



Standard

1. Authority

RMC 2.04.060 authorizes the City Manager to issue rules or administrative regulations not inconsistent with general law, the Charter or ordinances of the City, outlining the general procedure for the administration of City activities under the City Manager's jurisdiction. Further, the City is required by Chapter 42.56 RCW to adopt and enforce reasonable rules and regulations consistent with the intent of the Public Records Act.

2. Policy

The City of Richland is committed to transparency in government. The City will provide customers with the fullest assistance when requesting access to public records. The City's obligations under Chapter 42.56 RCW will be met in a timely and professional manner.

3. Purpose

Washington law requires each local agency to make available for inspection and copying public records which are not specifically exempted by statute. As directed by RCW 42.56.100, the purpose of this policy is to establish the procedures the City will follow to provide full access to public records not specifically exempted by state or federal law. This policy will ensure that requestors receive the fullest assistance while preventing excessive interference with other essential functions of the City and unreasonable disruption to the operations of the agency.

4. Application

This policy applies to all requests for public records made pursuant to Chapter 42.56 RCW, and supersedes prior versions of the City of Richland's Public Records Act Disclosure Policy Index No. 0260. This policy is subject to revision at any time.

Practice

1. Definitions

Listed below are terms defined by the Public Records Act or regulations relating thereto. Any term not defined by the Public Records Act (sometimes the "Act") or this policy shall be given its common meaning.

PUBLIC RECORDS DISCLOSURE POLICY

Policy No. 0260

- a. "Agency" includes all state and local agencies. A "local agency" includes counties, cities, towns, municipal corporations . . . or any office, department, division, board, commission, or agency thereof. The City of Richland is an agency governed by the provisions of Chapter 42.56 RCW.
- b. "Identifiable record" is a record that is existing at the time of the request and which staff can reasonably locate. For purposes of electronic records, the "identifiable record" standard under the Act requires the City to provide nonexempt "reasonably locatable" records.
- c. "Person in interest" means the person who is the subject of a record or any representative designated by that person, except that if that person is under a legal disability, "person in interest" means and includes the parent or duly appointed legal representative.
- d. "Public Record" includes any writing containing information relating to the conduct of government or the performance of any governmental or proprietary function prepared, owned, used, or retained by any state or local agency regardless of physical form or characteristics. This definition does not include records that are not otherwise required to be retained by the agency and are by volunteers who:
 - i. Do not serve in an administrative capacity;
 - ii. Have not been appointed by the agency to an agency board, commission, or internship; and
 - iii. Do not have a supervisory role or delegated agency authority.
- e. "Reasonably locatable" electronic records are those electronic records that can be located with typical search features and organizing methods contained in the City's current software.
- f. "Relating to the conduct of government" is a threshold determination made to decide if a record is otherwise a "public record." To be a "public record," a document must relate to the "conduct of government or the performance of any governmental or proprietary function." RCW 42.56.010(3). Almost all records held by the City relate to the conduct of government; however, some do not. A purely personal record having absolutely no relation to the conduct of government is not a "public record." However, a purely personal record might become a public record if it is relied upon (i.e., used) by the City for a governmental purpose.
- g. "Writing" means handwriting, typewriting, printing, photostating, photographing, and every other means of recording any form of communication or representation including, but not limited to, letters, words, pictures, sounds, or symbols, or combination thereof, and all papers, maps, magnetic or paper tapes, photographic films and prints, motion picture, film and video recordings, magnetic or punched

cards, discs, drums, diskettes, sound recordings, and other documents including existing data compilations from which information may be obtained or translated.

2. Public Records Requests - General Provisions.

- a. Both requestors and agencies have responsibilities under the Public Records Act. The public records process can function properly only when both parties perform their respective responsibilities. The City has a duty to provide timely access to nonexempt public records. A requestor has a duty to give fair notice that he or she is making a records request, request identifiable records, follow the City's reasonable procedures, inspect the assembled records or pay for the copies, and be respectful to agency staff. Both the City and the requestor have a responsibility to communicate with each other when issues arise concerning a request. See WAC 44-14-04001.
- b. Employees are not required to respond to a request for records if the request is not made pursuant to this policy. However, if a public record is readily accessible and can be easily provided at the time the request is made without need for further analysis regarding release, an employee may release the record without sending the requestor to the City's public records request process.
- c. Public records which are prepared for the purpose of making them available to the public may be provided without completing a formal public records request.
- d. The City must have reasonable (fair) notice that a request is for public records. A requestor must give the City reasonable notice that the request is being made pursuant to the Public Records Act, and the request should not be buried within another document.
- e. Requests are subject to the records that exist as of the date the request is submitted. Records that come into existence at any time after the request is made, including those which may come into existence while the request is open, will not be provided. See Section 10.

3. Organization/Protection of Public Records. The City will maintain its records in a reasonably organized manner consistent with available resources. Pursuant to RCW 42.56.070(4), the City of Richland has determined that development and maintenance of a current index of all public records as required by RCW 42.56.070(3) is unduly burdensome. See City of Richland Resolution No. 156-15.

4. Records as a Matter of Right. Under state and federal law, certain entities and/or individuals are granted access, as a matter of legal right, to certain records held by the City. When an individual and/or an entity wishes to exercise a statutory right to access records held by the City, that request is made outside the scope of the Public Records Act. Learn how to submit a request for records as a matter of right on the City's website at www.ci.richland.wa.us.

*On the website, select:
I Want To → Request → Public Records*

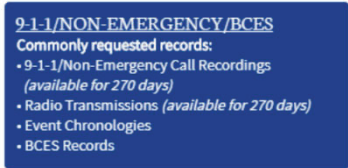
- 5. Making a Request for Public Records.** A public records request must be for identifiable records. A request for all or substantially all records prepared, owned, used, or retained by an agency is not a valid request for identifiable records. The Act does not allow a requestor nor require an agency to search through agency files for records that cannot be reasonably identified or described to the agency. A variety of public records are available on the City's website at www.ci.richland.wa.us. Requestors are encouraged to view the public records currently available on the website at no charge prior to submitting a records request.
- a. Requestors are strongly encouraged to use the applicable public records request forms available at the offices identified below or in the Public Records Center on the City of Richland's website (www.ci.richland.wa.us). This approach fosters the important communication process under the Act between the requestor and the City, and helps both the requestor and the City by enabling the City to more promptly identify the inquiry as a public records request, to timely confirm its receipt with the requestor, to promptly seek clarification from the requestor if needed, and to otherwise begin processing the City's response to the request.
 - b. Requests may be made in person during normal business hours, in writing by mail, or electronically (Section g. below). The City does not accept public records requests submitted by telephone or fax.
 - c. The request should include the following information:
 - Date and time of the request;
 - Name, mailing address, telephone number and email address of requestor;
 - Adequate identification of the requested public record(s);
 - Whether the requestor is requesting copies (paper or electronic) or prefers to inspect records onsite (by appointment).
 - d. When a request uses an inexact phrase such as all records "relating to" a topic, the City will interpret the request to be for records which directly and fairly address the topic. In the alternative, the City may seek clarification or explain to the requestor how the City is interpreting the request.
 - e. If a requestor refuses to provide sufficient contact information, the City will respond to the request to the extent feasible and consistent with the law. Failure to provide adequate contact information may hinder the City's ability to provide the fullest assistance.
 - f. Requests submitted by mail will be deemed received on the date delivered to the City Attorney's Office and will be date-stamped. Requests submitted electronically after the close of business will be deemed received on the next business day.

g. Request by Record Type – Where to Submit.

City of Richland Records (Police/Fire/General Records)

<p>General City Records. Requests for general city records are made as follows:</p> <p>In Person: 625 Swift Boulevard Richland, WA 99352</p> <p>By Mail: Public Records Officer 625 Swift Blvd. MS-07 Richland, WA 99352</p>	<p>Online: www.ci.richland.wa.us (to submit electronically)</p> <p>On the website, select: <i>I Want To → Request → Public Records</i> <i>Select “Make a Public Records Request” on the menu</i> <i>Select General City Records</i> or <i>Government → Public Records Requests → Make a Public Records Request → General City Records</i></p>
<p>Police Records. Requests for police records are made as follows:</p> <p>In Person: 871 George Washington Way Richland, WA 99352</p> <p>By Mail: Police Public Records Officer 625 Swift Blvd. MS-17 Richland, WA 99352</p>	<p>Online: www.ci.richland.wa.us (to submit electronically)</p> <p>On the website, select: <i>I Want To → Request → Public Records</i> <i>Select “Make a Public Records Request” on the menu</i> <i>Select Police Records</i> or <i>Government → Public Records Requests → Make a Public Records Request → Police Records</i></p>
<p>Fire Records. Requests for fire or ambulance records are made as follows:</p> <p>In Person: 1000 George Washington Way Richland, WA 99352</p> <p>By Mail: Public Records Officer 625 Swift Blvd. MS-07 Richland, WA 99352</p>	<p>Online: www.ci.richland.wa.us (to submit electronically)</p> <p>On the website, select: <i>I Want To → Request → Public Records</i> <i>Select “Make a Public Records Request” on the menu</i> <i>Select Fire Records</i> or <i>Government → Public Records Requests → Make a Public Records Request → Fire Records</i></p>

Benton County Emergency Services (BCES) Records (fulfilled by Richland)

<p>9-1-1/Non-Emergency Dispatch/BCES Records. Requests for 9-1-1, Non-Emergency Dispatch or BCEM records are made to Benton County Emergency Services (BCES) as follows:</p> <p>In Person: 651 Truman Avenue or 625 Swift Blvd. Richland, WA 99352</p> <p>By Mail: Public Records Officer (for BCES) 625 Swift Blvd. MS-07 Richland, WA 99352</p>	<p>Online: www.bces.wa.gov (to submit electronically)</p> <p>On the website, select: <i>Public Records → Public Records Request</i> and navigate to the large blue button:</p> 
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8. Processing Public Records Requests.

- a. Upon receipt of a request, the City will assign a tracking number.
- b. The Public Records Officer or designee will evaluate the request according to the nature of the request, anticipated volume, and availability of requested records in the context of other pending public records requests to determine the agency's approach to production.
- c. Within five (5) business days¹ of receipt of a request, the City will respond by doing one or more of the following:
 - Make the records available in one of the following ways:
 - If copies are available on the City's website, provide an internet address and link on the website to specific records requested;
 - If copies (paper or electronic) are requested and applicable fees have been paid, provide the copies to the requestor in the manner requested; or
 - Schedule an appointment with the requestor to inspect records onsite. See Section 16.
 - Acknowledge receipt of the request and advise that no responsive records are available if no records are located after a reasonable and diligent search. The notice to the requestor will explain, in general terms, the locations searched.
 - Acknowledge receipt of the request and provide a reasonable estimate of when records or an installment of records will be available. The Public Records Officer or designee may revise the estimate of when records will be available if necessary; or
 - Acknowledge receipt of the request and ask the requestor to provide clarification for a request that is unclear in whole or in part, and provide, to the greatest extent possible, a reasonable estimate of time the City will require to respond to the request if it is not clarified.
 - Deny the request consistent with the requirements of this policy.
- d. Failure to Respond. If the City does not respond in writing within five (5) business days of receipt of the request for disclosure, the requestor should contact the Public Records Officer to determine the reason for the failure to respond.

