
SENATE BILL 6210

State of Washington

60th Legislature

2008 Regular Session

By Senator Benton

Read first time 01/14/08. Referred to Committee on Human Services & Corrections.

1 AN ACT Relating to the registration of sex offender e-mail
2 addresses or other internet communication names or identities; amending
3 RCW 43.43.540; and reenacting and amending RCW 9A.44.130.

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

5 **Sec. 1.** RCW 9A.44.130 and 2006 c 129 s 2, 2006 c 128 s 2, 2006 c
6 127 s 2, and 2006 c 126 s 2 are each reenacted and amended to read as
7 follows:

8 (1)(a) Any adult or juvenile residing whether or not the person has
9 a fixed residence, or who is a student, is employed, or carries on a
10 vocation in this state who has been found to have committed or has been
11 convicted of any sex offense or kidnapping offense, or who has been
12 found not guilty by reason of insanity under chapter 10.77 RCW of
13 committing any sex offense or kidnapping offense, shall register with
14 the county sheriff for the county of the person's residence, or if the
15 person is not a resident of Washington, the county of the person's
16 school, or place of employment or vocation, or as otherwise specified
17 in this section. Where a person required to register under this
18 section is in custody of the state department of corrections, the state
19 department of social and health services, a local division of youth

1 services, or a local jail or juvenile detention facility as a result of
2 a sex offense or kidnapping offense, the person shall also register at
3 the time of release from custody with an official designated by the
4 agency that has jurisdiction over the person.

5 (b) Any adult or juvenile who is required to register under (a) of
6 this subsection:

7 (i) Who is attending, or planning to attend, a public or private
8 school regulated under Title 28A RCW or chapter 72.40 RCW shall, within
9 ten days of enrolling or prior to arriving at the school to attend
10 classes, whichever is earlier, notify the sheriff for the county of the
11 person's residence of the person's intent to attend the school, and the
12 sheriff shall promptly notify the principal of the school;

13 (ii) Who is admitted to a public or private institution of higher
14 education shall, within ten days of enrolling or by the first business
15 day after arriving at the institution, whichever is earlier, notify the
16 sheriff for the county of the person's residence of the person's intent
17 to attend the institution;

18 (iii) Who gains employment at a public or private institution of
19 higher education shall, within ten days of accepting employment or by
20 the first business day after commencing work at the institution,
21 whichever is earlier, notify the sheriff for the county of the person's
22 residence of the person's employment by the institution; or

23 (iv) Whose enrollment or employment at a public or private
24 institution of higher education is terminated shall, within ten days of
25 such termination, notify the sheriff for the county of the person's
26 residence of the person's termination of enrollment or employment at
27 the institution.

28 (c) Persons required to register under this section who are
29 enrolled in a public or private institution of higher education on June
30 11, 1998, or a public or private school regulated under Title 28A RCW
31 or chapter 72.40 RCW on September 1, 2006, must notify the county
32 sheriff immediately.

33 (d) The sheriff shall notify the school's principal or
34 institution's department of public safety and shall provide that
35 department with the same information provided to a county sheriff under
36 subsection (3) of this section.

37 (e)(i) A principal receiving notice under this subsection must

1 disclose the information received from the sheriff under (b) of this
2 subsection as follows:

3 (A) If the student who is required to register as a sex offender is
4 classified as a risk level II or III, the principal shall provide the
5 information received to every teacher of any student required to
6 register under (a) of this subsection and to any other personnel who,
7 in the judgment of the principal, supervises the student or for
8 security purposes should be aware of the student's record;

9 (B) If the student who is required to register as a sex offender is
10 classified as a risk level I, the principal shall provide the
11 information received only to personnel who, in the judgment of the
12 principal, for security purposes should be aware of the student's
13 record.

14 (ii) Any information received by a principal or school personnel
15 under this subsection is confidential and may not be further
16 disseminated except as provided in RCW 28A.225.330, other statutes or
17 case law, and the family and educational and privacy rights act of
18 1994, 20 U.S.C. Sec. 1232g et seq.

