
HOUSE BILL 2545

State of Washington

66th Legislature

2020 Regular Session

By Representatives Davis, Klippert, Goodman, Robinson, Macri,
Griffey, Cody, Sutherland, Graham, and Pellicciotti

1 AN ACT Relating to making jail records available to managed
2 health care systems; and amending RCW 70.48.100.

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

4 **Sec. 1.** RCW 70.48.100 and 2016 c 154 s 6 are each amended to
5 read as follows:

6 (1) A department of corrections or chief law enforcement officer
7 responsible for the operation of a jail shall maintain a jail
8 register, open to the public, into which shall be entered in a timely
9 basis:

10 (a) The name of each person confined in the jail with the hour,
11 date and cause of the confinement; and

12 (b) The hour, date and manner of each person's discharge.

13 (2) Except as provided in subsection (3) of this section, the
14 records of a person confined in jail shall be held in confidence and
15 shall be made available only to criminal justice agencies as defined
16 in RCW 43.43.705; or

17 (a) For use in inspections made pursuant to RCW 70.48.070;

18 (b) In jail certification proceedings;

19 (c) For use in court proceedings upon the written order of the
20 court in which the proceedings are conducted;

21 (d) To the Washington association of sheriffs and police chiefs;

1 (e) To the Washington institute for public policy, research and
2 data analysis division of the department of social and health
3 services, higher education institutions of Washington state,
4 Washington state health care authority, state auditor's office,
5 caseload forecast council, office of financial management, or the
6 successor entities of these organizations, for the purpose of
7 research in the public interest. Data disclosed for research purposes
8 must comply with relevant state and federal statutes;

9 (f) To federal, state, or local agencies, or managed health care
10 systems to determine eligibility for services such as medical, mental
11 health, chemical dependency treatment, or veterans' services, and to
12 allow for the provision of treatment to inmates during their stay or
13 after release. Records disclosed for eligibility determination or
14 treatment services must be held in confidence by the receiving agency
15 or managed health care system, and the receiving agency or managed
16 health care system must comply with all relevant state and federal
17 statutes regarding the privacy of the disclosed records; or

18 (g) Upon the written permission of the person.

19 (3)(a) Law enforcement may use booking photographs of a person
20 arrested or confined in a local or state penal institution to assist
21 them in conducting investigations of crimes.

22 (b) Photographs and information concerning a person convicted of
23 a sex offense as defined in RCW 9.94A.030 may be disseminated as
24 provided in RCW 4.24.550, 9A.44.130, 9A.44.140, 10.01.200, 43.43.540,
25 43.43.745, 46.20.187, 70.48.470, 72.09.330, and section 401, chapter
26 3, Laws of 1990.

27 (4) Any jail that provides inmate records in accordance with
28 subsection (2) of this section is not responsible for any unlawful
29 secondary dissemination of the provided inmate records.

30 (5) For purposes of this section, "managed health care system"
31 has the same meaning as in RCW 74.09.522.

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