
SUBSTITUTE SENATE BILL 5580

State of Washington

67th Legislature

2022 Regular Session

By Senate Environment, Energy & Technology (originally sponsored by Senators Wellman, Mullet, Frockt, Kuderer, Nguyen, Warnick, and C. Wilson; by request of Public Works Board)

READ FIRST TIME 01/21/22.

1 AN ACT Relating to broadband infrastructure loans and grants made
2 by the public works board; and amending RCW 43.155.160 and 42.56.270.

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

4 **Sec. 1.** RCW 43.155.160 and 2021 c 332 s 7040 are each amended to
5 read as follows:

6 (1) The board, in collaboration with the office, shall establish
7 a competitive grant and loan program to award funding to eligible
8 applicants in order to promote the expansion of access to broadband
9 service in unserved areas of the state.

10 (2)(a) Grants and loans may be awarded under this section to
11 assist in funding acquisition, installation, and construction of
12 middle mile and last mile infrastructure that supports broadband
13 services and to assist in funding strategic planning for deploying
14 broadband service in unserved areas.

15 (b) The board may choose to fund all or part of an application
16 for funding, provided that the application meets the requirements of
17 subsection (~~(+9)~~) (11) of this section.

18 (3) Eligible applicants for grants and loans awarded under this
19 section include:

20 (a) Local governments;

21 (b) Tribes;

1 (c) Nonprofit organizations;

2 (d) Cooperative associations;

3 (e) Multiparty entities comprised of public entity members;

4 (f) Limited liability corporations organized for the purpose of
5 expanding broadband access; and

6 (g) Incorporated businesses or partnerships.

7 (4) (a) The board shall develop administrative procedures
8 governing the (~~(application)~~) preapplication and award process. The
9 board shall act as fiscal agent for the program and is responsible
10 for receiving and reviewing applications and awarding funds under
11 this section.

12 (b) At least sixty days prior to the first day (~~(applications)~~)
13 preapplications may be submitted each fiscal year, the board must
14 publish on its website the specific criteria and any quantitative
15 weighting scheme or scoring system that the board will use to
16 evaluate or rank applications and award funding.

17 (c) The board may maintain separate accounting in the statewide
18 broadband account created in RCW 43.155.165 as the board deems
19 necessary to carry out the purposes of this section.

20 (d) The board must provide a method for the allocation of loans,
21 grants, provision of technical assistance, and interest rates under
22 this section.

23 (5) An applicant for a grant or loan under this section must
24 provide the following information on the (~~(application)~~)
25 preapplication:

26 (a) The location and description of the project;

27 (b) Evidence regarding the unserved nature of the community in
28 which the project is to be located;

29 (c) Evidence that proposed infrastructure will be capable of
30 scaling to greater download and upload speeds;

31 (d) The number of households passed that will gain access to
32 broadband service as a result of the project or whose broadband
33 service will be upgraded as a result of the project;

34 (e) The estimated cost of retail services to end users
35 facilitated by a project;

36 (f) The proposed actual download and upload speeds experienced by
37 end users;

38 (g) Evidence of significant community institutions that will
39 benefit from the proposed project;

1 (h) Anticipated economic, educational, health care, or public
2 safety benefits created by the project;

3 (i) Evidence of community support for the project;

4 (j) If available, a description of the applicant's user adoption
5 assistance program and efforts to promote the use of newly available
6 broadband services created by the project;

7 (k) The estimated total cost of the project;

8 ~~(l) ((Other sources of funding for the project that will
9 supplement any grant or loan award;~~

10 ~~(m) A demonstration of the project's long-term sustainability,
11 including the applicant's financial soundness, organizational
12 capacity, and technical expertise;~~

13 ~~(n) A strategic plan to maintain long-term operation of the
14 infrastructure;~~

15 ~~(o))~~ Evidence that ~~((no later than six weeks))~~ before submission
16 of the application, the applicant contacted, in writing, all entities
17 providing broadband service near the proposed project area to ask
18 each broadband service provider's plan to upgrade broadband service
19 in the project area to speeds that meet or exceed the state's
20 definition for broadband service as defined in RCW 43.330.530, within
21 the time frame specified in the proposed grant or loan activities;

22 ~~((p))~~ (m) If applicable, the broadband service providers'
23 written responses to the inquiry made under ~~((o))~~ (l) of this
24 subsection; ~~((and~~

25 ~~(q))~~ (n) The proposed geographic broadband service area and the
26 proposed broadband speeds in the form and manner prescribed by the
27 board;

28 (o) Evidence of community support for the project; and

29 (p) Any additional information requested by the board.

