



WCOG Bill Status Report February 13, 2017

This report shows bills in the Washington State Legislature being tracked by Washington Coalition for Open Government because they have some impact on Washington's open government laws. Members of the Coalition are encouraged to contact their legislators regarding bills of concern to them. If you have any comments on the format or contents of this report, including the indicated WCOG positions or comments, please contact the Coalition president at president@washingtoncog.org.

Upcoming Hearings and Floor Action on Tracked Bills

Early Learning & K-12 Education (Senate) - SHR 1, JACB - 2/13 @ 1:30pm

- SB 5547 - Public Hearing - Concerning the confidentiality of educator professional growth plans.

Transportation (House) - HHR B, JLOB - 2/13 @ 3:30pm

- HB 1656 - Public Hearing - Establishing a community aviation revitalization loan program.

Higher Education (Senate) - SHR 3, JACB - 2/14 @ 8:00am

- SB 5764 - Public Hearing - Concerning higher education records.

State Government, Elections & Information Technology (House) - HHR E, JLOB - 2/14 @ 8:00am

- HB 1465 - Exec Session - Exempting from public disclosure certain information regarding reports on wolf depredations.
- HB 1516 - Exec Session - Creating a data storage system for holding and making public records available to the public.
- HB 1594 - Exec Session - Improving public records administration.
- HB 1595 - Exec Session - Concerning costs associated with responding to public records requests.
- HB 1807 - Exec Session - Increasing transparency of contributions by creating the Washington state DISCLOSE act of 2017.
- HB 1833 - Exec Session - Concerning financial reporting by elected and appointed officials, candidates, and appointees.
- HB 1834 - Exec Session - Concerning campaign finance reporting.
- HB 1835 - Exec Session - Updating inflationary amounts in campaign finance laws.

Judiciary (House) - HHR A, JLOB - 2/14 @ 10:00am

- HB 2029 - Public Hearing - Providing a referral resource for those seeking information and assistance for immigration and citizenship related matters.

- HB 2097 - Public Hearing - Limiting disclosure of information about the religious affiliation of individuals.

Technology & Economic Development (House) - HHR C, JLOB - 2/14 @ 10:00am

- HB 1717 - Exec Session - Concerning state agency collection, use, and retention of biometric identifiers.

Education (House) - HHR A, JLOB - 2/14 @ 1:30pm

- HB 1732 - Exec Session - Concerning the confidentiality of educator professional growth plans.

Environment (House) - HHR B, JLOB - 2/14 @ 1:30pm

- HB 1376 - Exec Session - Concerning paint stewardship.

Natural Resources & Parks (Senate) - SHR 3, JACB - 2/14 @ 1:30pm

- SB 5761 - Public Hearing - Exempting certain confidential fish and shellfish harvest information from disclosure under chapter 42.56 RCW, the public records act.

State Government (Senate) - SHR 2, JACB - 2/15 @ 8:00am

- SB 5791 - Public Hearing - Improving the accountability and efficiency of the public disclosure commission's operations and requirements.

Technology & Economic Development (House) - HHR C, JLOB - 2/15 @ 8:00am

- HB 1717 - Exec Session - Concerning state agency collection, use, and retention of biometric identifiers.

Health Care & Wellness (House) - HHR A, JLOB - 2/15 @ 1:30pm

- HB 1047 - Exec Session - Protecting the public's health by creating a system for safe and secure collection and disposal of unwanted medications.

State Government, Elections & Information Technology (House) - HHR E, JLOB - 2/15 @ 1:30pm

- HB 1948 - Public Hearing - Concerning open meetings of subgroups of a public agency governing body.
- HB 1465 - Exec Session - Exempting from public disclosure certain information regarding reports on wolf depredations.
- HB 1516 - Exec Session - Creating a data storage system for holding and making public records available to the public.
- HB 1594 - Exec Session - Improving public records administration.
- HB 1595 - Exec Session - Concerning costs associated with responding to public records requests.
- HB 1807 - Exec Session - Increasing transparency of contributions by creating the Washington state DISCLOSE act of 2017.
- HB 1833 - Exec Session - Concerning financial reporting by elected and appointed officials, candidates, and appointees.

- HB 1834 - Exec Session - Concerning campaign finance reporting.
- HB 1835 - Exec Session - Updating inflationary amounts in campaign finance laws.

Transportation (House) - HHR B, JLOB - 2/15 @ 3:30pm

- HB 1656 - Exec Session - Establishing a community aviation revitalization loan program.

Education (House) - HHR A, JLOB - 2/16 @ 8:00am

- HB 1732 - Exec Session - Concerning the confidentiality of educator professional growth plans.

Public Safety (House) - HHR D, JLOB - 2/16 @ 8:00am

- HB 1102 - Exec Session - Concerning technology-enhanced government surveillance.

Law & Justice (Senate) - SHR 4, JACB - 2/16 @ 10:00am

- SB 5578 - Exec Session - Concerning the release of sex offender information.

