
HOUSE BILL 2271

State of Washington

62nd Legislature

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By Representatives Darneille, Jinkins, and Moscoso

Read first time 01/11/12. Referred to Committee on State Government & Tribal Affairs.

1 AN ACT Relating to the disclosure of personally identifying
2 information on certain transit passes and fare payment media; and
3 amending RCW 42.56.330.

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

5 **Sec. 1.** RCW 42.56.330 and 2010 c 128 s 8 are each amended to read
6 as follows:

7 The following information relating to public utilities and
8 transportation is exempt from disclosure under this chapter:

9 (1) Records filed with the utilities and transportation commission
10 or attorney general under RCW 80.04.095 that a court has determined are
11 confidential under RCW 80.04.095;

12 (2) The residential addresses and residential telephone numbers of
13 the customers of a public utility contained in the records or lists
14 held by the public utility of which they are customers, except that
15 this information may be released to the division of child support or
16 the agency or firm providing child support enforcement for another
17 state under Title IV-D of the federal social security act, for the
18 establishment, enforcement, or modification of a support order;

1 (3) The names, residential addresses, residential telephone
2 numbers, and other individually identifiable records held by an agency
3 in relation to a vanpool, carpool, or other ride-sharing program or
4 service; however, these records may be disclosed to other persons who
5 apply for ride-matching services and who need that information in order
6 to identify potential riders or drivers with whom to share rides;

7 (4) The personally identifying information of current or former
8 participants or applicants in a paratransit or other transit service
9 operated for the benefit of persons with disabilities or elderly
10 persons;

11 (5) The personally identifying information of persons who acquire
12 and use transit passes (~~(and)~~) or other fare payment media including,
13 but not limited to, stored value smart cards and magnetic strip cards,
14 except that an agency may disclose (~~(this)~~) personally identifying
15 information to a person, employer, educational institution, or other
16 entity that is responsible, in whole or in part, for payment of the
17 cost of acquiring or using a transit pass or other fare payment media
18 for the purpose of preventing fraud, or to the news media when
19 reporting on public transportation or public safety. As used in this
20 subsection, "personally identifying information" includes acquisition
21 or use information pertaining to a specific, individual transit pass or
22 fare payment media.

23 (a) (~~(This)~~) Information regarding the acquisition or use of
24 transit passes or fare payment media may be disclosed in aggregate form
25 if the data does not contain any personally identifying information.

26 (b) Personally identifying information may be released to law
27 enforcement agencies if the request is accompanied by a court order;

28 (6) Any information obtained by governmental agencies that is
29 collected by the use of a motor carrier intelligent transportation
30 system or any comparable information equipment attached to a truck,
31 tractor, or trailer; however, the information may be given to other
32 governmental agencies or the owners of the truck, tractor, or trailer
33 from which the information is obtained. As used in this subsection,
34 "motor carrier" has the same definition as provided in RCW 81.80.010;

35 (7) The personally identifying information of persons who acquire
36 and use transponders or other technology to facilitate payment of
37 tolls. This information may be disclosed in aggregate form as long as
38 the data does not contain any personally identifying information. For

1 these purposes aggregate data may include the census tract of the
2 account holder as long as any individual personally identifying
3 information is not released. Personally identifying information may be
4 released to law enforcement agencies only for toll enforcement
5 purposes. Personally identifying information may be released to law
6 enforcement agencies for other purposes only if the request is
7 accompanied by a court order; and

8 (8) The personally identifying information of persons who acquire
9 and use a driver's license or identicard that includes a radio
10 frequency identification chip or similar technology to facilitate
11 border crossing. This information may be disclosed in aggregate form
12 as long as the data does not contain any personally identifying
13 information. Personally identifying information may be released to law
14 enforcement agencies only for United States customs and border
15 protection enforcement purposes. Personally identifying information
16 may be released to law enforcement agencies for other purposes only if
17 the request is accompanied by a court order.

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