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HOUSE BILL 1116

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By Representatives Riley, Mielke, Vance, Jones, Franklin, Campbell, Foreman, Ballard, Thomas, Brough, Long, Van Luven, Scott, Silver, Miller, Brumsickle and Tate

Read first time 01/15/93. Referred to Committee on State Government.

1 AN ACT Relating to confidentiality of addresses of law enforcement  
2 officers and certain public employees; and adding new sections to  
3 chapter 46.08 RCW.

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 RCW  
6 to read as follows:

7 (1) A law enforcement officer or eligible public employee may  
8 request that any record kept by the department that contains or is  
9 required to contain the officer's or eligible employee's residence  
10 address contain instead the address of the public agency employing the  
11 officer or eligible employee. A request under this section must:

12 (a) Be on a form furnished by the department that provides space  
13 for verification of the officer's or eligible employee's employment;

14 (b) Contain verification by the employing public agency of the  
15 officer's or eligible employee's employment with the public agency.

16 (2) Upon receipt of a request and verification under subsection (1)  
17 or (6) of this section, the department shall remove the law enforcement  
18 officer's, corrections officer's, or eligible employee's residence  
19 address from its records, if necessary, and substitute the address of

1 the public agency employing the officer or eligible employee. The  
2 department shall indicate on the records that the address shown is an  
3 employment address. While the request is in effect, the eligible  
4 employee or officer may enter the address of the public agency  
5 employing the officer or eligible employee on any form issued by the  
6 department that requires an address.

7 (3) A public agency that verifies an officer's or eligible  
8 employee's employment under subsection (1) of this section shall notify  
9 the department within thirty days if the officer or eligible employee  
10 ceases to be employed by the public agency. The officer or eligible  
11 employee shall notify the department of a change of address as provided  
12 in RCW 46.20.205.

13 (4) As used in this section, "eligible employee" means:

14 (a) A member of the indeterminate sentence review board;

15 (b) The secretary of corrections and an employee of a correctional  
16 institution or facility under chapter 72.09 RCW, whose duties, as  
17 assigned by the superintendent, include the custody of persons  
18 committed to the custody of or transferred to the institution;

19 (c) A probation and parole officer employed by the department of  
20 corrections and an employee of the department of corrections whose  
21 duties include the custody of persons committed to the custody of or  
22 transferred to the department of corrections;

23 (d) A law enforcement officer as defined by RCW 41.26.030;

24 (e) An employee of the state department of agriculture who is  
25 classified as a brand inspector by the director of agriculture;

26 (f) An investigator of the criminal division of the attorney  
27 general's office;

28 (g) An employee of a jail as defined in RCW 70.48.020;

29 (h) An employee of the department of social and health services  
30 whose duties include personal contact with clients or patients of the  
31 department;

32 (i) A federal officer. As used in this paragraph, "federal  
33 officer" means a special agent or law enforcement officer employed by:

34 (i) The federal bureau of investigation;

35 (ii) The United States secret service;

36 (iii) The immigration and naturalization service;

37 (iv) The United States marshals service;

38 (v) The drug enforcement administration;

39 (vi) The United States postal service;

1 (vii) The United States customs service;  
2 (viii) The United States general services administration;  
3 (ix) The United States department of agriculture;  
4 (x) The bureau of alcohol, tobacco, and firearms;  
5 (xi) The internal revenue service;  
6 (xii) The United States department of the interior; or  
7 (xiii) Any federal agency if the person is empowered to make an  
8 arrest with or without warrant for violations of the United States Code  
9 and is authorized to carry firearms in the performance of duty.

10 (5) As used in subsections (6) and (7) of this section:

11 (a) "Corrections officer" means a person employed in a correctional  
12 facility, wherever it may be located, who primarily performs the duty  
13 of custody, control, or supervision of individuals convicted of a  
14 criminal offense.

15 (b) "Correctional facility" means an institution used for the  
16 confinement of persons convicted of a criminal offense or held by court  
17 order.

18 (6) A corrections officer who is a resident of Washington but is  
19 employed in a correctional facility located in a state other than  
20 Washington, may request that a record kept by the department that  
21 contains or is required to contain the officer's residence address  
22 contain instead the address of the correctional facility employing the  
23 officer. A request under this subsection must:

24 (a) Be on a form furnished by the department that provides space to  
25 designate the Washington county of residence;

26 (b) Contain verification of employment as determined adequate by  
27 the department to establish eligibility for this service.

28 (7) If the officer qualifying under subsection (6) of this section  
29 ceases to be employed in the correctional facility, the officer shall  
30 notify the department of a change of address as provided in RCW  
31 46.20.205.

32 NEW SECTION. **Sec.2.** A new section is added to chapter 46.08 RCW  
33 to read as follows:

34 The department on behalf of the state of Washington may enter into  
35 contracts with other states and with the federal government for the

1 exchange of employment information necessary to implement and  
2 administer section 1 of this act.

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