Judiciary (House) - HHR A, JLOB - 2/16 @ 1:00pm

- HB 1501 - Exec Session - Protecting law enforcement and the public from persons who illegally attempt to obtain firearms.
- HB 2029 - Exec Session - Providing a referral resource for those seeking information and assistance for immigration and citizenship related matters.
- HB 2097 - Exec Session - Limiting disclosure of information about the religious affiliation of individuals.

Technology & Economic Development (House) - HHR C, JLOB - 2/16 @ 1:30pm

- HB 1717 - Exec Session - Concerning state agency collection, use, and retention of biometric identifiers.

Public Safety (House) - HHR D, JLOB - 2/16 @ 6:00pm

- HB 1102 - Exec Session - Concerning technology-enhanced government surveillance.

State Government (Senate) - SHR 2, JACB - 2/17 @ 8:00am

- SB 5710 - Public Hearing - Concerning penalties awarded for violations of the public records act.

Health Care & Wellness (House) - HHR A, JLOB - 2/17 @ 10:00am

- HB 1047 - Exec Session - Protecting the public's health by creating a system for safe and secure collection and disposal of unwanted medications.

State Government, Elections & Information Technology (House) - HHR E, JLOB - 2/17 @ 10:00am

- HB 1465 - Exec Session - Exempting from public disclosure certain information regarding reports on wolf depredations.

- HB 1516 - Exec Session - Creating a data storage system for holding and making public records available to the public.
- HB 1594 - Exec Session - Improving public records administration.
- HB 1595 - Exec Session - Concerning costs associated with responding to public records requests.
- HB 1807 - Exec Session - Increasing transparency of contributions by creating the Washington state DISCLOSE act of 2017.
- HB 1833 - Exec Session - Concerning financial reporting by elected and appointed officials, candidates, and appointees.
- HB 1834 - Exec Session - Concerning campaign finance reporting.
- HB 1835 - Exec Session - Updating inflationary amounts in campaign finance laws.
- HB 1948 - Exec Session - Concerning open meetings of subgroups of a public agency governing body.

Summary of Bills Tracked

High Priority Bills

Bill #	Short Description	Status	Sponsor	Position
SHB 1160 (SB 5418)	Sunshine Committee recommendations	H 2nd Reading	Springer	Support
HB 1287	Collective bargaining	H Labor & Workpla	Chandler	Support
HB 1594	PRA Training, Consultation, Grants, Portal Study, Recording Fees	H State Governme	McBride	Concerns
HB 1595	Concerning costs associated with responding to public records requests	H State Governme	Nealey	Concerns
HB 1948	Concerning open meetings of subgroups of a public agency governing body	H State Govt, Ele	Harmsworth	Support
HB 1951 (SB 5545)	Requiring public employee collective bargaining sessions to be open meetings	H Labor & Workpl	Manweller	Support
HB 1989	Applying the open public meetings act to advisory boards and committees that provide formal advice or recommendations to their governing bodies.	H State Govt, El	Pollet	Support
SB 5326	Disclosure and use of personal information of employees and volunteers of law enforcement and employees and volunteers of the department of corrections	S Law & Justice	Pearson	Oppose
SB 5418 (SHB 1160)	Enacting recommendations of the sunshine committee.	S State Governmen	Chase	Support
SB 5545 (HB 1951)	Requiring public employee collective bargaining sessions to be open meetings	S Com/Labor/Spor	Wilson	Support
SB 5584	Concerning college and university presidents	S Higher Ed	Baumgartner	Oppose
SB 5710	Concerning penalties awarded for violations of the public records act	S State Governmen	Kuderer	Oppose

Medium Priority Bills

Bill #	Short Description	Status	Sponsor	Position
SHB 1043 (SB 5124)	Nonpublic personal health information held by the Insurance Commissioner	H Rules R	Robinson	Concerns
SHB 1097	Tribal consultation with the Governor and the Fish and Wildlife Commission regarding hunting rights and activities	H Rules R	Sawyer	Concerns