19 (2) This section may not be construed to confer any powers pursuant
20 to RCW 4.24.550 upon the public safety department of any public or
21 private school or institution of higher education.

22 (3)(a) The person shall provide the following information when
23 registering: (i) Name; (ii) complete residential address; (iii) date
24 and place of birth; (iv) place of employment; (v) crime for which
25 convicted; (vi) date and place of conviction; (vii) aliases used;
26 (viii) electronic mail address information or any other internet
27 communication name or identity information including, but not limited
28 to, instant message, chat, or social networking names or identities;
29 (ix) social security number; ((+ix+)) (x) photograph; and ((+x+)) (xi)
30 fingerprints.

31 (b) Any person who lacks a fixed residence shall provide the
32 following information when registering: (i) Name; (ii) date and place
33 of birth; (iii) place of employment; (iv) crime for which convicted;
34 (v) date and place of conviction; (vi) aliases used; (vii) electronic
35 mail address information or any other internet communication name or
36 identity information including, but not limited to, instant message,
37 chat, or social networking names or identities; (viii) social security

1 number; (~~(viii)~~) (ix) photograph; (~~(ix)~~) (x) fingerprints; and
2 (~~(x)~~) (xi) where he or she plans to stay.

3 (4)(a) Offenders shall register with the county sheriff within the
4 following deadlines. For purposes of this section the term
5 "conviction" refers to adult convictions and juvenile adjudications for
6 sex offenses or kidnapping offenses:

7 (i) OFFENDERS IN CUSTODY. (A) Sex offenders who committed a sex
8 offense on, before, or after February 28, 1990, and who, on or after
9 July 28, 1991, are in custody, as a result of that offense, of the
10 state department of corrections, the state department of social and
11 health services, a local division of youth services, or a local jail or
12 juvenile detention facility, and (B) kidnapping offenders who on or
13 after July 27, 1997, are in custody of the state department of
14 corrections, the state department of social and health services, a
15 local division of youth services, or a local jail or juvenile detention
16 facility, must register at the time of release from custody with an
17 official designated by the agency that has jurisdiction over the
18 offender. The agency shall within three days forward the registration
19 information to the county sheriff for the county of the offender's
20 anticipated residence. The offender must also register within twenty-
21 four hours from the time of release with the county sheriff for the
22 county of the person's residence, or if the person is not a resident of
23 Washington, the county of the person's school, or place of employment
24 or vocation. The agency that has jurisdiction over the offender shall
25 provide notice to the offender of the duty to register. Failure to
26 register at the time of release and within twenty-four hours of release
27 constitutes a violation of this section and is punishable as provided
28 in subsection (~~(11)~~) (12) of this section.

29 When the agency with jurisdiction intends to release an offender
30 with a duty to register under this section, and the agency has
31 knowledge that the offender is eligible for developmental disability
32 services from the department of social and health services, the agency
33 shall notify the division of developmental disabilities of the release.
34 Notice shall occur not more than thirty days before the offender is to
35 be released. The agency and the division shall assist the offender in
36 meeting the initial registration requirement under this section.
37 Failure to provide such assistance shall not constitute a defense for
38 any violation of this section.

1 (ii) OFFENDERS NOT IN CUSTODY BUT UNDER STATE OR LOCAL
2 JURISDICTION. Sex offenders who, on July 28, 1991, are not in custody
3 but are under the jurisdiction of the indeterminate sentence review
4 board or under the department of corrections' active supervision, as
5 defined by the department of corrections, the state department of
6 social and health services, or a local division of youth services, for
7 sex offenses committed before, on, or after February 28, 1990, must
8 register within ten days of July 28, 1991. Kidnapping offenders who,
9 on July 27, 1997, are not in custody but are under the jurisdiction of
10 the indeterminate sentence review board or under the department of
11 corrections' active supervision, as defined by the department of
12 corrections, the state department of social and health services, or a
13 local division of youth services, for kidnapping offenses committed
14 before, on, or after July 27, 1997, must register within ten days of
15 July 27, 1997. A change in supervision status of a sex offender who
16 was required to register under this subsection (4)(a)(ii) as of July
17 28, 1991, or a kidnapping offender required to register as of July 27,
18 1997, shall not relieve the offender of the duty to register or to
19 reregister following a change in residence. The obligation to register
20 shall only cease pursuant to RCW 9A.44.140.