¹ In computing the 5-day response time, the day on which the request is received does not count as one of the five (5) business days. Holidays and weekends are also excluded from the calculation of time. RCW 1.12.040.

- e. Clarification Requested. If, after clarification is requested by the City on a request that is wholly unclear, a requestor fails to provide the requested clarification or fails to describe an identifiable public record with adequate specificity such that it can be located, the City will deem the request abandoned and withdrawn, and will take no further action. Clarification must be received within ten (10) calendar days of the date the request for clarification is sent by the City. Any clarification obtained verbally will be memorialized in writing.
- f. Third Party Notice - Discretionary. In the event the requested records contain information that may affect the rights of other persons in interest and/or may be exempt from disclosure, the City may, prior to providing the records, give notice to such other persons in interest whose rights may be affected by disclosure. The notice shall include a copy of the public records request. Third parties shall be given no less than twenty (20) business days to obtain and provide to the City a court order preventing or limiting disclosure.
- g. Third Party Notice – Mandatory. Consistent with RCW 42.56.250(12), upon receipt of a request for information located *exclusively* in an employee's **personnel, payroll, supervisor, or training file**, the City will provide notice to the employee, to any union representing the employee, and to the requestor. The notice will state:
- The date of the request;
 - The nature of the requested record relating to the employee;
 - That the agency will release any information in the record which is not exempt from the disclosure requirements of Ch. 42.56 RCW at least ten (10) business days from the date the notice is made; and
 - That the employee may seek to enjoin release of the records under RCW 42.56.540.
- For purposes of the mandatory third party notice required under RCW 42.56.250(12), items located *exclusively* in an employee's personnel file include: 1) cover letter/resume/application for employment; 2) personnel action forms (PAFs); 3) performance evaluations; 4) disciplinary actions and supporting documentation; and 5) termination documentation.
- h. Records Exempt from Public Disclosure. The City shall make available for public inspection and copying all public records, unless the record or specific information contained within the record is exempt or prohibited from disclosure by state or federal law. If any record, in whole or in part, is determined to be exempt from disclosure, the City shall provide the requestor with a written statement of the specific exemption authorizing the withholding of the record, in whole or in part, and shall provide a brief explanation of how the exemption applies to the record, or a portion thereof, withheld. RCW 42.56.070.
- i. The Public Records Act provides that a number of record types are exempt from public inspection and copying. See RCW 42.56.210 – 692.

- ii. Other statutes outside the Public Records Act may also prohibit or exempt disclosure of certain records or information. RCW 42.56.070(1). A current list of other statutes that prohibit or exempt disclosure is incorporated into this policy as **Exhibit A**, and may be updated periodically. The City's failure to list all possible bases for exemption in **Exhibit A** shall not affect the City's ability to rely on such an exemption.
 - iii. By law, the City is prohibited from disclosing lists of individuals requested for commercial purposes. RCW 42.56.070(8). Requestors who submit a public records request for a list of individuals will be required to execute and return a Commercial Purposes Declaration confirming that the list will not be used for commercial purposes.
 - i. Providing Records in Installments. When a request is for a large number of records, or records that require extensive review prior to disclosure, the City may make the records available on an installment basis.
 - i. If the City elects to make records available on a partial or installment basis, the City may charge for each installment of the request as it is provided. RCW 42.56.120.
 - ii. If, within fifteen (15) business days of written notice that records are available for release or inspection, the requestor fails to inspect or pay for the records, the City will consider the request abandoned and will discontinue fulfilling the balance of the request. Notice of closure will be sent to the requestor.
 - j. Searching for Records. The City will conduct an objectively reasonable search for responsive records. The burden on the City is to diligently search for records in locations where they are reasonably calculated to be located. City officials and employees are expected to promptly respond to inquiries about responsive records from the Public Records Officer or designee. In instances where the City never prepared, owned, used or retained a particular record, the City is not required to go outside its own collection of public records to respond to a request.
 - k. Later Discovered Records. If the City becomes aware of the existence of records responsive to a request which were not initially provided, the City will notify the requestor in writing, provide a brief explanation of the circumstances, and provide the nonexempt records with a written explanation of any redacted or withheld records.
- 8. No Duty to Create Records.** The City is not obligated to answer written questions, create new public records, or provide a record in a format different from the original format of the record; however, the City may, in its discretion, offer to create such a record where doing so proves to be the most logical approach to fulfilling the request.

9. **No Duty to Explain Records.** The City is required to make records available (i.e., provide access to records) but has no duty to explain the meaning of public records.
10. **No Duty to Supplement Responses.** The City is not obligated to hold current records requests open to respond to requests for records that may be created in the future. A new request must be made to obtain later-created public records.
11. **Copyrighted Material.** Certain documents held by the City are protected by statutory or common law copyright. If a public records request involves a record that is copyright-protected, the requestor must sign and return a Fair Use Doctrine Declaration declaring the requestor's intent to use the record for purposes expressly allowed by law. Failure to execute the Fair Use Doctrine Declaration will result in the copyright-protected record(s) being made available for in-person inspection only without the opportunity for copying.
12. **Managing Multiple Requests.** In order to provide the fullest assistance to all requestors, to prevent excessive interference with other essential city functions, and to ensure that appropriate time and resources are fairly allocated among all requests, the City may determine to process multiple open requests from the same requestor by either:
 - a. Processing each request individually and independently of the other(s); or
 - b. Processing requests in the order received. Under this approach, the earliest request received will be the first request completed, and processing will not begin on any subsequent request(s) from the same requestor until the immediately previous request is complete.
13. **Fees; Statutory Limits.**
 - a. The City finds that calculating the actual costs associated with providing public records is unduly burdensome for the following reasons: 1) quantifying certain necessary resources (ink, electricity, "wear and tear" on equipment) is inherently difficult; 2) funds were not allocated for performing a study to calculate actual costs, and the City's established priorities do not include funding for this particular effort; 3) staff resources are insufficient to perform a study and to calculate actual costs; and 4) a study would interfere with and disrupt essential City functions.
 - b. The fees for copies of public records are as stated in the City's current fee schedule. Fees are consistent with the amounts established by state law. The City may also charge for the actual cost of any digital storage media or device, the actual cost of any container or envelope used for mailing, and the actual cost of postage or delivery charges. No fee shall be charged for the inspection of public records or for locating public records and making them available for inspection. Payment of fees assessed is required prior to release of records. RCW 42.56.120.

- c. If requested, the City will provide a summary of applicable charges before providing any responsive records.
- d. Payment may be made by credit/debit card (Visa/Mastercard), cash, check, or money order payable to the City of Richland.

14. Customized Service Charges. The City may impose a customized service charge if the City determines that the records request requires the use of information technology expertise to prepare data compilations, or provide customized electronic access services when such compilations and customized access services are not used by the City for other agency purposes. Requestors will be notified in advance of the estimated cost, along with an explanation of why the customized service charge applies and a description of the specific expertise required, so that the request may be amended to avoid or reduce cost, if desired.

15. Deposit. The City may require a deposit of up to ten percent (10%) of the estimated cost of providing records as provided herein, to include customized service charges, if any.

16. Availability of Public Records.

- a. Requestors may choose to inspect records in person instead of receiving electronic or paper copies. Public records are available for inspection and copying during normal business hours of the City (8:00 a.m. to 5:00 p.m.) excluding municipal legal holidays. Records must be inspected at Richland City Hall, and arrangements for inspection and/or copying must be made in advance.
- b. Inspection of public records must occur in a non-disruptive manner. Space in Richland City Hall will be made available to any person for the inspection of public records except when and to the extent that such action would unreasonably disrupt the operations of the agency. RCW 42.56.080. The City will take reasonable precautions to prevent a requestor from being unreasonably disruptive or disrespectful to staff.
- c. The requestor shall indicate which documents he or she wishes to copy. After inspection is complete, the Public Records Officer or designee shall make the requested copies or arrange for copying. The requestor must pay for the copies in accordance with the established fee schedule.
- d. No member of the public may disassemble or alter any public record or remove it from the viewing area.
- e. The City may have one or more employees present to observe the inspection or copying of records by the requestor to ensure that records and equipment are handled appropriately.

16. Closing Withdrawn or Abandoned Requests. If the requestor withdraws the request, fails to clarify a request when asked, fails to make a required deposit, or fails to timely inspect or pay for the records requested or any installment thereof, the City will close the request and notify the requestor that the request has been closed and that no further action will be taken. Closure of the request and the circumstances that led to closure will be documented. RCW 42.56.120. Other public records requests will be processed ahead of any subsequent request by the same person for the same or almost identical records, which will be processed as a new request.

17. Denial of Request Due to Exemption.

- a. All denials of requests for public records, whether in whole or in part, will be accompanied by documentation providing:
 1. The statutory basis for the denial or redaction; and
 2. A brief explanation of how the exemption or redaction basis applies to the record being withheld or redacted.
- b. When more than one record type is being exempted or redacted, a redaction/exemption log is required. The City may satisfy this obligation through use of a coding method, which involves identifying a code for each statutory exemption, placing that code on the redacted information, and attaching a list of codes and their corresponding brief explanations with the City's records response. WAC 44-14-04004(5)(b).
- c. If a single record is being withheld, or a compilation of records is categorically exempt from public disclosure, the statutory basis and brief explanation required by this section may be provided in letter form.

18. Retention and Destruction of Public Records.

- a. The Washington State Archivist has developed retention schedules for local government records including emails and electronic records. Records of the City are retained and dispositioned (destroyed; transferred) consistent with the retention schedules. If a public records request is made at a time when a record exists, but is scheduled for destruction in the near future, the record will be preserved until such time as the public records request is completed and closed.
- b. Back-up copies of public records generated and maintained by the City's IT Division are for disaster recovery only. Once the City determines to disposition a public record by destruction or transfer, the record is considered to no longer be held by the agency, regardless of whether it exists on a back-up copy generated by IT. To avoid interference with essential government operations, and to preserve organization of government records, back-up copies will not be examined in response to a public records request.

19. Administrative Appeal of Public Records Response.

- a. Any person who objects to denial or redaction of one or more public records or the closure of a request may petition for prompt review of such action by tendering a written appeal to the City Attorney. The written appeal must state with specificity the action being appealed, and identify the assigned tracking number assigned to the public records request. The appeal may be delivered via email, regular mail or in person to the Office of the City Attorney at Richland City Hall.
- b. The City Attorney will review the matter and provide a written decision on the appeal within ten (10) business days. The City Attorney's decision on appeal is final.