HB 1102	Technology-enhanced government surveillance	H Public Safety	Taylor	Concerns
HB 1317 (SSB 5207)	Public disclosure of global positioning system data corresponding to residential addresses of public employees and volunteers	H State Governme	McBride	Concerns
HB 1337 (SB 5221)	Interstate medical licensure compact	H 2nd Reading	Riccelli	Concerns
HB 1376	Paint stewardship	H Environment	Peterson	Concerns
HB 1465	Exempting from public disclosure certain information regarding reports on wolf depredations	H State Govt, Ele	Short	Concerns
HB 1471 (SB 5335)	Collecting voter registration sign up information for persons seventeen years of age during the period one year prior to attaining eighteen years of age	H State Governme	Bergquist	Concerns
HB 1501	Protecting law enforcement and the public from persons who illegally attempt to obtain firearms	H Judiciary	Hansen	Concerns
HB 1516	Creating a data storage system for holding and making public records available to the public.	H State Governme	MacEwen	Concerns
HB 1646 (SB 5509)	Carbon tax	H Environment	Fitzgibbon	Concerns
HB 1717	State agency collection, use, and retention of biometric identifiers	H Tech & Econ D	Smith	Concerns
HB 1807 (SB 5219)	Transparency of contributions	H State Govt, El	Pellicciotti	Support
HB 1833	Financial reporting by officials, candidates, and appointees.	H State Govt, El	Dolan	Support
HB 1834	Campaign finance reporting	H State Govt, El	Dolan	Neutral
SB 5124 (SHB 1043)	Nonpublic personal health information held by the Insurance Commissioner	S Health Care	Rivers	Concerns
SSB 5207 (HB 1317)	Public disclosure of global positioning system data corresponding to residential addresses of public employees and volunteers	S Rules 2	Kuderer	Concerns
SB 5219 (HB 1807)	Transparency of contributions	S State Governme	Billig	Support
SB 5221 (HB 1337)	Interstate medical licensure compact	S Health Care	Fain	Concerns
SB 5335 (HB 1471)	Collecting voter registration sign up information for persons seventeen years of age during the period one year prior to attaining eighteen years of age	S State Governme	Fain	Concerns
SB 5419	Paint stewardship	S Energy, Enviro	Chase	Concerns
SB 5464 (HB 2059)	Establishing the Washington investment trust	S Fin Inst/Ins	Hasegawa	Concerns
SB 5509 (HB 1646)	Carbon tax	S Energy, Enviro	Carlyle	Concerns
SB 5687	Concerning the public disclosure of guardianship training curriculum and materials	S Health Care	Rivers	Concerns
SB 5737	Enhancing oversight and transparency of lobbying activity	S State Governmen	Rivers	Support
SB 5761	Exempting certain confidential fish and shellfish harvest information from disclosure under chapter 42.56 RCW, the public records act	S Natural Resour	McCoy	Concerns
SB 5784	Exempting materials of certain volunteers from public inspection and copying.	S State Governmen	Kuderer	Concerns
SB 5791	Improving the accountability and efficiency of the public disclosure commission's operations and requirements	S State Governme	Braun	Concerns

Low Priority Bills

Bill #	Short Description	Status	Sponsor	Position
HB 1047	Drug Take-Back Program	H HC/Wellness	Peterson	Neutral
HB 1104	Concerning unlawful entry onto private property.	H Judiciary	Taylor	Concerns
SHB 1152 (SB 5101)	Licensing agreements and consulting contracts for licensed marijuana businesses	H Rules R	Blake	Neutral
SHB 1232 (SB 5395)	Timing and content of disclosures by continuing care retirement communities	H Rules R	Clibborn	Neutral
SHB 1417	OPMA information technology security matters	H Rules R	Hudgins	Neutral
HB 1460	Redesigning the transfer of water rights, including the statutory process of relinquishment	H Ag & Nat Res	Buys	Concerns
HB 1491 (SSB 5152)	Concerning pediatric transitional care centers	H Erly Lrn/H Svc	Orwall	Neutral
HB 1513	Youth voter registration sign up information	H SEITDP	Bergquist	Neutral
HB 1656	Establishing a community aviation revitalization loan program	H Trans	Dent	Neutral
HB 1732 (SB 5547)	Confidentiality of educator professional growth plans	H Education	Springer	Neutral
HB 1829	Exemption from public disclosure of information regarding public and private computer and telecommunications networks	H SEITDP	Hudgins	Neutral
HB 1835	Updating inflationary amounts in campaign finance laws.	H State Govt, El	Dolan	Neutral
HB 1956 (SB 5308)	Limiting disclosure of information about the religious affiliation of individuals	H Judiciary	Stanford	Concerns
HB 2029 (SB 5801)	Providing a referral resource for those seeking information and assistance for immigration and citizenship related matters	H Judiciary	Ortiz-Self	Neutral
HB 2097	Limiting disclosure of information about the religious affiliation of individuals	H Judiciary	Stanford	Neutral
SB 5039	Adopting the uniform electronic legal material act.	S 2nd Reading	Pedersen	Support
SB 5101 (SHB 1152)	Licensing agreements and consulting contracts for licensed marijuana businesses.	S Com/Labor/Spor	Rivers	Neutral
SB 5110	Youth voter preregistration	S State Governme	Billig	Neutral
SSB 5152 (HB 1491)	Pediatric transitional care centers	S Rules 2	Fain	Neutral
SB 5308 (HB 1956)	Limiting disclosure of information about the religious affiliation of individuals	S Law & Justice	Palumbo	Concerns
SB 5316	Removal of provisions that are no longer necessary	S Rules 2	Fortunato	Support
SB 5547 (HB 1732)	Confidentiality of educator professional growth plans	S EL/K-12	Rolfes	Neutral
SB 5578	Release of sex offender information	S Law & Justice	Pearson	Support
SB 5620	Transportation network companies	S Transportation	King	Neutral
SB 5764	Concerning higher education records.	S Higher Ed	Wellman	Neutral
SB 5801 (HB 2029)	Providing a referral resource for those seeking information and assistance for immigration and citizenship related matters	S Law & Justice	Salda?a	Neutral

