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SENATE BILL 6331

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State of Washington

65th Legislature

2018 Regular Session

By Senators Conway and Wilson

Read first time 01/12/18. Referred to Committee on Labor & Commerce.

1 AN ACT Relating to gambling addiction; amending RCW 9.46.071 and  
2 42.56.230; and providing an effective date.

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

4 **Sec. 1.** RCW 9.46.071 and 2005 c 369 s 9 are each amended to read  
5 as follows:

6 (1)(a) The legislature recognizes that some individuals in this  
7 state are problem or pathological gamblers. Because the state  
8 promotes and regulates gambling through the activities of the state  
9 lottery commission, the Washington horse racing commission, and the  
10 Washington state gambling commission, the state has the  
11 responsibility to continue to provide resources for the support of  
12 services for problem and pathological gamblers. Therefore, the  
13 Washington state gambling commission, the Washington horse racing  
14 commission, and the state lottery commission shall jointly develop  
15 informational signs concerning problem and pathological gambling  
16 which include a toll-free hotline number for problem and pathological  
17 gamblers. The signs shall be placed in the establishments of gambling  
18 licensees, horse racing licensees, and lottery retailers. In  
19 addition, the Washington state gambling commission, the Washington  
20 horse racing commission, and the state lottery commission may also  
21 contract with other qualified entities to provide public awareness,

1 training, and other services to ensure the intent of this section is  
2 fulfilled.

3 (b) The legislature finds that problem and pathological gambling  
4 continues to negatively impact individuals and families in this  
5 state. It is estimated that about five percent of adults in the state  
6 will experience problem or pathological gambling behaviors in their  
7 lifetime. Previous and ongoing efforts to prevent and assist people  
8 in treating problem and pathological gambling have proven beneficial,  
9 such as increasing public awareness, funding treatment services for  
10 individuals, and requiring informational signs in gambling  
11 establishments that include a toll-free hotline number for problem  
12 and pathological gamblers. However, people and families facing  
13 problem or pathological gambling issues will further benefit from the  
14 availability of a uniform self-exclusion program where people may  
15 voluntarily exclude themselves from gambling at multiple gambling  
16 establishments by submitting one self-exclusion form to the state  
17 from one location. It is the intent of subsection (3) of this section  
18 to establish such a uniform self-exclusion program to assist people  
19 in preventing or ending problem or pathological gambling behaviors  
20 permanently.

21 (2)(a) During any period in which RCW 82.04.285(2) is in effect,  
22 the commission may not increase fees payable by licensees under its  
23 jurisdiction for the purpose of funding services for problem and  
24 pathological gambling. Any fee imposed or increased by the  
25 commission, for the purpose of funding these services, before July 1,  
26 2005, (~~shall have~~) has no force and effect after July 1, 2005.

27 (b) During any period in which RCW 82.04.285(2) is not in effect:

28 (i) The commission, the Washington state horse racing commission,  
29 and the state lottery commission may contract for services, in  
30 addition to those authorized in subsection (1) of this section, to  
31 assist in providing for treatment of problem and pathological  
32 gambling; and

33 (ii) The commission may increase fees payable by (~~licenses~~  
34 ~~{licensees}~~) licensees under its jurisdiction for the purpose of  
35 funding the services authorized in this section for problem and  
36 pathological gamblers.

37 (3) By June 30, 2020, the commission must adopt rules  
38 establishing a self-exclusion program for problem and pathological  
39 gamblers. The commission has discretion in establishing the scope and

1 requirements of the self-exclusion program. However, the program must  
2 include, at a minimum, the following:

3 (a) A process for a person who believes the person is or may be a  
4 problem or pathological gambler to voluntarily exclude themselves  
5 from gambling at all gambling establishments licensed by the  
6 commission; and

7 (b) A process for casinos owned or operated by Indian tribes or  
8 tribal enterprises to voluntarily participate in the self-exclusion  
9 program, so that ultimately a person who is or may be a problem or  
10 pathological gambler may self-exclude themselves from gambling at all  
11 casinos and state-licensed gambling establishments in the state, no  
12 matter who owns or operates the casino or state-licensed gambling  
13 establishment, by submitting one form at one location.