30 (6) An applicant for a grant or loan under this section must
31 provide the following information on the application:

32 (a) ((Within thirty days of the close of the grant and loan
33 application process, the)) The final location and description of the
34 project;

35 (b) Evidence that the proposed infrastructure will be capable of
36 scaling to greater download and upload speeds;

37 (c) The number of households passed that will gain access to
38 broadband service as a result of the project or whose broadband
39 service will be upgraded as a result of the project;

1 (d) The estimated cost of retail services to end users
2 facilitated by a project;

3 (e) The proposed actual download and upload speeds experienced by
4 end users;

5 (f) Evidence of significant community institutions that will
6 benefit from the proposed project;

7 (g) Anticipated economic, educational, health care, or public
8 safety benefits created by the project;

9 (h) If available, a description of the applicant's user adoption
10 assistance program and efforts to promote the use of newly available
11 broadband services created by the project;

12 (i) The estimated total cost of the project;

13 (j) Other sources of funding for the project that will supplement
14 any grant or loan award;

15 (k) A demonstration of the project's long-term sustainability,
16 including the applicant's financial soundness, organizational
17 capacity, and technical expertise;

18 (l) A strategic plan to maintain long-term operation of the
19 infrastructure;

20 (m) If applicable, documentation describing the outcome of the
21 broadband service providers' written responses to the inquiry made
22 prior to or during the preapplication phase; and

23 (n) Any additional information requested by the board.

24 (7)(a) The board shall publish on its website for at least 30
25 days the proposed geographic broadband service area and the proposed
26 broadband speeds for each ((application)) proposed broadband project
27 submitted in the preapplication period.

28 (b) The board shall, within three business days following the
29 close of the preapplication cycle, publish on its website
30 preapplications as described in subsection (5) of this section.

31 (c) The board shall set an objection period of at least 30 days.

32 ~~((b))~~ (8)(a) Any existing broadband service provider near the
33 proposed project area may~~((, within thirty days of publication of the~~
34 ~~information under (a) of this subsection,))~~ submit in writing to the
35 board an objection to ((an application)) a proposed broadband
36 project. An objection must contain information demonstrating that:

37 (i) The project would result in overbuild, meaning that the
38 objecting provider currently provides, or has begun construction to
39 provide, broadband service to end users in the proposed project area

1 at speeds equal to or greater than the state speed goals contained in
2 RCW 43.330.536; or

3 (ii) The objecting provider commits to complete construction of
4 broadband infrastructure and provide broadband service to end users
5 in the proposed project area at speeds equal to or greater than the
6 state speed goals contained in RCW 43.330.536, no later than twenty-
7 four months after the date awards are made under this section for the
8 grant and loan cycle under which the (~~(application)~~) preapplication
9 was submitted.

10 (~~(e)~~) (b) Objections submitted to the board under this
11 subsection must be certified by affidavit.

12 (~~(d)~~) (c) The board may evaluate the information submitted
13 under this section by the objecting provider and must consider it in
14 making a determination on the (~~(application)~~) proposed broadband
15 project objected to. The board may request clarification or
16 additional information. The board may choose to not fund a project if
17 the board determines that the objecting provider's commitment to
18 provide broadband service that meets the requirements of (~~(b)~~) (a)
19 of this subsection in the proposed project area is credible. In
20 assessing the commitment, the board may consider whether the
21 objecting provider has or will provide a bond, letter of credit, or
22 other indicia of financial commitment guaranteeing the project's
23 completion.

24 (~~(e)~~) (d) If the board denies funding to an applicant as a
25 result of a broadband service provider's objection made under this
26 section, and the broadband service provider does not fulfill its
27 commitment to provide broadband service in the project area, then for
28 the following two grant and loan cycles, the board is prohibited from
29 denying funding to an applicant on the basis of a challenge by the
30 same broadband service provider, unless the board determines that the
31 broadband service provider's failure to fulfill the provider's
32 commitment was the result of factors beyond the broadband service
33 provider's control. The board is not prohibited from denying funding
34 to an applicant for reasons other than an objection by the same
35 broadband service provider.