Detailed Information on Bills Tracked

High Priority Bills

<u>Bill Details</u>	<u>Status</u>	<u>Sponsor</u>	<u>Position</u>
<u>SHB 1160</u> <u>(SB 5418)</u>	Sunshine committee <i>Comments:</i> Implements the unanimously-supported recommendations of the Sunshine Committee for 2016. (WCOG PRIORITY)	H 2nd Reading Springer	Support
<u>HB 1287</u>	Collective bargaining <i>Comments:</i> Makes contract negotiations under collective bargaining open to the public. Eliminates the exemption under the OPMA RCW 42.30.140. (WCOG PRIORITY)	H Labor & Workpla Chandler	Support
<u>HB 1594</u>	Public records admin. <i>Comments:</i> Expands training for public records officers on electronic documents. Requires AGO to identify PRA best practices. Restores archives grant program for local agencies. Studies implementing a statewide open records portal. Requires a surcharge of one dollar per document recorded to fund grant program. Concerns include the extent to which the portal study is needed, using the AG for consultation when they represent agencies, and the lack of model ordinances for agencies.	H State Governme McBride	Concerns
<u>HB 1595</u>	Public records request costs <i>Comments:</i> Establishes default copying charges for electronic records. Allows agencies to charge a flat \$5 fee per records request instead of other fees. Requires PRA requests to be for "an identifiable record". Disallows requests for all or substantially all of an agency's records. Allows agencies to deny multiple "bot" requests that arrive on the same day. Allows "customized service charges" for requests that require extraordinary work to be done to extract the desired records. Concerns include whether the proposed default charges are reasonably calculated to reimburse agencies for actual costs associated with copying records.	H State Governme Nealey	Concerns
<u>HB 1948</u>	OPMA/subgroups <i>Comments:</i> Requires a subcommittee, task force, advisory group, or other work group, created by an action of a governing body, to: (1) Make a meeting open to the public if it relates to a decision to make a policy or fiscal recommendation to a governing body; and (2) Provide notice of the purpose of the meeting online at least twenty-four hours in advance of the start time of the meeting.	H State Govt, Ele Harmsworth	Support
<u>HB 1951</u> <u>(SB 5545)</u>	Public emp. bargaining/OPMA <i>Comments:</i> Requires public employee collective bargaining sessions involving contract negotiations to be open to the public. Agencies may choose to videotape sessions instead of opening them to in-person observation if the recordings are made available online within 24 hours.	H Labor & Workpl Manweller	Support
<u>HB 1989</u>	OPMA/advisory boards <i>Comments:</i> Subjects the following to the requirements of the open public meetings act: An advisory board, committee, or other entity established by a public agency to provide formal advice or recommendations to the agency.	H State Govt, El Pollet	Support
<u>SB 5326</u>	Law enf. & corr. information <i>Comments:</i> Requires the requester of records on employees and volunteers of law enforcement and the department of corrections to swear under oath that the records will not be used to "harass,	S Law & Justice Pearson	Oppose

stalk, threaten, or intimidate any person". Requesters should not have to take any oath to obtain public records,

SB 5418 (SHB 1160)	Sunshine committee	S State Governmen	Chase	Support
<i>Comments:</i> Addresses the recommendations of the sunshine committee with regard to the public records act.				
SB 5545 (HB 1951)	Public emp. bargaining/OPMA	S Com/Labor/Spor	Wilson	Support
<i>Comments:</i> Requires public employee collective bargaining sessions involving contract negotiations to be open to the public. Agencies may choose to videotape sessions instead of opening them to in-person observation if the recordings are made available online within 24 hours.				
SB 5584	College & univ. presidents	S Higher Ed	Baumgartner	Oppose
<i>Comments:</i> Exempts from the OPMA and disclosure under the PRA all meetings and records regarding selection of state colleges and universities. Requires such presidents to be confirmed by the senate.				
SB 5710	Public records act penalties	S State Governmen	Kuderer	Oppose
<i>Comments:</i> Allows a maximum penalty of five thousand dollars if the court determines that an agency acted in good faith in denying a person the right to inspect or copy a record or the right to receive a response to a public record request within a reasonable amount of time.				

Medium Priority Bills

<u>Bill Details</u>	<u>Status</u>	<u>Sponsor</u>	<u>Position</u>
SHB 1043 (SB 5124)	H Rules R	Robinson	Concerns
<i>Comments:</i> Creates a new PRA exemption for all personally-identifying health care information that comes into the possession of the Insurance Commissioner. This is likely reasonable in view of HIPPA. However, the bill does not link to the new exemption from the PRA, which makes it hard to find.			
SHB 1097	H Rules R	Sawyer	Concerns
<i>Comments:</i> Authorizes tribes to request a meeting with the governor and the fish and wildlife commission regarding a specific fish and wildlife department policy, rule, or action that affects tribal hunting rights, and allows such meetings to be closed to the public (exempt from the OPMA). It also does not amend the OPMA to add the exception. The meetings should be open to the public if a quorum of the Commission is involved. If there are legitimate reasons for these to be closed meetings, it should be done by adding the meeting to RCW 42.30.110(1) or RCW 42.30.140.			
HB 1102	H Public Safety	Taylor	Concerns
<i>Comments:</i> Agencies may obtain and use "extraordinary sensing devices" under specific circumstances. Prohibits disclosure of information obtained using such devices unless it was collected under a search warrant and there is probable cause that the information is evidence of criminal activity. Information must be destroyed within 30 days or less if it is not evidence of			

criminal activity. However, early destruction of information also destroys evidence of inappropriate use of devices, making it harder for watchdogs to detect improper behavior by law enforcement agencies.