21 (iii) OFFENDERS UNDER FEDERAL JURISDICTION. Sex offenders who, on
22 or after July 23, 1995, and kidnapping offenders who, on or after July
23 27, 1997, as a result of that offense are in the custody of the United
24 States bureau of prisons or other federal or military correctional
25 agency for sex offenses committed before, on, or after February 28,
26 1990, or kidnapping offenses committed on, before, or after July 27,
27 1997, must register within twenty-four hours from the time of release
28 with the county sheriff for the county of the person's residence, or if
29 the person is not a resident of Washington, the county of the person's
30 school, or place of employment or vocation. Sex offenders who, on July
31 23, 1995, are not in custody but are under the jurisdiction of the
32 United States bureau of prisons, United States courts, United States
33 parole commission, or military parole board for sex offenses committed
34 before, on, or after February 28, 1990, must register within ten days
35 of July 23, 1995. Kidnapping offenders who, on July 27, 1997, are not
36 in custody but are under the jurisdiction of the United States bureau
37 of prisons, United States courts, United States parole commission, or
38 military parole board for kidnapping offenses committed before, on, or

1 after July 27, 1997, must register within ten days of July 27, 1997.
2 A change in supervision status of a sex offender who was required to
3 register under this subsection (4)(a)(iii) as of July 23, 1995, or a
4 kidnapping offender required to register as of July 27, 1997 shall not
5 relieve the offender of the duty to register or to reregister following
6 a change in residence, or if the person is not a resident of
7 Washington, the county of the person's school, or place of employment
8 or vocation. The obligation to register shall only cease pursuant to
9 RCW 9A.44.140.

10 (iv) OFFENDERS WHO ARE CONVICTED BUT NOT CONFINED. Sex offenders
11 who are convicted of a sex offense on or after July 28, 1991, for a sex
12 offense that was committed on or after February 28, 1990, and
13 kidnapping offenders who are convicted on or after July 27, 1997, for
14 a kidnapping offense that was committed on or after July 27, 1997, but
15 who are not sentenced to serve a term of confinement immediately upon
16 sentencing, shall report to the county sheriff to register immediately
17 upon completion of being sentenced.

18 (v) OFFENDERS WHO ARE NEW RESIDENTS OR RETURNING WASHINGTON
19 RESIDENTS. Sex offenders and kidnapping offenders who move to
20 Washington state from another state or a foreign country that are not
21 under the jurisdiction of the state department of corrections, the
22 indeterminate sentence review board, or the state department of social
23 and health services at the time of moving to Washington, must register
24 within three business days of establishing residence or reestablishing
25 residence if the person is a former Washington resident. The duty to
26 register under this subsection applies to sex offenders convicted under
27 the laws of another state or a foreign country, federal or military
28 statutes for offenses committed before, on, or after February 28, 1990,
29 or Washington state for offenses committed before, on, or after
30 February 28, 1990, and to kidnapping offenders convicted under the laws
31 of another state or a foreign country, federal or military statutes, or
32 Washington state for offenses committed before, on, or after July 27,
33 1997. Sex offenders and kidnapping offenders from other states or a
34 foreign country who, when they move to Washington, are under the
35 jurisdiction of the department of corrections, the indeterminate
36 sentence review board, or the department of social and health services
37 must register within twenty-four hours of moving to Washington. The

1 agency that has jurisdiction over the offender shall notify the
2 offender of the registration requirements before the offender moves to
3 Washington.