36 (~~(f)~~) (e) An applicant or broadband service provider that
37 objected to the application may request a debriefing conference
38 regarding the board's decision on the application. Requests for
39 debriefing must be coordinated by the office and must be submitted in
40 writing in accordance with procedures specified by the office.

1 (~~(g)~~) (f) Confidential business and financial information
2 submitted by an objecting provider under this subsection is exempt
3 from disclosure under chapter 42.56 RCW.

4 (~~(7)~~) (9)(a) In evaluating applications and awarding funds, the
5 board shall give priority to applications that are constructed in
6 areas identified as unserved.

7 (b) In evaluating applications and awarding funds, the board may
8 give priority to applications that:

9 (i) Provide assistance to public-private partnerships deploying
10 broadband infrastructure from areas currently served with broadband
11 service to areas currently lacking access to broadband services;

12 (ii) Demonstrate project readiness to proceed;

13 (iii) Construct infrastructure that is open access, meaning that
14 during the useful life of the infrastructure, service providers may
15 use network services and facilities at rates, terms, and conditions
16 that are not discriminatory or preferential between providers, and
17 employing accountable interconnection arrangements published and
18 available publicly;

19 (iv) Are submitted by tribal governments whose reservations are
20 in rural and remote areas where reliable and efficient broadband
21 services are unavailable to many or most residents;

22 (v) Bring broadband service to tribal lands, particularly to
23 rural and remote tribal lands or areas servicing rural and remote
24 tribal entities;

25 (vi) Are submitted by tribal governments in rural and remote
26 areas that have spent significant amounts of tribal funds to address
27 the problem but cannot provide necessary broadband services without
28 either additional state support, additional federal support, or both;

29 (vii) Serve economically distressed areas of the state as the
30 term "distressed area" is defined in RCW 43.168.020;

31 (viii) Offer new or substantially upgraded broadband service to
32 important community anchor institutions including, but not limited
33 to, libraries, educational institutions, public safety facilities,
34 and health care facilities;

35 (ix) Facilitate the use of telemedicine and electronic health
36 records, especially in deliverance of behavioral health services and
37 services to veterans;

38 (x) Provide technical support and train residents, businesses,
39 and institutions in the community served by the project to utilize
40 broadband service;

1 (xi) Include a component to actively promote the adoption of
2 newly available broadband services in the community;

3 (xii) Provide evidence of strong support for the project from
4 citizens, government, businesses, and community institutions;

5 (xiii) Provide access to broadband service to a greater number of
6 unserved households and businesses, including farms;

7 (xiv) Utilize equipment and technology demonstrating greater
8 longevity of service;

9 (xv) Seek the lowest amount of state investment per new location
10 served and leverage greater amounts of funding for the project from
11 other private and public sources;

12 (xvi) Include evidence of a customer service plan;

13 (xvii) Consider leveraging existing broadband infrastructure and
14 other unique solutions;

15 (xviii) Benefit public safety and fire preparedness; or

16 (xix) Demonstrate other priorities as the board, in collaboration
17 with the office, may prescribe by rule.

18 (c) The board shall endeavor to award funds under this section to
19 qualified applicants in all regions of the state.

20 (d) The board shall consider affordability and quality of service
21 to end users in making a determination on any application.

22 (e) The board, in collaboration with the office, may develop
23 additional rules for eligibility, project preapplications, project
24 applications, the associated objection process, and funding priority,
25 as provided under this subsection and subsections (3), (5), ~~((and))~~
26 (6), (7), and (8) of this section.

27 (f) The board, in collaboration with the office, may adopt rules
28 for a voluntary nonbinding mediation between incumbent providers and
29 applicants to the grant and loan program created in this section.

30 ~~((+8))~~ (10) To ensure a grant or loan to a private entity under
31 this section primarily serves the public interest and benefits the
32 public, any such grant or loan must be conditioned on a guarantee
33 that the asset or infrastructure to be developed will be maintained
34 for public use for a period of at least fifteen years.

35 ~~((+9))~~ (11)(a) No funds awarded under this section may fund more
36 than fifty percent of the total cost of the project, except as
37 provided in (b) of this subsection.

38 (b) The board may choose to fund up to ninety percent of the
39 total cost of a project in financially distressed areas as the term
40 "distressed area" is defined in RCW 43.168.020, and in areas

1 identified as Indian country as the term "Indian country" is defined
2 in WAC 458-20-192.