<u>HB 1317</u> (SSB 5207)	GPS data disclosure	H State Governme	McBride	Concerns
	<i>Comments:</i> Exempts global positioning system data that would indicate the location of the residence of a public employee or volunteer. Will be extremely expensive and cumbersome to implement since it applies to employees and volunteers of ANY agency, not just the agency from which the data is requested.			
<u>HB 1337</u> (SB 5221)	Medical licensure compact	H 2nd Reading	Riccelli	Concerns
	<i>Comments:</i> Creates a new PRA exemption for "Information distributed to any Washington health profession board or commission by an interstate health professions licensure compact or member boards". It is unclear that the exemption needs to be this broad.			
<u>HB 1376</u>	Paint stewardship	H Environment	Peterson	Concerns
	<i>Comments:</i> Exempts from disclosure records filed with the department of ecology under this act that a court has determined are confidential valuable commercial information. The new exemption is probably not necessary since there is already a broad exemption for confidential trade secret information. There is also no need to replicate procedural information.			
<u>HB 1465</u>	Wolf depredation/public recs	H State Govt, Ele	Short	Concerns
	<i>Comments:</i> Exempts the following from public disclosure under the public records act: (1) Private information regarding damage prevention cooperative agreements and nonlethal preventative measures deployed to minimize wolf interactions with pets and livestock; and (2) Information regarding a reported depredation by wolves on pets or livestock. Concerns are that it exempts specific information about actions taken by public employees.			
<u>HB 1471</u> (SB 5335)	17 year olds/voter reg info	H State Governme	Bergquist	Concerns
	<i>Comments:</i> Exempts from disclosure Information contained in voter preregistration records. Concerns are that the exemption is added to 42.56.250 which is on "Employment and Licensing"; would be more appropriate to add to 42.56.230 on "Personal information".			
<u>HB 1501</u>	Attempts to obtain firearms	H Judiciary	Hansen	Concerns
	<i>Comments:</i> Requires a firearms dealer to report information to the Washington state patrol when the dealer denies an application for the purchase or transfer of a firearm as the result of a background check. Requires the Washington state patrol to: (1) Maintain a database that consists of the information received from a firearms dealer; and (2) Investigate denied firearm purchase or transfer applications. Requires the Washington association of sheriffs and police chiefs to create and operate a statewide automated protected person notification system. Creates two new PRA exemptions for these databases, but does not cross-reference them from 42.56.			
<u>HB 1516</u>	Public records storage sys.	H State Governme	MacEwen	Concerns
	<i>Comments:</i> Requires the director of the consolidated technology services agency to: (1) Establish an internet-based data storage system with the ability to collect and store the electronic records of all local public agencies; and (2) Provide the records for inspection and copying through a searchable central portal on a state web site. Requires each local public agency of the state to			

transmit all of its public records that are in a digital format to the data storage system. Concerns are that this may duplicate the Digital Archives provided by the state archivist; that it applies to "all" electronic records which may be difficult to implement given the transitory nature of so many records; and it does not clearly indicate which agency is responsible for review and redaction for records exemptions and responsible for wrongly withheld records.