20. Training. Public records officers, records officers, elected officials and department heads will be trained as required by RCW 42.56.150 and RCW 42.56.152. All agency employees will receive basic training on public records compliance and records management/retention.

Responsibilities

Employees are responsible for reviewing and understanding this policy, and for promptly responding to all inquiries from staff to provide public records in their possession.

Supervisors, managers, and directors (referred to as supervisors) are responsible and accountable for ensuring staff compliance and enforcing disciplinary action when necessary.

Consistent with RCW 42.56.580, the City's **Public Records Officer** will oversee compliance with the Act and serve as the point of contact for public records requests, but another city employee may process the request. The Act does not require the Public Records Officer to personally fulfill requests for public records. The Public Records Officer or designee and the City of Richland will provide the fullest assistance to requestors while preventing public records request processing from causing excessive interference with essential city functions. Contact information for the City's Public Records Officer is readily available on the City's website.

The **City Attorney** is responsible for providing direction on the lawful application of exemption and/or redaction bases to public records, and for overseeing the City's compliance with state and federal laws governing the confidentiality of public records held by the City of Richland. The City Attorney is also responsible for responding to administrative appeals pursuant to Section 19 of this policy. As the direct supervisor of the Public Records Officer, the City Attorney will serve as interim Public Records Officer during a prolonged absence of the Public Records Officer or appoint an interim to serve.

The **City Manager** is responsible for overall City compliance with this policy.

Guide

Consistent with the City's shared values of *teamwork*, *integrity* and *excellence*, this policy fosters governmental transparency and promotes timely and efficient delivery of public records consistent with the law, thereby reducing the City's overall PRA liability while ensuring minimal interference with the City's governmental functions.

Legal References:

Chapter 42.56 RCW Public Records Act (PRA) and Chapter 44-14 WAC.

Approval



City Manager

Responsible Administrator: City Attorney's Office

Revision History:

September 27, 2023

October 22, 2020

July 3, 2018

August 21, 2017

December 7, 2016

January 22, 2016

September 17, 2013

May 18, 2012

March 6, 1998

September 30, 1992

Public Disclosure Exemptions

Exhibit A - Part 1 to Public Records Disclosure Policy No. 0260

RCW 42.56.070(2):

For informational purposes, each agency shall publish and maintain a current list containing every law, other than those listed in Chapter 42.56 RCW, that the agency believes exempts or prohibits disclosure of specific information or records of the agency. An agency's failure to list an exemption shall not affect the efficacy of any exemption.

Subject	RCW	Description	Date Enacted
Chapter 42.56 RCW – The Public Records Act			
Comprehensive cancer centers	42.56.010(1)	Comprehensive cancer centers participating in certain collaborative arrangements are not an "agency" under the PRA	2022
Personal Information	42.56.230(1)	Personal information in files for students in public schools, patients, or clients of public institutions or public health agencies or welfare programs	1973
	42.56.230(2)	Personal information in department of children, youth and families files relating to children enrolled in licensed child care and other programs; and substitute caregiver personal information	2011
	42.56.230(3)	Personal information in files on employees, appointees, or elected officials if disclosure would violate their right to privacy	1973
	42.56.230(4)	Certain taxpayer information if it would violate taxpayers right of privacy	1973
	42.56.230(5)	Credit card numbers, debit card numbers, electronic check numbers, and other financial information, except when disclosure is required by other law	
	42.56.230(6)	Personal and financial information related to a small loan or any system of authorizing a small loan in RCW 31.45.093	2009
	42.56.230(7)(a)	Personal information required to apply for a driver's license or identicard	2008
	42.56.230(7)(b)	Persons who decline to register for selective service under RCW 46.20.111	2011
	42.56.230(7)(c)	Records pertaining to license plates, drivers' licenses, or identicards that may reveal that a person was performing undercover law enforcement, confidential public health work, public assistance fraud, or child support investigations	2013
	42.56.230(8)	Information regarding individual claim resolution settlement agreements submitted to the board of industrial insurance appeals	2014

Subject	RCW	Description	Date Enacted
	42.56.230(9)	Information in enhanced 911 emergency communications database or used in emergency notification systems	2015
	42.56.230(10)	Personally identifiable voter registration information for individuals under 18	2018
	42.56.230(11)	Information submitted to state regarding people self-excluding themselves from gambling activities under RCW 9.46.071 and 67.70.040	2019
	42.56.230(12)	Personal information of individuals who participated in the bump-fire stock buy-back program under RCW 43.43.920	2019
Religious beliefs	42.56.235	Personal identifying information about an individual's religious beliefs	2018
Investigative, law enforcement, and crime victims	42.56.240(1)	Specific intelligence and investigative information completed by investigative, law enforcement, and penology agencies, and state agencies that discipline members of professions, if essential to law enforcement or a person's right to privacy	1973
	42.56.240(2)	Identity of witnesses, victims of crime, or persons who file complaints, if they timely request nondisclosure and disclosure would endanger their life, personal safety, or property	
	42.56.240(3)	Records of investigative reports prepared by any law enforcement agency pertaining to sex offenses or sexually violent offenses that have been transferred to the Washington association of sheriffs and police chiefs	
	42.56.240(4)	Information in applications for concealed pistol licenses	1988
	42.56.240(5)	Identifying information regarding child victims of sexual assault	1992
	42.56.240(6)	Information in gang databases	2008
	42.56.240(7)	Data from electronic sales tracking system in RCW 69.43.165	2010
	42.56.240(8)	Information submitted to the statewide unified sex offender notification and registration program under RCW 36.28A.040(b)	2010
	42.56.240(9)	Personally identifying information collected by law enforcement agencies pursuant to local security alarm system programs and vacation crime watch programs	2012
	42.56.240(10)	Felony firearm offense conviction database of felony firearm offenders	2013
	42.56.240(11)	Identity of state employee or officer who files a complaint with an ethics board under RCW 42.52.410 or reports improper governmental	2013
	42.56.240(12)	Security threat group information collected and maintained by the department of corrections	2013
	42.56.240(13)	Criminal justice agency employee/worker residence GPS data	2015

Subject	RCW	Description	Date Enacted
	42.56.240(14)	Body worn camera recordings made by law enforcement or corrections officers to the extent essential for right to privacy described in RCW 42.56.040	2016
	42.56.240(15)	Records and information in the statewide sexual assault kit tracking system established in RCW 43.43.545	2016
	42.56.240(16)	Campus sexual assault/domestic violence communications and records	2017
	42.56.240(17)	Law enforcement information from firearms dealers	2016
	42.56.240(18)	Audio and video recordings of child interviews regarding child abuse or neglect	2018
Employment and licensing	42.56.250(1)	Test questions, scoring keys, and other exam information used on licenses, employment or academics	1973
	42.56.250(2)	Applications for public employment (other than for vacancies in elective office), including names and resumes	1987
	42.56.250(3)	Professional growth plans in educator license renewals	2017
	42.56.250(4)	Address, phone numbers., email address, SSNs, drivers' license numbers, identicard numbers, payroll deductions, and emergency contact information of public employees or volunteers held by public agencies	2020, 1987
	42.56.250(5)	Information from employee relating to an unfair practice, if requested	1992
	42.56.250(6)	Records of unfair practices investigations	1994
	42.56.250(7)	Criminal history record checks for investment board finalist candidates	2010
	42.56.250(8)	Photos and birthdate information of employees and volunteers of public agencies	2020, 2010
	42.56.250(9)	GPS data of public employees or volunteers using GPS system recording device	2017
	42.56.250(10)	Personally identifiable voter registration information for individuals under 18	2018
	42.56.250(11)	Personal demographic details voluntarily submitted by state employees	2020
Real estate transactions	42.56.260	Real estate transactions, subject to stated limitations.	1973
Financial, commercial, and proprietary information	42.56.270(1)	Valuable formulae, designs, drawings and research obtained by agency within 5 years of request for disclosure if disclosure would produce private gain and public loss	1973
	42.56.270(2)	Financial information supplied by a bidder on ferry work and highway construction, and alternative public works contracting procedures	1983
	42.56.270(3)	Financial information and records filed by persons pertaining to export services	1986
	42.56.270(4)	Financial information in economic development loan applications	1987

Subject	RCW	Description	Date Enacted
	42.56.270(5)	Financial information obtained from business and industrial development corporations	1989
	42.56.270(6)	Financial information on investment of retirement funds and public trust investments	1989
	42.56.270(7)	Financial and trade information supplied by and under industrial insurance coverage	1989
	42.56.270(8)	Financial information obtained by the Clean Washington Center for services related to marketing recycled products	1994
	42.56.270(9)	Financial and commercial information requested by public stadium authority from leaser	1997
	42.56.270(10)	Financial information supplied for application for liquor, gambling, lottery, or various cannabis licenses; and during consultative services by the Washington state liquor and cannabis board to a licensed cannabis business	2014
	42.56.270(11)	Proprietary data, trade secrets, or other information submitted by a vendor for purposes of state purchased health care	
	42.56.270(12)(a)(i)	Financial and proprietary information supplied to the department of commerce in furtherance of the state's economic and community development efforts	1989
	42.56.270(12)(a)(ii)	Financial or proprietary information provided to the department of commerce regarding businesses proposing to locate in the state	1999
	42.56.270(12)(a)(iii)	Financial and proprietary information provided to the Department of Commerce in connection with the industrial waste coordination program	2021
	42.56.270(13)	Financial and proprietary information submitted to or obtained by the department of ecology	
	42.56.270(14)	Financial, commercial, operations, and technical and research information obtained by the life sciences discovery fund authority	2005
	42.56.270(15)	Financial and commercial information provided to the department of licensing for a special fuel license	
	42.56.270(16)	Production records, mineral assessments, and trade secrets submitted by a permit holder, mine operator, or landowner to the department of natural resources	
	42.56.270(17)(a)	Certain farm plans developed by conservation districts	
	42.56.270(17)(b)	Farm plans developed under chapter 90.48 RCW regarding water pollution	
	42.56.270(18)	Financial, commercial, operations, and technical and research information submitted to health sciences and services authorities if private loss would result	