3 (c) Funds awarded to a single project under this section must not
4 exceed two million dollars, except that the board may choose to fund
5 projects qualifying for the exception in (b) of this subsection up
6 to, but not to exceed, five million dollars.

7 ~~((10) Except for during the 2021-2023 fiscal biennium, prior to~~
8 ~~awarding funds under this section, the board must consult with the~~
9 ~~Washington utilities and transportation commission. The commission~~
10 ~~must provide to the board an assessment of the technical feasibility~~
11 ~~of a proposed application. The board must consider the commission's~~
12 ~~assessment as part of its evaluation of a proposed application.~~

13 ~~((11))~~ (12) The board shall have such rights of recovery in the
14 event of default in payment or other breach of financing agreement as
15 may be provided in the agreement or otherwise by law.

16 ~~((12))~~ (13) The community economic revitalization board shall
17 facilitate the timely transmission of information and documents from
18 its broadband program to the board in order to effectuate an orderly
19 transition.

20 ~~((13))~~ (14) (a) Subject to rules promulgated by the board, the
21 board may make low-interest or interest-free loans or grants to
22 eligible applicants for emergency public works broadband projects.
23 While developing rules, the board shall consider prioritizing
24 broadband infrastructure projects that replace existing
25 infrastructure impacted by an emergency, as described in (b) of this
26 subsection.

27 (b) Emergency public works broadband projects include
28 construction, repair, reconstruction, replacement, rehabilitation, or
29 improvement to critical broadband infrastructure that has been made
30 necessary by a natural disaster or damaged by unforeseen events. To
31 ensure limited resources are provided as efficiently as possible, the
32 board shall grant priority to emergency public works projects that
33 replace existing infrastructure of the provider whose facilities were
34 damaged by the unforeseen event and shall not provide funds to a new
35 provider to overbuild the existing provider. The loans or grants may
36 be used to help fund all or part of an emergency public works
37 broadband infrastructure project less any reimbursement from any of
38 the following sources: (i) Federal disaster or emergency funds,
39 including funds from the federal emergency management agency; (ii)

1 state disaster or emergency funds; (iii) insurance settlements; and
2 (iv) litigation.

3 (c) Eligible applicants for grants and loans awarded under this
4 subsection are the same as those described in subsection (3) of this
5 section.

6 (15) The definitions in RCW 43.330.530 apply throughout this
7 section unless the context clearly requires otherwise.

8 (16) For purposes of this section, a "proposed broadband project"
9 means a project that has been submitted as a preapplication to the
10 public works board.

11 **Sec. 2.** RCW 42.56.270 and 2021 c 308 s 4 are each amended to
12 read as follows:

13 The following financial, commercial, and proprietary information
14 is exempt from disclosure under this chapter:

15 (1) Valuable formulae, designs, drawings, computer source code or
16 object code, and research data obtained by any agency within five
17 years of the request for disclosure when disclosure would produce
18 private gain and public loss;

19 (2) Financial information supplied by or on behalf of a person,
20 firm, or corporation for the purpose of qualifying to submit a bid or
21 proposal for (a) a ferry system construction or repair contract as
22 required by RCW 47.60.680 through 47.60.750; (b) highway construction
23 or improvement as required by RCW 47.28.070; or (c) alternative
24 public works contracting procedures as required by RCW 39.10.200
25 through 39.10.905;

26 (3) Financial and commercial information and records supplied by
27 private persons pertaining to export services provided under chapters
28 43.163 and 53.31 RCW, and by persons pertaining to export projects
29 under RCW 43.23.035;

30 (4) Financial and commercial information and records supplied by
31 businesses or individuals during application for loans or program
32 services provided by chapters 43.325, 43.163, 43.160, 43.330, and
33 43.168 RCW and RCW 43.155.160, or during application for economic
34 development loans or program services provided by any local agency;

35 (5) Financial information, business plans, examination reports,
36 and any information produced or obtained in evaluating or examining a
37 business and industrial development corporation organized or seeking
38 certification under chapter 31.24 RCW;

1 (6) Financial and commercial information supplied to the state
2 investment board by any person when the information relates to the
3 investment of public trust or retirement funds and when disclosure
4 would result in loss to such funds or in private loss to the
5 providers of this information;

6 (7) Financial and valuable trade information under RCW 51.36.120;