<u>HB 1646</u> (SB 5509)	Carbon tax	H Environment	Fitzgibbon	Concerns
<i>Comments:</i> Creates a carbon tax. Section 209 creates a new PRA exemption for confidential proprietary information submitted by energy intensive and trade exposed facilities, which is a reasonable exemption, but it does not cross-reference the new exemption from the PRA (42.56.270).				
<u>HB 1717</u>	Biometric identifiers	H Tech & Econ D	Smith	Concerns
<i>Comments:</i> Prohibits state agencies from collecting, capturing, purchasing, or otherwise obtaining a biometric identifier unless certain conditions are met. Sec. 2(5) creates a new PRA exemption for biometric identifiers, but does not cross-reference it from the PRA itself.				
<u>HB 1807</u> (SB 5219)	Campaign finance disclosure	H State Govt, El	Pellicciotti	Support
<i>Comments:</i> Requires the disclosure of contributions and expenditures by nonprofit organizations that participate significantly in elections.				
<u>HB 1833</u>	Financial reporting	H State Govt, El	Dolan	Support
<i>Comments:</i> Expands and clarifies reporting of personal financial affairs (PDC F-1 statements). Adjusts reporting thresholds. Adds more categories of value. Codifies exemption of reporting residence address for judges, prosecutors, and sheriffs.				
<u>HB 1834</u>	Campaign finance reporting	H State Govt, El	Dolan	Neutral
<i>Comments:</i> Eliminates special 21-day and 7-day pre-election reports. Increases threshold for last-minute contribution reports from \$1000 (aggregate) to \$10,000 (per contribution). Eliminates PDC daily summary of LMC reports. Eliminates the special cap on contributions during the last 21 days of a campaign.				
<u>SB 5124</u> (SHB 1043)	Personal health information	S Health Care	Rivers	Concerns
<i>Comments:</i> Creates a new PRA exemption for all personally-identifying health care information that comes into the possession of the Insurance Commissioner. This is likely reasonable in view of HIPPA. However, the bill does not link to the new exemption from the PRA, which makes it hard to find.				
<u>SSB 5207</u> (HB 1317)	GPS data disclosure	S Rules 2	Kuderer	Concerns
<i>Comments:</i> Exempts global positioning system data that would indicate the location of the residence of a public employee or volunteer. Will be extremely expensive and cumbersome to implement since it applies to employees and volunteers of ANY agency, not just the agency from which the data is requested.				
<u>SB 5219</u> (HB 1807)	Campaign finance disclosure	S State Governme	Billig	Support

Comments: Requires the disclosure of contributions and expenditures by nonprofit organizations that participate significantly in elections.

<u>SB 5221</u> (HB 1337)	Medical licensure compact	S Health Care	Fain	Concerns
	<i>Comments:</i> Creates a new PRA exemption for "Information distributed to any Washington health profession board or commission by an interstate health professions licensure compact or member boards". It is unclear that the exemption needs to be this broad.			
<u>SB 5335</u> (HB 1471)	17 year olds/voter reg info	S State Governme	Fain	Concerns
	<i>Comments:</i> Exempts from disclosure Information contained in voter preregistration records. Concerns are that the exemption is added to 42.56.250 which is on "Employment and Licensing"; would be more appropriate to add to 42.56.230 on "Personal information".			
<u>SB 5419</u>	Paint stewardship	S Energy, Enviro	Chase	Concerns
	<i>Comments:</i> Exempts from disclosure records filed with the department of ecology under this act that a court has determined are confidential valuable commercial information. The new exemption is probably not necessary since there is already a broad exemption for confidential trade secret information. There is also no need to replicate procedural information.			
<u>SB 5464</u> (HB 2059)	Washington investment trust	S Fin Inst/Ins	Hasegawa	Concerns
	<i>Comments:</i> Creates a state "investment trust", which is effectively a state bank. Exempts from disclosure "Examination reports and information obtained by the department of financial institutions". Such reports on the performance of a state-run institution should not be exempt from disclosure.			
<u>SB 5509</u> (HB 1646)	Carbon tax	S Energy, Enviro	Carlyle	Concerns
	<i>Comments:</i> Creates a carbon tax. Section 209 creates a new PRA exemption for confidential proprietary information submitted by energy intensive and trade exposed facilities, which is a reasonable exemption, but it does not cross-reference the new exemption from the PRA (42.56.270).			
<u>SB 5687</u>	Guardianship curriculum	S Health Care	Rivers	Concerns
	<i>Comments:</i> Reiterates that training curriculum and materials for a certified professional guardianship course or program of a public agency. CONCERN is that this doesn't need to be a separate PRA section and is redundant, since the material should already be considered disclosable.			
<u>SB 5737</u>	Lobbying activity	S State Governmen	Rivers	Support
	<i>Comments:</i> Requires lobbyists reports to be filed electronically. Requires government agency lobbyists to register and file reports the same as other lobbyists. Prohibits certain former state officers and state employees from receiving compensation from certain sources within one year after leaving state office or employment.			
<u>SB 5761</u>	Fish & shellfish info. disc.	S Natural Resour	McCoy	Concerns

Comments: Exempts the following from disclosure under the public records act: Confidential fish or shellfish harvest information shared with the department of fish and wildlife by a tribe, including fisher name and signature, harvest weight, value, and tax information.

<u>SB 5784</u>	Materials of volunteers/PRA	S State Governmen	Kuderer	Concerns
	<i>Comments:</i> Exempts information of certain volunteers from disclosure under the public records act. Concerns include the scope of the definition of volunteer and the context in which the records came into possession of the volunteer (e.g., being a self-identified volunteer should not by itself confer a blanket exemption from records disclosure).			
<u>SB 5791</u>	Public disclosure commission	S State Governme	Braun	Concerns
	<i>Comments:</i> Changes the PDC appointment process so that four members are appointed by the legislative political caucuses and they select the fifth member as chair. Revises the process for reporting large contributions late in a campaign.			