Subject	RCW	Description	Date Enacted
	42.56.270(19)	Information that can be identified to a particular business that was gathered as part of agency rule making	
	42.56.270(20)	Financial and commercial information submitted to or obtained by the University of Washington relating to investments in private funds	2009
	42.56.270(21)	Market share data submitted by a manufacturer under RCW 70.95N.190(4)	2013
	42.56.270(22)	Certain financial information supplied to the department of financial institutions or a portal to obtain an exemption from state securities registration	2014
	42.56.270(23)	Notices of crude oil transfers	2015
	42.56.270(24)	Certain information supplied to the liquor and cannabis board pursuant to RCW 69.50.325, 9.50.331, 69.50.342, and 69.50.345	2016
	42.56.270(25)	Cannabis transport, vehicle, and driver ID data and account numbers or unique access identifiers issued for traceability system access as required by RCW 69.50.325, 9.50.331, 69.50.342, and 69.50.345	2016
	42.56.270(26)	Certain financial and commercial information submitted to or obtained by a city retirement board under authority of chapter 35.39 RCW, with conditions	2016
	42.56.270(27)	Certain information and data submitted to or obtained by the liquor and cannabis board in applications for licenses or reports required under RCW 69.50.372	2016
	42.56.270(28)	Trade secrets relating to licensed cannabis business, submitted to the state liquor and cannabis board	2017
	42.56.270(29)	Financial, commercial, operations, technical, and research information submitted to the Andy Hill cancer research endowment program pertaining to grants under chapter 43.348 RCW, that if revealed would result in private loss	2018
	42.56.270(30)	Proprietary information filed with the Department of Health	2018
	42.56.270(31)	Confidential, valuable, commercial information filed with the Department of Ecology regarding the architectural paint stewardship program	2019
	42.56.270(32)	Commercial information obtained by the Liquor and Cannabis Board in connection with distiller licensing	2020
Preliminary records with policy opinion	42.56.280	Preliminary drafts, notes, recommendations, and intra-agency memos with opinion or recommended policy, unless cited by an agency	1973

Subject	RCW	Description	Date Enacted
Agency party to a controversy	42.56.290	Agency records relevant to a controversy that are not available to another party under the rules of pretrial discovery in superior court	
Archaeological sites	42.56.300 (1), (2)	Information identifying the location of archaeological sites	1976
	42.56.300(3)	Archaeological site forms, reports, fields, and tables in databases or geographic information systems shared between state agencies and governments	2014
Library records	42.56.310	Library records disclosing the identity of a library user	1982
Student information	42.56.315	Certain student information received by school districts	2020
Educational information	42.56.320(1)	Financial disclosures filed by private vocational schools	1986
	42.56.320(2)	Financial or commercial information regarding the purchase or sale of tuition units	
	42.56.320(3)	Individually identifiable information received by the workforce training and education coordinating board for research or evaluation purposes	
	42.56.320(4)	Information on gifts, grants, or bequests to institutions of higher education	1975
	42.56.320(5)	The annual declaration of intent filed by parents for a child to receive home-based instruction	2009
School meals statewide electronic repository	42.56.325, 28A.235.285(3)	Household income information relating to the statewide electronic repository for school meals	2022
Public utilities and transportation	42.56.330(1)	Valuable commercial information, including trade secrets and customer-specific information supplied to the Utilities and Transportation Commission	1987, 2014
	42.56.330(2)	Phone numbers, electronic contact information, customer-specific usage in billing information in increments less than a billing cycle, in public utility records	1987, 2014
	42.56.330(3)	Personal information in vanpool, carpool, ride-share programs	1997
	42.56.330(4)	Personal information of current or former participants or applicants in transit services operated for those with disabilities or elderly persons	
	42.56.330(5)	Personally identifying information of persons who use transit passes and other fare payment media	2012
	42.56.330(6)	Information obtained by governmental agencies and collected by the use of a motor carrier intelligent transportation system or comparable information equipment	1999
	42.56.330(7)	Personally identifying information of persons who use transponders and other technology to facilitate payment of tolls	2005

Subject	RCW	Description	Date Enacted
	42.56.330(8)	Personally identifying information of persons acquiring driver's license or identicard with radio frequency chip	2008
	42.56.330(9)	Personally identifying information in safety complaints submitted under chapter 81.61 RCW (railroad-owned, operated, and maintained passenger-carrying vehicles	2017
	42.56.335	Records of any person belonging to a public utility district or municipally owned electrical utility	2007
Health professionals	42.56.350(1)	SSNs of health care professionals maintained in files of the Dept. of Health	1993
	42.56.350(2)	Residential address and telephone numbers of health care providers maintained in files of the Dept. of Health	1993
Interstate medical licensure compact	42.56.355(1)	Information distributed to a health profession board or commission by an interstate health professions licensure compact	2017
Health care	42.56.360(1)(a)	Records and information supplied by drug manufacturers to the pharmacy quality assurance commission	1989, 2013
	42.56.360(1)(b)	Pharmaceutical manufacturer information obtained by the pharmacy quality assurance commission	1989, 2013
	42.56.360(1)(c)	Information and documents created, collected, and maintained by the Health Care Services Quality Improvement Program and Medical Malpractice Prevention Program	1995
	42.56.360(1)(d)	Proprietary financial and commercial information provided to Dept. of Health relating to an antitrust exemption	1997
	42.56.360(1)(e)	Physicians in the impaired physicians program	1987, 1994, 2001
	42.56.360 (1)(f)	Complaints filed under the Health Care Professions Uniform Disciplinary Act	1997
	42.56.360(1)(g)	Information obtained by DOH under RCW 70.225 RCW, prescription monitoring program	2007
	42.56.360(1)(h)	Information collected by the department of health under chapter 70.245 RCW.	2009
	42.56.360(1)(i)	Cardiac stroke system performance data	2010
	42.56.360(1)(j)	All documents pertaining to a wellness program under RCW 41.04.362, except for statistical reports that do not identify an individual	2010
	42.56.360(1)(k)	Claims data and information provided to the statewide all-payer health care claims database and the database that is exempt from disclosure under RCW 43.371.040	2014

Subject	RCW	Description	Date Enacted
	42.56.360(1)(l), 41.04.830	Medical information about members of retirement plans	2020
	42.56.360(2)	Health care information disclosed to a health care provider without patient's permission	1991
	42.56.360(3)(a)	Documents relating to infant mortality reviews	1992
	42.56.360(4)	Information relating to maternal mortality reviews pursuant to RCW 70.54.450	2016
	70.390.030(7)	Health care information held by the Health Care Cost Transparency Board that could identify a patient	2020
Domestic violence	42.56.370	Client records of community sexual assault program or services for underserved populations	1991, 2012
Higher education sexual misconduct	42.56.375, 28B.112.060(3), 28B.112.070(2), 28B.112.080(5)	Identifying information regarding sexual misconduct complainants and witnesses	2020
Agriculture and livestock	42.56.380(1)	Business records the Department of Agriculture obtains regarding organic food products	1992
	42.56.380(2)	Information regarding business operations contained in reports on commercial fertilizer	1987
	42.56.380(3)	Production or sales records required to determine payments to various agricultural commodity boards and commissions.	1996, 2009
	42.56.380(4)	Consignment information contained on phytosanitary certificates issued by the Department of Agriculture	1996
	42.56.380(5)	Financial and commercial information held by the Department of Agriculture for potential establishment of a commodity board or commission regarding domestic or export marketing activities or individual production information.	1996, 2009
	42.56.380(6)	Information on individual American ginseng growers or dealers	1996
	42.56.380(7)	Identifiable information collected by Department of Agriculture-regarding-packers and shippers of fruits and vegetables for purposes of inspections and certification	1996, 2010
	42.56.380(8)	Financial statements provided to the Department of Agriculture for purposes of obtaining public livestock market license	2003
	42.56.380(9)	Information for participants in herd inventory management for animal disease traceability	2006, 2012

Subject	RCW	Description	Date Enacted
	42.56.380(10)	Results of animal testing from samples submitted by the animal owner	2006, 2012
	42.56.380(11)	Records of international livestock importation not disclosable by the U.S.D.A. under federal law	2012
	42.56.380(12)	Records related to entry of prohibited agricultural products imported into Washington not disclosable by the U.S.D.A. under federal law	2012
	42.56.380(13)	Information obtained from the federal government if exempt from disclosure under federal law and personal financial information or proprietary data obtained by the department of agriculture	2018
	42.56.380(14)	Hop grower lot numbers and lab results	2018
	42.56.380(15)	Trade secrets, commercial information, and other confidential information obtained by the federal Food and Drug Administration by contract	2019
	42.56.380(16)	Certain information obtained from the federal Food and Drug Administration by Department of Health public health laboratories for monitoring food supplies for contaminants	2021
Emergency or transitional housing	42.56.390	Names of individuals residing in emergency or transitional housing furnished to the Department of Revenue or a county assessor	1997
Insurance and financial institutions	42.56.400(1)	Board of Industrial Insurance records pertaining to appeals of crime victims' compensation claims	
	42.56.400(2)	Information obtained and exempted by the Health Care Authority that is transferred to facilitate development, acquisition, or implement of state purchased health care	
	42.56.400(3)	Names of owners and insureds of life insurance policies	1995, 2009
	42.56.400(4)	Insurance antifraud plans	1995
	42.56.400(5)	Insurers reports on material acquisitions and disposition of assets, etc. filed with the Insurance Commission	1995
	42.56.400(6), 43.320.520	Examination reports and information obtained by the Department of Financial Institutions from banking institutions or other agencies	2022, 1997
	42.56.400(7)	Information provided to the Insurance Commissioner regarding service contract providers	1999
	42.56.400(8)	Documents, materials, or information obtained by or provided to the insurance commissioner that are confidential and privileged	2001, 2015

Subject	RCW	Description	Date Enacted
	42.56.400(9)	Documents, materials, or information obtained by the insurance commissioner relating to insurer holding companies	2013
	42.56.400(10)	Data that may reveal the identity of a claimant, provider, facility, or insurer involved in a claim	2001
	42.56.400 (11) through (18)	Documents, materials, or information obtained by the insurance commissioner under various sections in Title 48 RCW.	
	42.56.400(19)	Data provided by carriers regarding a study on a small group health plan market	2010
	42.56.400(20)	Information in a filing of usage-based component of the rate pursuant to RCW 48.19.040(5)(b)	2012
	42.56.400(21)	Data, information, and documents submitted to the insurance commissioner by an entity providing health care pursuant to RCW 28A.400.275	2012
	42.56.400(22)	Data, information, and documents obtained by the insurance commissioner under RCW 48.29.017 (title insurance policy issuance, business income, and expenses)	2013
	42.56.400(23)	Information not subject to public inspection or public disclosure under RCW 48.43.730(5) (health care provider compensation agreements)	2013
	42.56.400(24)	Documents obtained by insurance commissioner under chapter 48.05A RCW	2015
	42.56.400(25)	Documents, etc. obtained by the insurance commissioner under RCW 48.74.025 and sections 6, 13(6), 14(2) (b) & (c) under certain circumstances	2016
	42.56.400(26)	Nonpublic personal health information obtained by, disclosed to, or in the custody of the insurance commissioner	2017
	42.56.400(27)	Data, information, and documents obtained by the insurance commissioner under 48.02.230	2017
	42.56.400(28)	An insurer's corporate governance annual disclosure and related information obtained by the insurance commissioner	2018
	42.56.400(29)	Findings and orders that disapprove the acquisition of a state trust company	2019
	42.56.400(30)	Claims, health care, and financial information submitted by school districts to the office of the insurance commissioner and health care authority	2018
	42.56.400(31), 48.200.040, 48.43.731	Contracts with health care benefit managers filed with the Insurance Commissioner	2020
Actuarial Opinions	42.56.403	Property and casualty insurance statements of actuarial opinion	2006