7 (8) Financial, commercial, operations, and technical and research
8 information and data submitted to or obtained by the clean Washington
9 center in applications for, or delivery of, program services under
10 chapter 70.95H RCW;

11 (9) Financial and commercial information requested by the public
12 stadium authority from any person or organization that leases or uses
13 the stadium and exhibition center as defined in RCW 36.102.010;

14 (10)(a) Financial information, including but not limited to
15 account numbers and values, and other identification numbers supplied
16 by or on behalf of a person, firm, corporation, limited liability
17 company, partnership, or other entity related to an application for a
18 horse racing license submitted pursuant to RCW 67.16.260(1)(b),
19 marijuana producer, processor, or retailer license, liquor license,
20 gambling license, or lottery retail license;

21 (b) Internal control documents, independent auditors' reports and
22 financial statements, and supporting documents: (i) Of house-banked
23 social card game licensees required by the gambling commission
24 pursuant to rules adopted under chapter 9.46 RCW; or (ii) submitted
25 by tribes with an approved tribal/state compact for class III gaming;

26 (c) Valuable formulae or financial or proprietary commercial
27 information records received during a consultative visit or while
28 providing consultative services to a licensed marijuana business in
29 accordance with RCW 69.50.561;

30 (11) Proprietary data, trade secrets, or other information that
31 relates to: (a) A vendor's unique methods of conducting business; (b)
32 data unique to the product or services of the vendor; or (c)
33 determining prices or rates to be charged for services, submitted by
34 any vendor to the department of social and health services or the
35 health care authority for purposes of the development, acquisition,
36 or implementation of state purchased health care as defined in RCW
37 41.05.011;

38 (12)(a) When supplied to and in the records of the department of
39 commerce:

1 (i) Financial and proprietary information collected from any
2 person and provided to the department of commerce pursuant to RCW
3 43.330.050(8);

4 (ii) Financial or proprietary information collected from any
5 person and provided to the department of commerce or the office of
6 the governor in connection with the siting, recruitment, expansion,
7 retention, or relocation of that person's business and until a siting
8 decision is made, identifying information of any person supplying
9 information under this subsection and the locations being considered
10 for siting, relocation, or expansion of a business; and

11 (iii) Financial or proprietary information collected from any
12 person and provided to the department of commerce pursuant to RCW
13 43.31.625 (3) (b) and (4);

14 (b) When developed by the department of commerce based on
15 information as described in (a) (i) of this subsection, any work
16 product is not exempt from disclosure;

17 (c) For the purposes of this subsection, "siting decision" means
18 the decision to acquire or not to acquire a site;

19 (d) If there is no written contact for a period of sixty days to
20 the department of commerce from a person connected with siting,
21 recruitment, expansion, retention, or relocation of that person's
22 business, information described in (a) (ii) of this subsection will be
23 available to the public under this chapter;

24 (13) Financial and proprietary information submitted to or
25 obtained by the department of ecology or the authority created under
26 chapter 70A.500 RCW to implement chapter 70A.500 RCW;

27 (14) Financial, commercial, operations, and technical and
28 research information and data submitted to or obtained by the life
29 sciences discovery fund authority in applications for, or delivery
30 of, grants under RCW 43.330.502, to the extent that such information,
31 if revealed, would reasonably be expected to result in private loss
32 to the providers of this information;

33 (15) Financial and commercial information provided as evidence to
34 the department of licensing as required by RCW 19.112.110 or
35 19.112.120, except information disclosed in aggregate form that does
36 not permit the identification of information related to individual
37 fuel licensees;

38 (16) Any production records, mineral assessments, and trade
39 secrets submitted by a permit holder, mine operator, or landowner to
40 the department of natural resources under RCW 78.44.085;

1 (17) (a) Farm plans developed by conservation districts, unless
2 permission to release the farm plan is granted by the landowner or
3 operator who requested the plan, or the farm plan is used for the
4 application or issuance of a permit;

5 (b) Farm plans developed under chapter 90.48 RCW and not under
6 the federal clean water act, 33 U.S.C. Sec. 1251 et seq., are subject
7 to RCW 42.56.610 and 90.64.190;

8 (18) Financial, commercial, operations, and technical and
9 research information and data submitted to or obtained by a health
10 sciences and services authority in applications for, or delivery of,
11 grants under RCW 35.104.010 through 35.104.060, to the extent that
12 such information, if revealed, would reasonably be expected to result
13 in private loss to providers of this information;

