

SENATE BILL REPORT

SB 5057

AS REPORTED BY COMMITTEE ON LAW & JUSTICE, JANUARY 13, 1994

Brief Description: Correcting a double amendment related to exceptions to the right of privacy.

SPONSORS: Senators A. Smith, Quigley, McCaslin and Erwin; by request of Law Revision Commission

SENATE COMMITTEE ON LAW & JUSTICE

Majority Report: That Substitute Senate Bill No. 5057 be substituted therefor, and the substitute bill do pass.

Signed by Senators A. Smith, Chairman; Ludwig, Vice Chairman; Hargrove, Nelson, Quigley and Roach.

Staff: Susan Carlson (786-7418)

Hearing Dates: January 20, 1993; January 27, 1993; January 13, 1994

BACKGROUND:

The 1991 Legislature passed two amendments to the Privacy Act. Both amendments excluded certain services from the provisions of the act. These amendments were made without reference to each other.

One amendment provided that using information obtained through 911 or enhanced 911 in order to protect the public would not violate the Privacy Act. Enhanced 911 refers to a 911 telephone service which automatically displays the name and address associated with the incoming telephone call.

The second amendment provided that information obtained and used in certain common carrier services, sometimes called "Caller I.D." services, would not violate the Privacy Act. The second amendment also referred to enhanced 911, but failed to mention 911.

The amendments are not inconsistent with each other; however, they duplicate a reference to enhanced 911.

SUMMARY:

The statute listing exceptions to the Privacy Act is amended. Subsection (a) contains the reference to common carrier services. Subsection (b) contains the reference to 911 and enhanced 911.

EFFECT OF PROPOSE SUBSTITUTE:

A duplicate reference to enhanced 911 is stricken.

Appropriation: none

Revenue: none

Fiscal Note: none requested

TESTIMONY FOR:

The bill corrects a double amendment to the Privacy Act.

TESTIMONY AGAINST: None

TESTIFIED: Marjorie Rombauer, Washington Law Revision Commission
(pro)