicards that, under RCW 46.08.066, an agency or department has
3 applied for, been issued, denied, returned, destroyed, lost, and
4 reported for misuse.

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

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

17 (8) All information related to individual claims resolution
18 structured settlement agreements submitted to the board of industrial
19 insurance appeals under RCW 51.04.063, other than final orders from
20 the board of industrial insurance appeals(~~(-~~

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

25 (9) Voluntarily submitted information contained in a database
26 that is part of or associated with enhanced 911 emergency
27 communications systems, or information contained or used in emergency
28 notification systems as provided under RCW 38.52.575 and 38.52.577;
29 and

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

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

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