Subject	RCW	Description	Date Enacted
Employment security	42.56.410	Most records and information supplied to the Employment Security Department	2005
Security	42.56.420(1)	Records relating to criminal terrorist acts	
	42.56.420(2)	Records containing specific and unique vulnerability assessments and emergency and escape response plans – adds civil commitment facilities	2009
	42.56.420(3)	Comprehensive safe school plans that identify specific vulnerabilities	
	42.56.420(4)	Information regarding infrastructure and security of computer and telecommunications networks to the extent that they identify specific system vulnerabilities	
	42.56.420(5)	Security sections of transportation security plans for fixed guideway systems	1999
	42.56.420(6)	Personally identifiable information of employees and other security information, of a private cloud service provider that has entered into a criminal justice information services agreement	2016
	42.56.420(7), 29A.04.260	Certain election security information; and voter signatures, phone numbers, and email addresses	2022, 2021
Fish and wildlife	42.56.430(1)	Commercial fishing catch data provided to the Department of Fish and Wildlife that would result in unfair competitive disadvantage	
	42.56.430(2)	Sensitive wildlife data obtained by the Department of Fish and Wildlife	
	42.56.430(3)	Information regarding any damage prevention cooperative agreement or nonlethal preventative measures deployed to minimize wolf interactions with pets and livestock	2017
	42.56.430(4)	Information regarding a reported depredation by wolves on pets or livestock	2017
	42.56.430(5)	Personally identifying information of persons who acquire recreational or commercial licenses	
	42.56.430(6)	Information subject to confidentiality requirements of Magnuson-Stevens fishery conservation and management reauthorization act of 2006	2008
	42.56.430(7)	Tribal fish and shellfish harvest information shared with the department of fish and wildlife	2017
	42.56.430(8)	Commercial shellfish harvest information shared with the department of fish and wildlife	

Subject	RCW	Description	Date Enacted
Veteran discharge	42.56.440	Veteran discharge papers	
Check cashers and sellers	42.56.450	Personal information on check cashers and sellers licensing applications and small loan endorsements	1991, 1995
Fireworks, explosives	42.56.460	Records and reports produced under state fireworks law, chapter 70.77 RCW and the Washington state explosives act, chapter 70.74 RCW	2019, 1995
Correctional industries workers	42.56.470	Records pertaining to correctional industries class I work programs	2004
Department of corrections	42.56.475	Body scanner images, information relating to the prison rape elimination act, and health information of incarcerated individuals	2022
Agency employees	42.56.550	Agency employee records if the requester sexually harassed or stalked the agency employee	2019
	42.56.675	Lists of agency employees compiled by agencies to administer 2019 c 373 s 2	2019
Injunction	42.56.565	Persons serving criminal sentences may be enjoined from inspection or copying of nonexempt public records	2009
Mediation communication	42.56.600	Records of mediation communications that are privileged under the Uniform Mediation Act	2006
Dairies, animal feeding operations	42.56.610	Certain information obtained by state and local agencies from dairies and animal feeding operations not required to apply for a national pollutant discharge elimination system permit disclosable only in ranges that provide meaningful information to public	
Enumeration data	42.56.615	Enumeration data used by the office of financial management for population estimates in accordance with RCW 43.41.435	2014
Cannabis	42.56.620	Reports submitted by cannabis research licensees that contain proprietary information	2015
	42.56.625	Records in medical marijuana cannabis authorization database established in RCW 69.51A.230	2015
	42.56.630	Registration information of members of medical marijuana cannabis cooperatives submitted to the liquor and cannabis board	2015
In-home caregivers	42.56.640	Personal identifying information of vulnerable individuals and in-home caregivers	2017

Subject	RCW	Description	Date Enacted
Health benefit exchange	42.56.650, 41.05.410(3)(b)	Data submitted by health carriers to the Health Benefit Exchange and Health Care Authority	2019
Residential notices of default	42.56.680	Personal information obtained by the Department of Commerce from residential real property notices of default	2021
Victim and witness notification program	42.56.690, 36.28A.455	Information relating to notifications and notification registrations in the victim and witness notification program	2022
Office of Cybersecurity	42.56.422, 43.105.450(7)(d)	State agency information technology security reports and information compiled in connection with the Office of Cybersecurity	2021
	42.56.422, 2021 c 291 s 7(3) (uncodified)	The report detailing the Office of Cybersecurity's independent security assessment of state agency information technology security program audits	2021
Other Chapters			
Code reviser	1.08.027	Code Reviser drafting services	1951
Judicial conduct	2.64.111	Judicial conduct commission investigations and initial proceedings	1989
Hospital review	4.24.250	Hospital review committee records on professional staff	1971
Hazards to public	4.24.601	Trade secrets and confidential research, development, or commercial information	1994
Product liability	4.24.611	Trade secrets, confidential research, development or commercial information concerning products or business methods	1994
Equal rights	4.92.210	Information in centralized risk management claim tracking system	1989
Privileged communications	5.60.060	General statements of privileged communications between persons and various professionals	1954 & later dates
Mediation	5.60.070	Materials used in any court ordered mediation	1991
	7.07.050(5), 7.07.070	Mediation communications	2005
Medical examinations	7.68.080(9)(a)	The director may examine records of health care provider notwithstanding any statute that makes the records privileged or confidential	2011
	7.68.080(10)	At the request of health care contractor, department must keep financial and trade information confidential	2011
Victim records	7.68.140	Records regarding crime victims	1973

Subject	RCW	Description	Date Enacted
Child victims	7.69A.030(4)	Name, address, or photograph of child victim or child witness	1985
Dispute resolution centers	7.75.050	County or city dispute resolution center records	1984
Collaborative law	7.77.140, 7.77.150, 7.77.160, 7.77.170	Confidentiality and privileged information regarding collaborative law	2013
Compliance review	7.88.020, 7.88.030	Financial institution compliance review documents	1997
Civil protection orders	7.105.105(2)	Confidential party information forms accompanying petitions for civil protection orders	2021
Reproductive privacy	9.02.100	Personal reproductive decisions	1991
Firearms	9.41.097(2)	Mental health information regarding persons buying pistols or applying for concealed pistol licenses	1994
	9.41.111(1)(c)	Mental health information received in connection with a firearm frame or receiver purchase or transfer application	2020
	9.41.129	Concealed pistol license applications	1994
	9.41.350(6)	Records regarding a person's voluntary waiver of firearm rights	2018
Controlled substances, commercial sexual abuse	9.73.230	Name of confidential informants in written report on wire tapping	1989
Criminal Proceedings	9.94A.745	Records of the interstate commission for adult offender supervision that would adversely affect personal privacy rights or proprietary interests	2002
	9.94A.885	Information regarding victims, survivors of victims, or witnesses that are sent clemency hearing notices may not be released to offender	1999
	9A.44.138	Sex offender registration information given to high school or institution of higher education regarding an employee or student	2011
	9A.82.170	Information from a financial institution relating to the criminal profiteering act	1984
	10.27.090	Grand jury testimony	1971
	10.27.160	Grand jury reports	1971
	10.52.100	Identity of child victims of sexual assault	1992

Subject	RCW	Description	Date Enacted
	10.77.205	Information about victims, next of kin, or witnesses requesting notice of release of convicted sex or violent offenders	1990
	10.77.210	Records of persons committed for criminal insanity	1973
	10.97	Criminal records unless disposition included	1977
	10.97.130	Information identifying of victims of sexual assault under age 18	1992
	10.101.020	Information given by persons to determine eligibility for indigent defense	1989
Trusts	11.110.040	Trust instrument not exclusively for charitable purposes	1967
	11.110.075	Instrument creating a charitable trust, possibly only if the instrument creates a trust for both charitable and noncharitable purposes	1971
Guardian and conservator proceedings	11.130.300(3)	Visitor report and professional evaluation regarding appointment of a guardian for an adult	2019
	11.130.410(3)	Visitor report and professional evaluation regarding conservatorship	2019
Juvenile Proceedings	13.04.155, 28A.320.163(5)	Information on juvenile conviction by adult criminal court given to school principal and received by school district staff	2020, 1997
	13.24.011	Records of the interstate compact for juveniles that would adversely affect personal privacy rights or proprietary interests	2003
	13.34.046	Information regarding a youth subject to chapter 13.34 RCW is confidential except as required under a lawful court order	2013
	13.40.150	Sources of confidential information in dispositional hearings on juvenile offenses	1977
	13.40.215, 13.40.217	Information about victims, next of kin, or witnesses requesting notice of release of juvenile convicted of violent sex offense or stalking	1990
	13.50.010(12)	Electronic research copy of juvenile records maintains same level of confidentiality and anonymity as juvenile records in judicial information system	2009, 2014
	13.50.010(13)	Information in records released to the Washington state office of public defense	2009, 2014, 2016
	13.50.010(14)	Records released by the court to the Washington state office of civil legal aid records maintain confidentiality of confidential information	2015
13.50.010(15)	Child welfare records that may assist in meeting educational needs of foster youth may be shared with a state agency or agency's contractor but otherwise retain their confidentiality except as allowed under chapter 13.50 RCW and federal law	2016	

Subject	RCW	Description	Date Enacted
	13.50.010(16)	Limited disclosure of health and safety information from the department of children, youth, and families to the department of commerce regarding youth who are in foster care who are admitted to crisis residential centers or HOPE centers	2017
	13.50.010(17)	Department of children, youth, and families may disclose certain confidential records to specific entities for the purpose of investigating and preventing child abuse and neglect, and for health care coordination of children in foster care	2017
	13.50.050(3)	Records on commission of juvenile crimes	1979
	13.50.050(14)(b)	Records of juveniles who receive a pardon are confidential, including the existence or nonexistence of the record	2011
	13.50.100(2)	Juvenile justice or care agency records not relating to commission of juvenile crimes	1979
	13.50.260(12)	Confidential information and sealed records accessed through the Washington state identification system by criminal justice agencies	2020
Agriculture and livestock	15.19.080	Ginseng information from individual growers or dealers	1998
	15.53.9018(10)	Semiannual commercial feed reports	1975
	15.54.362	Information regarding business operations contained in reports on commercial fertilizer	1987
	15.58.060(1)(c)	Business information of a proprietary nature regarding pesticide formulas	1971
	15.58.065(2)	Privileged or confidential commercial or financial information regarding pesticides	1971
	15.65.510	Information on agricultural marketing agreements	1961
	15.86.110	Business records organic food products	1992
	15.130.150	Trade secrets, commercial information, and other confidential information obtained by the federal Food and Drug Administration by contract	2019
	15.135.100(1)	Information obtained from the federal government if exempt from disclosure under federal law	2018
	15.135.100(2)	Personal financial information or proprietary data obtained by the department of agriculture	2018
	16.65.030(1)(d)	Financial statement info in public livestock market license applications	2003
	17.24.061(2)	Financial or commercial information regarding insect pests, noxious weeds, or organisms affecting plant life	1991
Counselors	18.19.180	Counselor communications and disclosure statement	1987
Boarding homes	18.20.390	Quality assurance committee information	2004