Low Priority Bills

<u>Bill Details</u>	<u>Status</u>	<u>Sponsor</u>	<u>Position</u>	
<u>HB 1047</u>	Medication disposal system	H HC/Wellness	Peterson	Neutral
	<i>Comments:</i> Establishes a drug take-back program for secure collection and disposal of unwanted medications. Exempts from disclosure proprietary information submitted to the Department of Health under the act. This is a reasonable exemption consistent with similar exemptions for proprietary business information.			
<u>HB 1104</u>	Unlawful entry/private prop.	H Judiciary	Taylor	Concerns
	<i>Comments:</i> Establishes the following crimes: Trespassing to unlawfully collect resource data from private land; unlawfully collecting resource data if he or she enters onto private land and collects resource data from private land; and trespassing to access adjacent or proximate land. Requires that resource data illegally collected must be destroyed. WCOG generally does not support destruction of evidence of government misconduct.			
<u>SHB 1152</u> (SB 5101)	Marijuana business contracts	H Rules R	Blake	Neutral
	<i>Comments:</i> Authorizes a licensed marijuana business to enter into a licensing agreement or consulting contract. Exempts from disclosure trade secrets, technology, proprietary information, and financial considerations contained in such agreements or contracts, entered into by a licensed marijuana business, that may be submitted to or obtained by the state liquor and cannabis board. This is a reasonable exemption consistent with other exemptions for confidential proprietary business information.			
<u>SHB 1232</u> (SB 5395)	Retirement comm. disclosures	H Rules R	Clibborn	Neutral
	<i>Comments:</i> Addresses continuing care retirement communities with regard to the timing and content of disclosures. Eliminates the existing PRA exemption for registration information submitted for such communities.			
<u>SHB 1417</u>	OPMA/IT security matters	H Rules R	Hudgins	Neutral

Comments: Allows a governing body to hold an executive session during a regular or special meeting to consider information regarding: (1) Infrastructure and security of computer and telecommunications networks; (2) Security and service recovery plans; and (3) Security risk assessments and security test results.

<u>HB 1460</u>	Transfer of water rights	H Ag & Nat Res	Buyes	Concerns
	<i>Comments:</i> Creates a new PRA exemption for "annual consumptive water use data". The new exemption is placed in a new section of 42.56, which is unnecessary; the new exemption could be added to 42.56.380, 42.56.270, or some other existing section.			
<u>HB 1491</u> (SSB 5152)	Pediatric transitional care	H Erly Lrn/H Svc	Orwall	Neutral
	<i>Comments:</i> Creates a pediatric transitional care center license. Creates a new exemption in 42.56.360 for quality of care data submitted to the department of health			
<u>HB 1513</u>	Youth voter reg. info.	H SEITDP	Bergquist	Neutral
	<i>Comments:</i> Permits a person to sign up to vote at the department of licensing if he or she is sixteen or seventeen years of age. Exempts Information provided for voter sign up from disclosure. The new exemption is properly placed in 42.56.230.			
<u>HB 1656</u>	Aviation revital. loan prg	H Trans	Dent	Neutral
	<i>Comments:</i> Creates an airport infrastructure loan program for local and small airports to acquire loans to fund capital projects. Exempts from PRA disclosure any confidential financial or commercial information submitted by loan applicants.			
<u>HB 1732</u> (SB 5547)	Educator professional growth	H Education	Springer	Neutral
	<i>Comments:</i> Exempts from PRA disclosure professional growth plans in educator license renewals submitted through the eCert system in the office of the superintendent of public instruction.			
<u>HB 1829</u>	Disclosure/computer networks	H SEITDP	Hudgins	Neutral
	<i>Comments:</i> Expands the existing PRA exemption from disclosure for network security information (RCW 42.56.420(4)) to also include information on private networks that is in the possession of agencies.			
<u>HB 1835</u>	Campaign finance/inflation	H State Govt, El	Dolan	Neutral
	<i>Comments:</i> Updates several limits and thresholds for inflation.			
<u>HB 1956</u> (SB 5308)	Religious affiliation discl.	H Judiciary	Stanford	Concerns
	<i>Comments:</i> Prohibits an agency from providing or disclosing to federal authorities personal information regarding the religious affiliation of an individual that is requested for the purpose of compiling a database of individuals based solely on religious affiliation. This could be considered a PRA exemption, since it would be impossible to implement as worded because any individual could request the same records.			
<u>HB 2029</u> (SB 5801)	Immigration resources	H Judiciary	Ortiz-Self	Neutral
	<i>Comments:</i> Requires the human rights commission, in consultation with relevant state agencies, and individuals or groups having experience and knowledge of immigration law and the provision of immigration and citizenship related assistance, including those with experience providing culturally appropriate services to populations that have traditionally been underserved or unserved, to establish a toll-free telephone hotline and a web site to refer callers and users to sources of information and assistance for immigration and citizenship related matters. Exempts the			

following personal information from public inspection and copying under the public records act: Information revealing the identity of a person or entity requesting immigration and citizenship related information or assistance via the hotline or web site.