14 (19) Information gathered under chapter 19.85 RCW or RCW
15 34.05.328 that can be identified to a particular business;

16 (20) Financial and commercial information submitted to or
17 obtained by the University of Washington, other than information the
18 university is required to disclose under RCW 28B.20.150, when the
19 information relates to investments in private funds, to the extent
20 that such information, if revealed, would reasonably be expected to
21 result in loss to the University of Washington consolidated endowment
22 fund or to result in private loss to the providers of this
23 information;

24 (21) Market share data submitted by a manufacturer under RCW
25 70A.500.190(4);

26 (22) Financial information supplied to the department of
27 financial institutions, when filed by or on behalf of an issuer of
28 securities for the purpose of obtaining the exemption from state
29 securities registration for small securities offerings provided under
30 RCW 21.20.880 or when filed by or on behalf of an investor for the
31 purpose of purchasing such securities;

32 (23) Unaggregated or individual notices of a transfer of crude
33 oil that is financial, proprietary, or commercial information,
34 submitted to the department of ecology pursuant to RCW
35 90.56.565(1)(a), and that is in the possession of the department of
36 ecology or any entity with which the department of ecology has shared
37 the notice pursuant to RCW 90.56.565;

38 (24) Financial institution and retirement account information,
39 and building security plan information, supplied to the liquor and
40 cannabis board pursuant to RCW 69.50.325, 69.50.331, 69.50.342, and

1 69.50.345, when filed by or on behalf of a licensee or prospective
2 licensee for the purpose of obtaining, maintaining, or renewing a
3 license to produce, process, transport, or sell marijuana as allowed
4 under chapter 69.50 RCW;

5 (25) Marijuana transport information, vehicle and driver
6 identification data, and account numbers or unique access identifiers
7 issued to private entities for traceability system access, submitted
8 by an individual or business to the liquor and cannabis board under
9 the requirements of RCW 69.50.325, 69.50.331, 69.50.342, and
10 69.50.345 for the purpose of marijuana product traceability.
11 Disclosure to local, state, and federal officials is not considered
12 public disclosure for purposes of this section;

13 (26) Financial and commercial information submitted to or
14 obtained by the retirement board of any city that is responsible for
15 the management of an employees' retirement system pursuant to the
16 authority of chapter 35.39 RCW, when the information relates to
17 investments in private funds, to the extent that such information, if
18 revealed, would reasonably be expected to result in loss to the
19 retirement fund or to result in private loss to the providers of this
20 information except that (a) the names and commitment amounts of the
21 private funds in which retirement funds are invested and (b) the
22 aggregate quarterly performance results for a retirement fund's
23 portfolio of investments in such funds are subject to disclosure;

24 (27) Proprietary financial, commercial, operations, and technical
25 and research information and data submitted to or obtained by the
26 liquor and cannabis board in applications for marijuana research
27 licenses under RCW 69.50.372, or in reports submitted by marijuana
28 research licensees in accordance with rules adopted by the liquor and
29 cannabis board under RCW 69.50.372;

30 (28) Trade secrets, technology, proprietary information, and
31 financial considerations contained in any agreements or contracts,
32 entered into by a licensed marijuana business under RCW 69.50.395,
33 which may be submitted to or obtained by the state liquor and
34 cannabis board;

35 (29) Financial, commercial, operations, and technical and
36 research information and data submitted to or obtained by the Andy
37 Hill cancer research endowment program in applications for, or
38 delivery of, grants under chapter 43.348 RCW, to the extent that such
39 information, if revealed, would reasonably be expected to result in
40 private loss to providers of this information;

1 (30) Proprietary information filed with the department of health
2 under chapter 69.48 RCW;
3 (31) Records filed with the department of ecology under chapter
4 70A.515 RCW that a court has determined are confidential valuable
5 commercial information under RCW 70A.515.130; and
6 (32) Unaggregated financial, proprietary, or commercial
7 information submitted to or obtained by the liquor and cannabis board
8 in applications for licenses under RCW 66.24.140 or 66.24.145, or in
9 any reports or remittances submitted by a person licensed under RCW
10 66.24.140 or 66.24.145 under rules adopted by the liquor and cannabis
11 board under chapter 66.08 RCW.

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