Subject	RCW	Description	Date Enacted
Dentistry	18.32.040	Dentistry licensing examination records only accessible by the registered person unless disclosure would compromise the examination process	1937
Escrow agents	18.44.031(2)	Personal information in applications for escrow agent licenses	1999
Maternity homes	18.46.090	Information on maternity homes received by the department of health identifying individuals or maternity homes	1951
Optometrists	18.53.200	Information and records of optometrists	1975
Nonresident pharmacies	18.64.420	Records obtained by the department of health regarding various insurance companies	1991
Physician discipline	18.71.0195	Contents of physician disciplinary report	1979
Impaired physician	18.71.340	Entry records under impaired physician program	1987
Psychologists	18.83.110	Communications between client and psychologist	1955
Psychology interjurisdictional compact	18.83A.080	Information relating to investigations of psychologists	2022
Plumbing trainees	18.106.320(2)	Information obtained from contractors on plumbing trainee hours	2002
Health care professionals	18.130.057(2)(b)	Disciplining authority may not disclose information in a file that contains confidential or privileged information regarding a patient other than the person making the complaint or report	2011
	18.130.095(1)(a)	Treatment and pretreatment records of health professionals referred to voluntary substance abuse monitoring program under uniform disciplinary act	1997
	18.130.172(1)	Summary and stipulations in complaints against health care professionals	1993
	18.130.175(4)	Voluntary substance abuse program records of licensed health care professionals	2022, 1988
Vulnerable adult agencies	18.330.050(2)(f)	On referral disclosure statement, must include statement that agency will need client authorization to obtain or disclose confidential information	2011
Business licenses	19.02.115	Master license service program licensing information is confidential and privileged except as provided in this section	2011
Collection agencies	19.16.245	Collection agency financial statements	1973

Subject	RCW	Description	Date Enacted
Electrical trainees	19.28.171	Information obtained from electrical contractors on electrical trainee hours	1996
Electric utilities	19.29A.100	Electric utilities may not disclose private or proprietary customer information	2015
Misappropriation	19.108.020	Equitable remedies to preserve secrecy of trade secrets	1981
Mortgage licensing	19.146.370(4)	Chapter 42.56 RCW relating to supervisory information or information subject to 19.146.370(1) of this section is superseded by this section	2009
Money transfers	19.230.190	Money transfer licensing information	2003
Information technology	19.330.080(5)	Confidential technology information used in manufacturing products sold in state is subject to a protective order	2011
Health care market	19.390.070	Information submitted to the attorney general regarding potential anticompetitive conduct in the health care market	2019
Securities act	21.20.480	Securities act investigations	1959
	21.20.855	Reports and information from securities examinations	1988
Commodity transactions	21.30.170	Some information obtained by the Department of Financial Institutions	1986
Agricultural commodities	22.09.040(9)	Warehouse license information	1987
	22.09.045(7)	Grain dealer license information	1987
Nonprofit corporations	24.06.480	Information in interrogatories of nonprofit miscellaneous and mutual corporations by Secretary of State	1969
Marriages	26.04.175	Marriage applications and records about participants in address confidentiality program	1991
Dissolution	26.09.015	Dissolution mediation proceedings	1986
Family court	26.12.080	Superior court may order family court files closed to protect privacy	1949
Child support	26.23.120(1)	Records concerning persons owing child support	1987
	26.23.150	Social security numbers collected by licensing agencies not to be disclosed	1998
Adoption	26.33.330, 26.33.340	Adoption records (except by court order for good cause)	1984
	26.33.345	Adoption contact preference form and birth parent updated medical history form	2013
Child welfare	26.44.125(6)	Child abuse or neglect review hearings	2012
	26.44.175(5)	Information provided to multidisciplinary child protection team members in the course of a child abuse or neglect investigation	2019
	26.44.187	Recorded child interviews regarding child abuse or neglect	2018

Subject	RCW	Description	Date Enacted
	74.13.730(7)	Reports, reviews, and hearings involving certificates of parental improvement	2020
Parentage	26.26A.050	Personally identifiable information of the child and others in parentage proceedings	2018
Archaeological sites	27.53.070	Communications on location of archaeological sites not public records	1975
Higher Education	28B.85.020(2)	Financial disclosures provided to HEC Board by private vocational schools	1996
	28B.96.020(8)	Data collected by the Undocumented Student Support Loan Program	2020
	28C.10.050(2)(a)	Financial disclosures by private vocational schools	1986
Elections	29A.08.359	Personal information supplied to obtain a driver's license or identicard and used to certify registered voters	2018
	29A.08.710	Original voter registration forms or their images	1991
	29A.08.720(1)	The location where an individual is registered to vote	1994
	29A.08.720(2)(b)	The personally identifiable voter registration information of individuals under 18	2018
	29A.08.770	The personally identifiable voter registration information of individuals under 18 maintained by the secretary of state and county auditors	2018
	29A.32.100	Argument or statement submitted to the secretary of state in voters' pamphlet	1999
	29A.56.670	Minor party and independent candidate nominating petitions	2013, 2004
	29A.92.100(3)	A plaintiff's filing of an action regarding equal voting rights under the Washington voting rights act of 2018	2018
Financial Institutions	30A.04.075(1), 43.320.530	Information obtained from bank examinations	2022, 2014, 1977
	30A.04.230(4)(a)	Information regarding investigations of out-of-state banks	2014, 1983
	30A.04.410(3)	Findings related to disapprovals of bank acquisitions	2014, 1989
	30B.44B.170(2)	Department of Financial Institutions' records in connection to involuntary liquidation of a state trust company	2019
	30B.53.100(3)	Department of Financial Institutions' findings and order on the disapproval of a proposed acquisition of a state trust company	2019
	31.04.274(1)	Certain information provided to the nationwide mortgage licensing system	2009
	31.12.565(1)	Examinations and reports on credit unions	1984
	31.35.070	Reports on examinations of agricultural lenders	1990
	31.45.030(3)	Personal information of applicants of check cashers or sellers	1991
	31.45.077(2)	Personal information of applicants of small loan endorsements	2003

Subject	RCW	Description	Date Enacted
	31.45.090	Trade secrets supplied by licensed check cashers and sellers as part of the annual report to Director of Financial Institutions	2003
	32.04.220 (1), (5)	Information from examinations of mutual savings banks	1977
	32.32.228(3)	Findings disapproving conversion from mutual savings bank to capital stock savings bank	1989
	32.32.275	Information applicants deem confidential relating to conversion of mutual savings bank to capital stock savings bank	1981
	33.04.110 (1), (5)	Information from examinations of savings and loan associations	1977
	33.24.360(1)(d)	Name of lender financing an acquisition of a savings and loan, if requested by applicant	1973
Rail fixed guideway system	35.21.228(4), 35A.21.300(4), 36.01.210(4), 36.57.120(4), 36.57A.170(4)	Rail fixed guideway system security and emergency preparedness plan	1999
Washington Association of Sheriffs and Police Chiefs	36.28A.410(3)	Automated protected person notification system information	2017
	36.28A.420	Denied firearm transaction information held by the Washington Association of Sheriffs and Police Chiefs	2020, 2017
Electric ferry design and procurement	36.32.234(7)(a)	Trade secrets and proprietary information submitted by bidders, offerors, and contractors in connection with electric ferry design and procurement, when requested and county concurs	2021
	36.32.234(7)(b)	Electric ferry procurement documents, until notification of finalist made or selection terminated	2021
Public stadium authority	36.102.200	Financial information on master tenant, concessioners, team affiliate, or sublease of a public stadium authority's facilities	1997
Automatic Number Identification System	38.52.575	Information in automatic number identification system or automatic location identification database that is part of a 911 system and information submitted to be part of a county 911 emergency communication system	2015
	38.52.577	Information obtained from an automatic number identification system or automatic location identification database	2015

Subject	RCW	Description	Date Enacted
Alternative Public Works	39.10.470(2)	Trade secrets and proprietary information from contractors under alternative public works	1994, 2007
	39.10.470(3)	Documents related to procurement under the design-build award process for alternative public works until selection is made or terminated	2014
State procurement	39.26.030(2)	Competitive bids subject to chapter 42.56 RCW except exempt from disclosure until apparent successful bidder announced	2012
Preservation and Destruction of Public Records	40.14.030(2)	Records transferred to state archives	2003
	40.14.070(2)(c)	Sex offender records transferred to the Washington Association of Sheriffs and Police Chiefs	1999
	40.14.180	Bill drafting records of the Code Reviser's Office	1971
Domestic violence, sexual assault	40.24.070	Names of persons in domestic violence or sexual assault programs, records in address confidentiality program, and limitations on contact information in program participant's file obtained from wireless telecommunications providers	1991, 1999, 2015
Biometric identifiers	40.26.020(5)	Biometric identifier information may not be disclosed under the public records act, chapter 42.56 RCW	2017
Health care contracts	41.05.026	Health care contractor proprietary information	
School district insurance	41.05.890(2)	Claims, health care, and financial information submitted by school districts to the office of the insurance commissioner and health care authority	2018
Salary surveys	41.06.160, 41.06.167	Salary and fringe benefit information identifying a private employer from the Department of Personnel salary survey	
Collective bargaining	41.56.029(2), 41.56.510	Collective bargaining authorization cards of public employees and adult family home providers	2007
Campaign finance	42.17A.120(3)	Modification hearing information on the suspension or modification of campaign finance reporting requirements under RCW 42.17A.710	2019
Scientific research	42.48.020, 42.48.040	Personally identifiable public records used in scientific research	1985
State government	43.06A.050	Investigative records of Office of Family and Children's Ombudsman	1996
	43.06C.060(3)	Information regarding investigations exchanged between the office of the corrections ombuds and the department of corrections	2018

