

## Exemption and Prohibition Statutes

## Not Listed in Chapter 42.56 RCW

## As provided by Municipal Research and Services Center of Washington

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 this chapter, 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.

## Washington State Statutes

<u>Citation</u>	<u>Records</u>
RCW 2.64.111	Documents regarding discipline/retirement of judges
RCW 2.64.113	Confidentiality - violations
RCW 4.24.550	Information on sex offenders
RCW 5.60.060	Privileged communications
RCW 5.60.070	Court-ordered mediation records
RCW 7.68.140	Victims' compensation claims
RCW 7.69A.030(4)	Child victims and witnesses – protection of identity
RCW 7.69A.050	Rights of child victims and witnesses – addresses
RCW 7.75.050	Records of Dispute Resolution Centers
RCW 9.02.100	Reproductive privacy
RCW 9A.82.170	Financial institution records – wrongful disclosure
RCW 9.51.050	Disclosing transaction of grand jury
RCW 9.51.060	Disclosure of grand jury deposition
RCW 9.73.090(1)(c)	Prohibition regarding specified emergency response personnel
RCW 10.27.090	Grand jury testimony/evidence
RCW 10.27.160	Grand jury reports – release to public only by judicial order
RCW 10.29.030	Organized crime special inquiry judge
RCW 10.29.090	Records of special inquiry judge proceedings
RCW 10.52.100	Records identifying child victim of sexual assault
RCW 10.77.210	Records of persons committed for criminal insanity
RCW 10.97.040	Criminal history information released must include disposition
RCW 10.97.050	Conviction and criminal history information
RCW 10.97.060	Deletion of certain criminal history record information, conditions
RCW 10.97.070	Disclosure of identity of suspect to victim
RCW 10.97.080	Inspection of criminal record by subject
RCW 13.32A.090	Crisis residential centers notice to parent about child
RCW 13.34.115	Court dependency proceedings
RCW 13.40.217	Juveniles adjudicated of sex offenses – release of information
RCW 13.50.010	Maintenance of and access to juvenile records
RCW 13.50.050	Juvenile offenders
RCW 13.50.100	Juvenile/children records not relating to offenses
RCW 13.60.020	Missing children information
RCW 13.70.090	Citizen juvenile review board – confidentiality
RCW 18.04.405	Confidentiality of information gained by CPA
RCW 18.19.060	Notification to clients by counselors
RCW 18.19.180	Confidential communications with counselors
RCW 19.215.020	Destruction of personal health and financial information
RCW 19.34.240(3)	Private digital signature keys
RCW 19.215.030	Compliance with federal rules
RCW 26.04.175	Name and address of domestic violence victim in marriage records
RCW 26.12.170	Reports of child abuse/neglect with courts

Washington State Statutes

Citation

RCW 26.23.050  
 RCW 26.23.120  
 RCW 26.26.041  
 RCW 26.26.450  
 RCW 26.33.330  
 RCW 26.33.340  
 RCW 26.33.343  
 RCW 26.33.345  
 RCW 26.33.380  
 RCW 26.44.010  
 RCW 26.44.020(19)  
 RCW 26.44.030  
 RCW 26.44.125  
 RCW 27.53.070  
 RCW 29A.08.720  
 RCW 29A.08.710

Records

Child support orders  
 Child support records  
 Uniform Parentage Act – protection of participants  
 Confidentiality of genetic testing  
 Sealed court adoption records  
 Agency adoption records  
 Access to adoption records by confidential intermediary  
 Release of name of court for adoption or relinquishment  
 Adoption – identity of birth parents confidential  
 Privacy of reports on child abuse and neglect  
 Unfounded allegations of child abuse or neglect  
 Reports of child abuse/neglect  
 Right to review and amend abuse finding – confidentiality  
 Records identifying the location of archaeological sites  
 Voter registration records – place of registration confidential  
 Voter registration records – certain information exempt

