

Sex Offender Policy Board, ESSB 5154 Assignment

RCW 42.56 and 4.24.550 related to release of sex offender information

7-30-2015, Criminal Justice Training Commission

- Background:
 - Requestor DZ, Website
 - November 2013, Franklin Level 1s, Benton Level 1, WSP Data Base

- ✓ Subsequent Requests
King, Pierce, DOC, WASPC, Thurston

- ✓ Legal Representation
ACLU, Team Child, private attorney
 - ❖ success with Injunctions to date

- General Legal Issues
 - Agencies receiving records request that fall under 42.56 must demonstrate the following for an exemption that allows them to deny the request
 - Must have both a privacy interest and is not a legitimate concern to the public as well as the information would be highly offensive to a reasonable person.
 - No statutory exemption from RCW 42.56 occurs in RCW 4.24.

- 5154 attempted to fix the lack of clarity regarding RCW 42.56 and RCW 4.24

- Current Status
 - Ongoing cases in King, Pierce and Thurston
 - Supreme Court to hear (September/October)