Subject	RCW	Description	Date Enacted
	43.09.186(4)	Identity of person and documents in report to toll-free efficiency hotline	2007
	43.17.410	Personal information of vulnerable individuals and in-home caregivers	2017
	43.19.736	Print jobs contracted with private vendors must require vendor to enter into a confidentiality agreement if materials contain sensitive or personally identifiable information	2011
	43.19.781	Risk management loss history information	1989, 2011
	43.21A.160	Information on unique production processes given to the DOE	1970
	43.21F.060(1)	Proprietary information received by the State Energy Office	1976
	43.22.290	Employer labor statistics reports provided to the Department of Labor & Industries	1901
	43.22.434	Information obtained from contractors through an audit	2002
	43.23.270	Financial and commercial information obtained by Department of Agriculture for export market development projects	1996
	43.33A.025	State Investment Board criminal history record check	1999
	43.41.100	Confidential reports made to the governor by director of OFM	1969
	43.41.435	Enumeration data used for population estimates	2014
	43.43.710	WSP information in records relating to the commission of any crime by any person	1972
	43.43.762	Access to information in criminal street gang database determined by the chief executive officer of each participating agency	2008
	43.43.856	WSP organized crime Investigative information	1973
	43.52.612	Financial information provided to operating agencies in bid forms and experience provided by a contractor to a joint operating agency regarding bids on constructing a nuclear project	1982
	43.70.050(2)	Health care related data identifying patients or providers obtained by state agencies	1989
	43.70.052	DOH must maintain confidentiality of collected patient discharge data	1995, 2014
	43.70.056(2)(e)	Hospital reports and information on health care-associated infections	2007
	43.70.075	Identity of whistleblower who makes a complaint to the Department of Health regarding improper care	1995
	43.70.510	Information and documents created, collected and maintained by a quality assurance committee	2005
	43.71C.030(2)	Pharmacy benefit manager information reported to the Health Care Authority	2019

Subject	RCW	Description	Date Enacted
	43.71C.050(7), 43.71C.060(5), 43.71C.070(3)	Prescription drug manufacturer information reported to the Health Care Authority	2019
	43.71C.100(7)	Health Care Authority prescription drug data	2019
	43.101.400	Criminal justice training commission records from initial background investigations	2021, 2001
	43.101.425	Crisis referral services communications and information are confidential	2009
	43.155.160(8)(f)	Broadband service provider confidential business and financial information submitted as part of an objection to an application for a grant to expand access to broadband service	2019
	43.185C.030	Personal information collected in homeless census	
	43.190.110	Complaint and investigation records of long-term care ombudsman	1983
	43.216.015(15)	Oversight board for children, youth, and families records, only the information if otherwise confidential under state or federal law	2018
	43.235.040(1)	Domestic violence fatality review information	2000
	43.330.062	Protocols may not require release of information that associate development organization client company has requested remain confidential	2011
	43.382.040	All matters under investigation by the developmental disabilities ombuds are confidential.	2016
43.370.050(2)	Individual identification in released health care data for studies and analysis	2007	
Motor Vehicles and Transportation	43.59.156(6)(a)	Confidential information obtained by the Cooper Jones Active Transportation Safety Council	2020
	46.12.635	Names and addresses of motor vehicle or vessel owners except for "business" and other purposes	1984, 2010, 2016
	46.20.041	Information on physically or mentally disabled person demonstrating ability to drive	1965
	46.20.118	Photos on drivers' licenses and identicards	1981
	46.20.117(6), 46.20.161(6)	Self-attestations and data provided for identicard and driver's license designations	2020
	46.35.030(1)(a)	Information obtained by a court order pursuant to discovery is not subject to public disclosure	2009
	46.52.065	Blood sample analyses done by state toxicology	1971
	46.52.080, 46.52.083	Most information in police accident reports	1937
46.52.120	Individual motor vehicle driver records	1937	

Subject	RCW	Description	Date Enacted
	46.52.130	Abstracts of motor vehicle driver records	1963
	46.70.042	Application for vehicle dealer licenses for 3 years	1967
	46.22.010	Information and records containing personal and identity information obtained by the Department of Licensing to administer driver and vehicle records	2021
	47.28.075	Information supplied to DOT to qualify contractors for highway construction	1981
	47.28.760	Information supplied to DOT to qualify contractors for ferry construction	1983
	47.60.760	Financial information submitted to qualify to bid for a ferry construction contract	1983
	46.72B.140	Transportation network company records provided to the Department of Licensing for inspection	2022
Insurance	48.02.065(1)	Information provided in the course of an insurance commissioner examination	2007
	48.02.120	Insurance company actuarial formulas, statistics, and assumptions held by Insurance Commissioner	1985
	48.02.230	Information used to develop an individual health insurance market stability program	2017
	48.03.040(6)(a), 48.03.050	Examinations and investigations by state insurance commissioner	1937
	48.05.385(2)	Information in support of the statement of actuarial opinion	2006
	48.05.465	Insurance risk-based capital reports and plans	1995
	48.05.510(4)	Insurer's reports to Insurance Commissioner	1995
	48.13.151	Information related to investment policies provided to the insurance commissioner is confidential and not a public record	2011
	48.17.595(6)	Information of insurer termination of business relationship with insurance producer or title insurance agent given to insurance commissioner	2007
	48.19.040(5)(b)	Information in a filing about the usage-based component in determining rates on usage-based insurance is confidential	2012
	48.20.530, 48.21.330, 48.44.470, 48.46.540	Proof of nonresident pharmacy licensure used by insurance companies to provide drugs to residents	1991
	48.30A.060	Insurance company antifraud plans submitted to Insurance Commissioner	1995
	48.31.405(1)	Commissioner information relating to supervision of any insurer	2005
	48.31B.015(1)(b)	Filing by controlling person of insurer seeking to divest its controlling interest is confidential until conclusion of the transaction	2015
48.31B.015(2)(b)	Source of consideration for loan associated with acquiring an insurance company	1993	

Subject	RCW	Description	Date Enacted
	48.31B.038(1)	Material used in the examination or investigation of insurers by the Insurance Commissioner	
	48.31B.038(6)	Material in the possession of the National Association of Insurance Commissioners pursuant to chapter 48.31B RCW	
	48.32.110(2)	Request for examination into insurer's financial condition	1971
	48.37.080 (1), (3)	Insurance market conduct oversight information	2007
	48.43.200(4)	Reports of material transactions by certified health plans	1995
	48.43.335(1)	Insurance risk base capital reports and plans	1998
	48.43.505(4)	Nonpublic personal health information held by health carriers and insurers	2019
	48.43.730	Provider compensation agreements are confidential	2013
	48.44.530(4)	Reports of material transactions by health care service contractors	1995
	48.46.600(4)	Reports of material transactions by health maintenance organizations	1995
	48.62.101(2)	Local government self-insurance liability reserve funds	1991
	48.74.026(1)(a)	The opinion and memorandum in support of the opinion submitted to the commissioner under RCW 48.74.025 are confidential and privileged.	2016
	48.74.028(6)	Information obtained in the course of an actuarial examination/investigation	2016
	48.94.010	Summary of Insurance Commissioner's refusal to issue reinsurance intermediary license	1993
	48.102.140(5)(a)	Documents and evidence provided regarding life settlement act fraud investigations are confidential and not public records	2009
	48.110.040	Financial reports files with the Insurance Commissioner	2005
	48.130.070	Records of the Interstate Insurance Product Regulation Compact involving privacy of individuals and insurers trade secrets	2005
	48.135.060(1)	Insurance fraud investigative and identity information	2006
48.195.040(1)	An insurer's corporate governance annual disclosure and related information submitted to the insurance commissioner	2018	
Labor regulations	49.17.080(1)	Name of employee of company seeking Industrial Safety and Health Act	1973
	49.17.200	Trade secrets reported to L&I under the Industrial Safety and Health Act	1973
	49.17.210	Identification of employer or employee in L&I studies	1973
	49.17.250(3)	Information obtained by L&I from employer-requested consultation regarding the Industrial Safety and Health Act	1991
	49.17.260	L&I investigative reports on industrial catastrophes	1973

Subject	RCW	Description	Date Enacted
	49.17.062(3)	During public health emergencies, certain personally identifiable information regarding employees of the Department of Labor and Industries	2021
	49.44.220(1)	Individually identifiable information from employee assistance programs	2022
	49.60.240	Option for Human Rights Commission complaints not to be made public	1993
	49.70.119(6)(a)	Name of employee seeking records of agricultural pesticide applications	1973
	49.76.040	Employee's information regarding domestic violence	2008
	49.76.090	Domestic violence leave information in files and records of employees is confidential and not open to public inspection	2008
	50.13.015, 50.13.020, 50.13.040, 50.13.050, 50.13.100, 50.13.120	Most information supplied to the Employment Security Department	1977, 2019
	50.13.060(8)	WorkFirst program information	2000
Family and medical leave	50A.05.020(4)	Information pertaining to employees regarding family and medical leave	2017
	50A.05.040(4)	Information in surveys of the ombuds office for families and medical leave	2017
	50A.20.030(2)(b)	Information obtained under this chapter from employer records is confidential	2017
Long-term care	50B.04.170	Information relating to premium assessment and qualified individual determination	2022
Industrial insurance	51.04.063	Information relating to individual claim resolution settlement agreements submitted to the board of industrial appeals	2014
	51.16.070(2)	Information in employer's records obtained by L&I under Industrial Insurance	1957
	51.28.070	Information in industrial insurance claim files	1957
	51.36.110(1)	Information in audits of health care providers under Industrial Insurance	1994
	51.36.120	Financial or valuable trade information from health care providers	1989
Export trading company	53.31.050	Financial and commercial information supplied to port district export trading company	1986
Unclaimed property	63.29.300(4)	Material obtained during an examination under chapter 63.29 RCW is confidential and may not be disclosed to any person except as provided in RCW 63.29.380	2015
	63.29.380	Information relating to unclaimed property furnished to the Department of Revenue	1983
	63.30.820	Records that are confidential under the laws of another jurisdiction	2022
Autopsies	68.50.105	Records of autopsies and post mortems; conditions, limitations on exemption	1953, 2013

Subject	RCW	Description	Date Enacted
Coroners	68.64.190	Certain information released to tissue or organ procurement	2008
Food, drugs, cosmetics, and poison	69.41.044	Pharmaceutical manufacturer information obtained by the quality assurance commission	1989, 2016
	69.41.280	Information on legend drugs obtained by the pharmacy quality assurance commission	1989, 2013
	69.45.090	Records and information supplied by drug manufactures to the pharmacy quality assurance commission	1987, 2013
	69.50.561(6)	Licensed cannabis business's financial and proprietary information supplied during consultative services by the Washington State Liquor and Cannabis Board	2019
	69.51.050	Names of persons participating in controlled substances therapeutic research programs	1979
Unwanted medication disposal	69.48.170	Proprietary information submitted to the Department of Health regarding unwanted medication disposal	2018
Health care	70.02.220 through 70.02.260	Personal health care information	2013
Child mortality	70.05.170	Medical records regarding child mortality review	1992
Fatality review teams	70.05.210	Records relating to overdose, withdrawal, and suicide fatality reviews	2022
Generic prescription drugs and insulin partnership agreements	70.14.065(4)	Records obtained or created relating to partnership agreements for producing, distributing, and purchasing generic prescription drugs and insulin	2021
Sexually transmitted diseases	70.24.022	Information gathered by health care workers from interviews regarding sexually transmitted diseases	1988
	70.24.034	Records on hearings on dangerous sexual behavior of sexually transmitted disease carriers	1988
Tuberculosis	70.28.020	Tuberculosis records	1899
Hospitals	70.41.150	Hospital inspection information	1955
	70.41.200(3)	Information maintained by a health care services quality improvement committee	1986

