

CERTIFICATION OF ENROLLMENT

**HOUSE BILL 2545**

66th Legislature  
2020 Regular Session

Passed by the House March 9, 2020  
Yeas 96 Nays 0

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**Speaker of the House of  
Representatives**

Passed by the Senate March 6, 2020  
Yeas 48 Nays 0

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**President of the Senate**

Approved

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**Governor of the State of Washington**

CERTIFICATE

I, Bernard Dean, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 2545** as passed by the House of Representatives and the Senate on the dates hereon set forth.

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**Chief Clerk**

FILED

**Secretary of State  
State of Washington**

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**HOUSE BILL 2545**

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AS AMENDED BY THE SENATE

Passed Legislature - 2020 Regular Session

**State of Washington**

**66th Legislature**

**2020 Regular Session**

**By** Representatives Davis, Klippert, Goodman, Robinson, Macri, Griffey, Cody, Sutherland, Graham, Pellicciotti, Leavitt, and Ormsby

Read first time 01/15/20. Referred to Committee on Public Safety.

1 AN ACT Relating to making jail records available to managed  
2 health care systems; and amending RCW 70.48.100.

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

4 **Sec. 1.** RCW 70.48.100 and 2016 c 154 s 6 are each amended to  
5 read as follows:

6 (1) A department of corrections or chief law enforcement officer  
7 responsible for the operation of a jail shall maintain a jail  
8 register, open to the public, into which shall be entered in a timely  
9 basis:

10 (a) The name of each person confined in the jail with the hour,  
11 date and cause of the confinement; and

12 (b) The hour, date and manner of each person's discharge.

13 (2) Except as provided in subsections (3) and (4) of this  
14 section, the records of a person confined in jail shall be held in  
15 confidence and shall be made available only to criminal justice  
16 agencies as defined in RCW 43.43.705; or

17 (a) For use in inspections made pursuant to RCW 70.48.070;

18 (b) In jail certification proceedings;

19 (c) For use in court proceedings upon the written order of the  
20 court in which the proceedings are conducted;

21 (d) To the Washington association of sheriffs and police chiefs;

1 (e) To the Washington institute for public policy, research and  
2 data analysis division of the department of social and health  
3 services, higher education institutions of Washington state,  
4 Washington state health care authority, state auditor's office,  
5 caseload forecast council, office of financial management, or the  
6 successor entities of these organizations, for the purpose of  
7 research in the public interest. Data disclosed for research purposes  
8 must comply with relevant state and federal statutes;

9 (f) To federal, state, or local agencies to determine eligibility  
10 for services such as medical, mental health, chemical dependency  
11 treatment, or veterans' services, and to allow for the provision of  
12 treatment to inmates during their stay or after release. Records  
13 disclosed for eligibility determination or treatment services must be  
14 held in confidence by the receiving agency, and the receiving agency  
15 must comply with all relevant state and federal statutes regarding  
16 the privacy of the disclosed records; or

17 (g) Upon the written permission of the person.

18 (3) The records of a person confined in jail may be made  
19 available to a managed health care system, including managed care  
20 organizations and behavioral health administrative services  
21 organizations as defined in RCW 71.24.025, for the purpose of care  
22 coordination activities. The receiving system or organization must  
23 hold records in confidence and comply with all relevant state and  
24 federal statutes regarding privacy of disclosed records.

25 (4)(a) Law enforcement may use booking photographs of a person  
26 arrested or confined in a local or state penal institution to assist  
27 them in conducting investigations of crimes.

28 (b) Photographs and information concerning a person convicted of  
29 a sex offense as defined in RCW 9.94A.030 may be disseminated as  
30 provided in RCW 4.24.550, 9A.44.130, 9A.44.140, 10.01.200, 43.43.540,  
31 43.43.745, 46.20.187, 70.48.470, 72.09.330, and section 401, chapter  
32 3, Laws of 1990.

33 ((4)) (5) Any jail that provides inmate records in accordance  
34 with subsection (2) or (3) of this section is not responsible for any  
35 unlawful secondary dissemination of the provided inmate records.

36 (6) For purposes of this section:

37 (a) "Managed care organization" and "behavioral health  
38 administrative services organization" have the same meaning as in RCW  
39 71.24.025.

1        (b) "Managed health care system" has the same meaning as in RCW  
2        74.09.522.

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