<u>HB 2097</u>	Religious affiliation discl. <i>Comments:</i> Exempts from disclosure information that indicates the religious affiliation of individuals. Prohibits employers from collecting information about religious affiliation except to provide accommodations to employees. Prohibits state and local agencies from assisting in compilation of a database of individual religious affiliations.	H Judiciary	Stanford	Neutral
<u>SB 5039</u>	Electronic legal material <i>Comments:</i> Establishes the uniform electronic legal material act, which requires that when an electronic copy of a legal record is the official copy, there must be a way to authenticate it, and it must be available permanently.	S 2nd Reading	Pedersen	Support
<u>SB 5101</u> <u>(SHB 1152)</u>	Marijuana business contracts <i>Comments:</i> Authorizes a licensed marijuana business to enter into a licensing agreement or consulting contract. Exempts from disclosure trade secrets, technology, proprietary information, and financial considerations contained in such agreements or contracts, entered into by a licensed marijuana business, that may be submitted to or obtained by the state liquor and cannabis board. This is a reasonable exemption consistent with other exemptions for confidential proprietary business information.	S Com/Labor/Spor	Rivers	Neutral
<u>SB 5110</u>	Youth voter registration <i>Comments:</i> Allows 16 and 18 year-olds to preregister to vote; the preregistration automatically becomes a regular registration when the person will be 18 by the next election. Exempts from voter preregistration records from disclosure in their entirety. This is consistent with processing of adult voter registration forms, which are not subject to disclosure in their entirety; only certain information is available after the voter is officially registered.	S State Governme	Billig	Neutral
<u>SSB 5152</u> <u>(HB 1491)</u>	Pediatric transitional care <i>Comments:</i> Creates a pediatric transitional care center licensing program. Requires PTCCs to submit quality of care information to Dept. of Health, and exempts the submitted information from disclosure. This is consistent with exemptions for other health care quality information submitted to the Dept. of Health (intended to encourage full disclosure of potentially damaging information to promote quality improvement),	S Rules 2	Fain	Neutral
<u>SB 5308</u> <u>(HB 1956)</u>	Religious affiliation discl. <i>Comments:</i> Prohibits an agency from providing or disclosing to federal authorities personal information regarding the religious affiliation of an individual that is requested for the purpose of compiling a database of individuals based solely on religious affiliation. This could be considered a PRA exemption, since it would be impossible to implement as worded because any individual could request the same records.	S Law & Justice	Palumbo	Concerns
<u>SB 5316</u>	RCW provisions not needed <i>Comments:</i> Repeals, amends, recodifies, and/or decodifies certain provisions that are no longer necessary for continued publication in the Revised Code of Washington. Removes three sections in RCW 42.56 that are no longer needed.	S Rules 2	Fortunato	Support

<u>SB 5547</u> (HB 1732)	Educator professional growth	S EL/K-12	Rolfes	Neutral	<i>Comments:</i> Exempts from PRA disclosure professional growth plans in educator license renewals submitted through the eCert system in the office of the superintendent of public instruction.
<u>SB 5578</u>	Sex offender information	S Law & Justice	Pearson	Support	<i>Comments:</i> Requires local law enforcement agencies to, for offenders classified as risk level I, share information with an individual who requests the information. Existing language says they "may" release such information; this is changed to a "shall".
<u>SB 5620</u>	Transp. network companies	S Transportation	King	Neutral	<i>Comments:</i> Regulates "transportation network companies" such as Uber and Lyft. Declares they are not taxi or for-hire services, and that drivers are independent contractors. Sets minimum requirements for drivers including background checks and insurance, and minimum requirements for vehicles. Establishes several other requirements. Collects a ten cent per trip fee to fund the regulatory program. Preempts all local regulation of such companies. Sec. 18 creates a new PRA exemption for confidential financial and proprietary information provided to DOL or municipalities in conjunction with registrations under the act.
<u>SB 5764</u>	Higher education records	S Higher Ed	Wellman	Neutral	<i>Comments:</i> Requires the registrar of a private college or university that participates in the state need grant program and an institution of higher education or other employee, office, or department of the institution responsible for maintaining student academic records, to include a prominent notation on the academic transcript of a student who has been suspended for, has been permanently dismissed for, or withdraws from the institution while under investigation for, an offense involving sexual violence, stating that the student was suspended, dismissed, or withdrawn from the institution while under investigation for an offense involving sexual violence. Exempts the following from public inspection and copying under the public records act: Survivor communications with, and survivor records maintained by, campus-affiliated advocates.
<u>SB 5801</u> (HB 2029)	Immigration resources	S Law & Justice	Saldaña	Neutral	<i>Comments:</i> Requires the human rights commission, in consultation with relevant state agencies, and individuals or groups having experience and knowledge of immigration law and the provision of immigration and citizenship related assistance, including those with experience providing culturally appropriate services to populations that have traditionally been underserved or unserved, to establish a toll-free telephone hotline and a web site to refer callers and users to sources of information and assistance for immigration and citizenship related matters. Exempts the following personal information from public inspection and copying under the public records act: Information revealing the identity of a person or entity requesting immigration and citizenship related information or assistance via the hotline or web site.