## Chapter 40.14 RCW Preservation and destruction of public records

RCW 42.23.070(4) Municipal officer disclosure of confidential information prohibited  
 RCW 42.41.030(7) Identity of local government whistleblower  
 RCW 42.41.045 Non-disclosure of protected information (whistleblower)  
 RCW 46.52.080 Traffic accident reports – confidentiality  
 RCW 46.52.083 Traffic accident reports – available to interested parties  
 RCW 46.52.120 Traffic crimes and infractions – confidential use by police and courts  
 RCW 46.52.130(2) Abstract of driving record  
 RCW 48.62.101 Local government insurance transactions – access to information  
 RCW 50.13.060 Access to employment security records by local government agencies  
 RCW 50.13.100 Disclosure of non-identifiable information or with consent  
 RCW 51.28.070 Worker's compensation records  
 RCW 51.36.060 Physician information on injured workers  
 RCW 60.70.040 No duty to disclose record of common law lien  
 RCW 68.50.105 Autopsy reports  
 RCW 68.50.320 Dental identification records – available to law enforcement agencies

## Chapter 70.02 RCW Medical records – access and disclosure – entire chapter (HC providers)

RCW 70.05.170 Child mortality reviews by local health departments  
 RCW 70.24.022 Public health agency information regarding sexually transmitted disease investigations - confidential  
 RCW 70.24.024 Transcripts and records of hearings regarding sexually transmitted diseases  
 RCW 70.24.105 HIV/STD records  
 RCW 70.28.020 Local health department TB records – confidential  
 RCW 70.48.100 Jail records and booking photos  
 RCW 70.58.055 Birth certificates – certain information confidential  
 RCW 70.58.104 Vital records, research confidentiality safeguards  
 RCW 70.94.205 Washington Clean Air Act – confidentiality of data.  
 RCW 70.96A.150 Alcohol and drug abuse treatment programs  
 RCW 70.123.075 Client records of domestic violence programs  
 RCW 70.125.065 Records of rape crisis centers in discovery  
 RCW 71.05.390 Information about mental health consumers

## Washington State Statutes

<u>Citation</u>	<u>Records</u>
RCW 71.05.395 Ch. 70.02	RCW applies to mental health records
RCW 71.05.400	Information to next of kin or representative
RCW 71.05.425	Notice of release or transfer of committed person after offense dismissal
RCW 71.05.427	Information that can be released
RCW 71.05.430	Statistical data
RCW 71.05.440	Penalties for unauthorized release of information
RCW 71.05.445	Release of mental health information to Dept. of Corrections
RCW 71.05.620	Authorization requirements and access to court records
RCW 71.05.630	Release of mental health treatment records
RCW 71.05.640	Access to treatment records
RCW 71.05.650	Accounting of disclosures
RCW 71.24.035(5)(g)	Mental health information system – state, county and regional support networks – confidentiality of client records
RCW 71.34.200	Mental health treatment of minors – records confidential
RCW 71.34.210	Court records for minors related to mental health treatment
RCW 71.34.225	Release of mental health services information
RCW 71A.14.070	Records regarding developmental disability – confidentiality
RCW 72.09.345	Notice to public about sex offenders
RCW 72.09.585(3)	Disclosure of inmate records to local agencies – confidentiality
RCW 73.04.030	Veterans discharge papers exemption (see related RCW 42.56.440)
RCW 74.04.060	Applicants and recipients of public assistance
RCW 74.04.520	Food stamp program confidentiality
RCW 74.09.900	Medical assistance
RCW 74.13.121	Financial information of adoptive parents
RCW 74.13.280	Children in out-of-home placements - confidentiality
RCW 74.20.280	Child support enforcement – local agency cooperation, information
RCW 74.34.095	Abuse of vulnerable adults - confidentiality of investigations and reports
RCW 82.32.330	Disclosure of tax information
RCW 84.36.389	Confidential income data in property tax records held by assessor
RCW 84.40.020	Confidential income data supplied to assessor regarding real property

## Selected Federal Confidentiality Statutes and Rules

18 USC § 2721 - 2725	Driver and License Plate Information
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 the Mentally Retarded
42 CFR 5106a(b)(2)(A)	Grants to States for Child Abuse and Neglect Prevention and Treatment Programs
45 CFR 160-164	HIPAA Privacy Rule
46 CFR 40.321	USCG regulations regarding confidentiality of drug and alcohol test results done by marine employers