14 **Sec. 2.** RCW 42.56.230 and 2017 3rd sp.s. c 6 s 222 are each  
15 amended to read as follows:

16 The following personal information is exempt from public  
17 inspection and copying under this chapter:

18 (1) Personal information in any files maintained for students in  
19 public schools, patients or clients of public institutions or public  
20 health agencies, or welfare recipients;

21 (2)(a) Personal information:

22 (i) For a child enrolled in licensed child care in any files  
23 maintained by the department of children, youth, and families;

24 (ii) For a child enrolled in a public or nonprofit program  
25 serving or pertaining to children, adolescents, or students,  
26 including but not limited to early learning or child care services,  
27 parks and recreation programs, youth development programs, and after-  
28 school programs; or

29 (iii) For the family members or guardians of a child who is  
30 subject to the exemption under this subsection (2) if the family  
31 member or guardian has the same last name as the child or if the  
32 family member or guardian resides at the same address as the child  
33 and disclosure of the family member's or guardian's information would  
34 result in disclosure of the personal information exempted under  
35 (a)(i) and (ii) of this subsection.

36 (b) Emergency contact information under this subsection (2) may  
37 be provided to appropriate authorities and medical personnel for the  
38 purpose of treating the individual during an emergency situation;

1 (3) Personal information in files maintained for employees,  
2 appointees, or elected officials of any public agency to the extent  
3 that disclosure would violate their right to privacy;

4 (4) Information required of any taxpayer in connection with the  
5 assessment or collection of any tax if the disclosure of the  
6 information to other persons would: (a) Be prohibited to such persons  
7 by RCW 84.08.210, 82.32.330, 84.40.020, 84.40.340, or any ordinance  
8 authorized under RCW 35.102.145; or (b) violate the taxpayer's right  
9 to privacy or result in unfair competitive disadvantage to the  
10 taxpayer;

11 (5) Credit card numbers, debit card numbers, electronic check  
12 numbers, card expiration dates, or bank or other financial  
13 information as defined in RCW 9.35.005 including social security  
14 numbers, except when disclosure is expressly required by or governed  
15 by other law;

16 (6) Personal and financial information related to a small loan or  
17 any system of authorizing a small loan in RCW 31.45.093;

18 (7)(a)(i) Any record used to prove identity, age, residential  
19 address, social security number, or other personal information  
20 required to apply for a driver's license or identicard.

21 ((b)) (ii) Information provided under RCW 46.20.111 that  
22 indicates that an applicant declined to register with the selective  
23 service system.

24 ((c)) (iii) Any record pertaining to a vehicle license plate,  
25 driver's license, or identicard issued under RCW 46.08.066 that,  
26 alone or in combination with any other records, may reveal the  
27 identity of an individual, or reveal that an individual is or was,  
28 performing an undercover or covert law enforcement, confidential  
29 public health work, public assistance fraud, or child support  
30 investigative activity. This exemption does not prevent the release  
31 of the total number of vehicle license plates, drivers' licenses, or  
32 identicards that, under RCW 46.08.066, an agency or department has  
33 applied for, been issued, denied, returned, destroyed, lost, and  
34 reported for misuse.

35 ((d)) (iv) Any record pertaining to a vessel registration  
36 issued under RCW 88.02.330 that, alone or in combination with any  
37 other records, may reveal the identity of an individual, or reveal  
38 that an individual is or was, performing an undercover or covert law  
39 enforcement activity. This exemption does not prevent the release of  
40 the total number of vessel registrations that, under RCW 88.02.330,

1 an agency or department has applied for, been issued, denied,  
2 returned, destroyed, lost, and reported for misuse.

3 (b) Upon request by the legislature, the department of licensing  
4 must provide a report to the legislature containing all of the  
5 information in (a)(iii) and (iv) of this subsection (7) that is  
6 subject to public disclosure;

7 (8) All information related to individual claims resolution  
8 structured settlement agreements submitted to the board of industrial  
9 insurance appeals under RCW 51.04.063, other than final orders from  
10 the board of industrial insurance appeals((-

11 ~~Upon request by the legislature, the department of licensing~~  
12 ~~shall provide a report to the legislature containing all of the~~  
13 ~~information in subsection (7)(c) and (d) of this section that is~~  
14 ~~subject to public disclosure; and));~~

15 (9) Voluntarily submitted information contained in a database  
16 that is part of or associated with enhanced 911 emergency  
17 communications systems, or information contained or used in emergency  
18 notification systems as provided under RCW 38.52.575 and 38.52.577;  
19 and

20 (10) All information submitted by a person to the state, either  
21 directly or through a state-licensed gambling establishment or casino  
22 owned or operated by an Indian tribe or tribal enterprise, as part of  
23 the self-exclusion program established in RCW 9.46.071 for people who  
24 believe they are or may be a problem or pathological gambler.

25 NEW SECTION. Sec. 3. This act takes effect July 1, 2018.

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