Subject	RCW	Description	Date Enacted
	70.41.220	Hospital records restricting practitioner's privileges in possession of medical disciplinary board	1986
Medical tests	70.42.210	Identity of person whose material was taken at a medical test site	1989
Medical treatment	70.47.150	Records of medical treatment	1990
Jail register	70.48.100	Jail register records	1977
Cancer registry	70.54.250	Cancer registry program	1990
Maternal mortality	70.54.450(4)(a)	Maternal mortality review panel information	2016
Vital records			
	70.58A.400(5)	Sealed birth records with adoption decrees under chapter 26.33 RCW	2019
	70.58A.500(3)	Sealed live birth records	2019
	70.58A.530(15), (16)	Certification of birth or fetal death, including certification of birth resulting in stillbirth, that includes information from the confidential section of the birth or fetal death record	2019
	70.58A.540, 42.56.365	Vital records, reports, statistics, and data	2019
Fireworks	70.77.455	Fireworks license records	1995
Pesticide poisoning	70.104.055	Reports on pesticide poisoning	1989
Nursing home whistleblower	70.124.100	Name of whistleblower in nursing home or state hospital	1997
Sexual assault program	70.125.065	Records of community sexual assault program or underserved populations provider	1981, 2012
Hospice	70.127.190	Hospice records	1988
Long-term care residents	70.129.050	Personal and clinical records of long-term care residents	1994
Tobacco products	70.158.050	Tobacco product manufacturers' information required to comply with chapter 70.58 RCW is confidential and shall not be disclosed	2003
Trauma care	70.168.070	Limitations on disclosure of reports made by hospital trauma care on-site review teams	1990
	70.168.090	Patient records and quality assurance records associated with trauma care facilities	1990

Subject	RCW	Description	Date Enacted
Charity care	70.170.090	Charity care patient information	1989
Prescription monitoring	70.225.040(1)	Information submitted to the prescription monitoring program	2019
Ambulatory surgical facilities	70.230.110	Ambulatory surgical facilities data related to the quality of patient care	2007
	70.230.170	Information received by the department of health regarding ambulatory surgical facilities	2007
Prescription drug affordability board	70.405.040(7)	Information collected by the board during an affordability review	2022
Behavioral health	70.02.230	Information and records related to mental health services	2020
	71.05.425	Personal information regarding the release or transfer of a person committed under RCW 71.05.280(3) or 1.05.320(3)(c) following dismissal of offense under RCW 10.77.086(4)	2013
	71.05.445(4)	Court-ordered behavioral health treatment records received by the department of corrections	
	71.05.620	Mental health treatment records	1989
	71.09.140(2)	Names of victims, next of kin, or witnesses who are notified when sexually violent predator escapes, on parole, or released	1995
	71.24.035(5)(h)	Behavioral health client information.	1982, 2016
	71.34.335	Minors' mental health treatment records	1985
	71.40.120(3), 71.40.140	Communications, records, and files of the Office of Behavioral Health Consumer Advocacy, and related organizations and advocates	2021
Air quality	70A.15.2510	Information on processes or if it may affect competitive position	1967
Greenhouse gas emissions	70A.65.100(9)	Various cap and invest program records	2022
Sewage	70A.105.070	Trade secret information regarding on-site sewage disposal	1994
Solid waste	70A.205.240	Proprietary information on solid waste management practices	1989
Waste reduction	70A.214.040(4)	Proprietary information regarding waste reduction	1988
	70A.214.130(2)	Waste reduction plans	1990
	70A.214.150(1)	Some information in executive summaries of waste reduction efforts	1990
Hazardous waste	70A.300.290	Manufacturing or business information regarding hazardous waste management	1983

Subject	RCW	Description	Date Enacted
Petroleum storage tanks	70A.325.080(1)	Proprietary information obtained when soliciting bids for cleanup of underground petroleum storage tanks	1989, 2015
Heating oil tanks	70A.330.080	Heating oil tank information	1995
Electronics recycling	70A.500.140(4)	Proprietary information in electronic product recycling reports	2006
Architectural paint	70A.515.130	Confidential, valuable, commercial information filed with the Department of Ecology regarding the architectural paint stewardship program	2019
Plastic product producers	70A.245.030(2)	Reports and information submitted to the Department of Ecology by producers of certain plastic products, when requested	2021
Developmental disabilities	71A.14.070	Confidential information regarding developmentally disabled persons	1988
Children with behavioral problems	72.05.130(1)	Reports regarding children with behavioral problems	1951
Corrections	72.09.116	Information from correctional industries work program participant or applicant	2004
	72.09.345(4)	Certain information on sex offenders held in custody	1997, 2011
	72.09.710	Names of witnesses notified when drug offenders released	1991, 2008
	72.09.712	Names of victims, next of kin, or witnesses who are notified when prisoner escapes, on parole, or released	1995, 2008
Public assistance	74.04.060, 74.04.062	Public assistance records	1941
	74.04.520	Names of recipients of food stamps	1969
	74.09.290(1)	Medical records of persons on public assistance	1979
	74.09.315(2)	Identity of whistleblower	2012
Child welfare	28A.300.544(6)	Confidential information received by the work group on students in foster care and/or experiencing homelessness	2020
	74.13.075(5)	A juvenile's status as a sexually aggressive youth and related information	2009
	74.13.280(4), 74.13.285(4)	Information on a child in foster care or child's family	1990, 2009
	74.13.500 through 74.13.525	Disclosure of child welfare records	1997
	74.13.640	Child fatality reports are subject to disclosure but confidential information may be redacted	2011

Subject	RCW	Description	Date Enacted
Adoption	74.13A.045	Information from adoptive parents of children receiving public assistance	1971, 2009
	74.13A.065	Adoption support records	1971, 2009
Blind persons	74.18.127(1)	Personal information maintained by the department of services for the blind	2003
Dependent children	74.20.280	Limited access to information in DSHS registry concerning parents of dependent children	1963
	74.20A.360, 74.20A.370	Certain records in division of child support	1997
Vulnerable adult abuse	74.34.035(10)	In an investigation relating to a vulnerable adult, access to records subject to attorney-client privilege not permitted without a court order	2013
	74.34.040	Identify of person making report on abuse of vulnerable adult	1984
	74.34.067	Secondary disclosure of shared confidential information regarding vulnerable adults	2013
	74.34.090	Identity of persons in records of abused vulnerable adults	1984
	74.34.095(1)	Information concerning the abuse of vulnerable adults	1999
	74.34.180(1)	Name of whistleblower reporting abuse of vulnerable adults in various facilities	1997
	74.34.300	Vulnerable adult fatality reviews	2008
Long-term care	74.39A.060(6)	Personal identifying information of complainant and residents in a complaint against a long-term care facility	
	74.39A.275(5)	Personal information of vulnerable adults and in-home care providers	
Nursing homes	74.42.080	Records on nursing home residents	1979
	74.42.640	Information and documents created, collected and maintained by a quality assurance committee	2005
Medicaid fraud	74.66.030	Information furnished pursuant to the Medicaid fraud false claims act is exempt until final disposition and all court ordered seals are lifted	2012
	74.66.120	Documentary material, answers to written interrogatories, or oral testimony provided under a civil investigative demand	2012
Surface mining	78.44.085(5)	Surface mining information	2006
Exploratory wells	78.52.260	Well logs on oil capable of being produced from a "wildcat" or "exploratory" well	1951
Geothermal resources	78.60.230	Geothermal records filed with the Department of Natural Resources	1974
Boating accidents	79A.60.210, 79A.60.220	Certain boating accident reports provided to the Parks and Recreation Commission	1984

Subject	RCW	Description	Date Enacted
Utilities	80.04.095	Utility records filed with UTC containing valuable commercial information	1987
	81.88.160(7)	Gas pipeline company reports submitted to the UTC that contain proprietary data or where disclosure would affect public safety	2020
Rail guideway	81.104.115(4), 81.112.180(4)	Rail fixed guideway system security and emergency preparedness plan	1999 2016
Tax information	82.32.330(2)	Certain tax return and tax information	1935
	82.32.808	Amounts less than \$10,000 claimed in a tax preference	2013
	82.38.310(4)	Information from tribes or tribal retailers received by the state under a special fuel taxes agreement	2007
	84.08.210	Tax information if highly offensive to reasonable person and not a legitimate concern to public or would result in unfair competitive disadvantage	1997
	84.36.389	Income data for retired or disabled persons seeking property tax exemptions	1974
	84.40.020	Confidential income data in property tax listings	1973
	84.40.340	UTC records containing commercial information a court determines confidential	1961
Livestock producers	90.64.190	Livestock producer information	2005

Selected Federal Confidentiality Statutes and Rules

18 USC § 2721 - 2725	Driver and License Plate Information
18 USC § 923(g); Public Law 112-55, div. B, title II, 125 STAT. 609	Firearms trace data provided to local law enforcement by the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF)
20 USC § 1232g	Family Education Rights and Privacy Act
23 USC § 409	Evidence of certain accident reports
42 USC 290dd-2	Confidentiality of Substance Abuse Records
42 USC § 405(c)(2)(C)(viii) (I)	Limits on Use and Disclosure of Social Security Numbers
42 USC 654(26)	State Plans for Child Support
42 USC 671(a)(8)	State Plans for Foster Care and Adoption Assistance
42 USC 1396a(7)	State Plans for Medical Assistance
7 CFR 272.1(c)	Food Stamp Applicants and Recipients
34 CFR 361.38	State Vocational Rehabilitation Services Programs
42 CFR Part 2 (2.1 - 2.67)	Confidentiality of Alcohol and Drug Abuse Patient Records
42 CFR 431.300 - 307	Safeguarding Information on Applicants and Recipients of Medical Assistance
42 CFR 483.420	Client Protections for Intermediate Care Facilities for Individuals with Intellectual Disabilities
42 CFR 5106a	Grants to States for Child Abuse and Neglect Prevention and Treatment Programs
45 CFR 160-164	HIPAA Privacy Rule
46 CFR 40.321	Regulations regarding confidentiality and DOT drug testing