
HOUSE BILL 2013

State of Washington

67th Legislature

2022 Regular Session

By Representatives Young, Boehnke, Graham, Leavitt, Sutherland, and Walsh

Read first time 01/17/22. Referred to Committee on Transportation.

1 AN ACT Relating to protecting personal and identity information
2 held by the department of licensing; adding a new section to chapter
3 46.08 RCW; and prescribing penalties.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 46.08
6 RCW to read as follows:

7 (1) The department is prohibited from releasing personal or
8 identity information associated with vehicle or vessel records,
9 driver's license or identocard records, or driving records, for which
10 the sale or sharing of that information is not explicitly authorized
11 in chapter 46.12 or 46.52 RCW, or otherwise authorized under state
12 law. This prohibition extends to all persons, as defined in RCW
13 46.04.405. The prohibition applies to anonymized data from which
14 personal and identity information has been removed, but that retains
15 unique identifiers which could enable the anonymized data to be
16 reassociated with personal or identity information that state law
17 permits be sold or shared.

18 (2) A person may bring a legal action for damages for a violation
19 of this section if the violation has injured his or her business, his
20 or her person, or his or her reputation. A person injured in this
21 manner shall be entitled to actual damages, including mental pain and

1 suffering endured by him or her on account of violation of the
2 provisions of this chapter, or liquidated damages computed at the
3 rate of \$100 a day for each day of violation, not to exceed \$1,000,
4 and a reasonable attorneys' fee and other costs of litigation.

5 (3) If any application of this section is found to be in conflict
6 with federal law, that application is exempted from the requirements
7 of this section solely to the extent of the conflict.

8 (4) For the purposes of this section:

9 (a) "Identity information" means information that identifies an
10 individual, or may be used to determine the identity of an
11 individual, including:

12 (i) Federal tax identification number or employer identification
13 number;

14 (ii) Residential and mailing address, but not the five-digit zip
15 code;

16 (iii) Email address;

17 (iv) Telephone number;

18 (v) Registered and legal vehicle owner name;

19 (vi) Gender;

20 (vii) Place of birth;

21 (viii) Voter information status; and

22 (ix) Selective service information.

23 (b) "Personal information" has the same meaning as in RCW
24 42.56.590.

25 (c) "Unique identifier" means an identifier that marks a
26 particular record as unique from every other record.

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