
HOUSE BILL 2919

State of Washington

57th Legislature

2002 Regular Session

By Representatives Miloscia and McMorris

Read first time . Referred to Committee on .

1 AN ACT Relating to laboratory records; adding a new section to
2 chapter 43.43 RCW; and adding a new section to chapter 68.50 RCW.

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

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 43.43 RCW
5 to read as follows:

6 Records related to tests performed by the bureau of forensic
7 laboratory services are public records under chapter 42.17 RCW, and
8 must be released unless otherwise exempt. Requests for records to the
9 bureau of forensic laboratory services under chapter 42.17 RCW for
10 records related to testing performed on deceased individuals in death
11 investigations and on living suspects in impaired driving cases must be
12 made to the agency that submitted the material for analysis. In those
13 cases where the submitting agency does not have the records available,
14 the submitting agency must instruct the bureau of forensic laboratory
15 services whether to release the records to the requestor.

16 NEW SECTION. **Sec. 2.** A new section is added to chapter 68.50 RCW
17 to read as follows:

1 Records related to tests performed by the state toxicological
2 laboratory are public records under chapter 42.17 RCW, and must be
3 released unless otherwise exempt. Requests for records to the state
4 toxicological laboratory under chapter 42.17 RCW for records related to
5 testing performed on deceased individuals in death investigations and
6 on living suspects in impaired driving cases must be made to the agency
7 that submitted the material for analysis. In those cases where the
8 submitting agency does not have the records available, the submitting
9 agency must instruct the state toxicological laboratory whether to
10 release the records to the requestor.

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