4 (vi) OFFENDERS FOUND NOT GUILTY BY REASON OF INSANITY. Any adult
5 or juvenile who has been found not guilty by reason of insanity under
6 chapter 10.77 RCW of (A) committing a sex offense on, before, or after
7 February 28, 1990, and who, on or after July 23, 1995, is in custody,
8 as a result of that finding, of the state department of social and
9 health services, or (B) committing a kidnapping offense on, before, or
10 after July 27, 1997, and who on or after July 27, 1997, is in custody,
11 as a result of that finding, of the state department of social and
12 health services, must register within twenty-four hours from the time
13 of release with the county sheriff for the county of the person's
14 residence. The state department of social and health services shall
15 provide notice to the adult or juvenile in its custody of the duty to
16 register. Any adult or juvenile who has been found not guilty by
17 reason of insanity of committing a sex offense on, before, or after
18 February 28, 1990, but who was released before July 23, 1995, or any
19 adult or juvenile who has been found not guilty by reason of insanity
20 of committing a kidnapping offense but who was released before July 27,
21 1997, shall be required to register within twenty-four hours of
22 receiving notice of this registration requirement. The state
23 department of social and health services shall make reasonable attempts
24 within available resources to notify sex offenders who were released
25 before July 23, 1995, and kidnapping offenders who were released before
26 July 27, 1997. Failure to register within twenty-four hours of
27 release, or of receiving notice, constitutes a violation of this
28 section and is punishable as provided in subsection (~~(11)~~) (12) of
29 this section.

30 (vii) OFFENDERS WHO LACK A FIXED RESIDENCE. Any person who lacks
31 a fixed residence and leaves the county in which he or she is
32 registered and enters and remains within a new county for twenty-four
33 hours is required to register with the county sheriff not more than
34 twenty-four hours after entering the county and provide the information
35 required in subsection (3)(b) of this section.

36 (viii) OFFENDERS WHO LACK A FIXED RESIDENCE AND WHO ARE UNDER
37 SUPERVISION. Offenders who lack a fixed residence and who are under

1 the supervision of the department shall register in the county of their
2 supervision.

3 (ix) OFFENDERS WHO MOVE TO, WORK, CARRY ON A VOCATION, OR ATTEND
4 SCHOOL IN ANOTHER STATE. Offenders required to register in Washington,
5 who move to another state, or who work, carry on a vocation, or attend
6 school in another state shall register a new address, fingerprints, and
7 photograph with the new state within ten days after establishing
8 residence, or after beginning to work, carry on a vocation, or attend
9 school in the new state. The person must also send written notice
10 within ten days of moving to the new state or to a foreign country to
11 the county sheriff with whom the person last registered in Washington
12 state. The county sheriff shall promptly forward this information to
13 the Washington state patrol.

14 (b) Failure to register within the time required under this section
15 constitutes a per se violation of this section and is punishable as
16 provided in subsection (~~(11)~~) (12) of this section. The county
17 sheriff shall not be required to determine whether the person is living
18 within the county.

19 (c) An arrest on charges of failure to register, service of an
20 information, or a complaint for a violation of this section, or
21 arraignment on charges for a violation of this section, constitutes
22 actual notice of the duty to register. Any person charged with the
23 crime of failure to register under this section who asserts as a
24 defense the lack of notice of the duty to register shall register
25 immediately following actual notice of the duty through arrest,
26 service, or arraignment. Failure to register as required under this
27 subsection (4)(c) constitutes grounds for filing another charge of
28 failing to register. Registering following arrest, service, or
29 arraignment on charges shall not relieve the offender from criminal
30 liability for failure to register prior to the filing of the original
31 charge.

32 (d) The deadlines for the duty to register under this section do
33 not relieve any sex offender of the duty to register under this section
34 as it existed prior to July 28, 1991.

35 (5)(a) If any person required to register pursuant to this section
36 changes his or her residence address within the same county, the person
37 must send signed written notice of the change of address to the county
38 sheriff within seventy-two hours of moving. If any person required to

1 register pursuant to this section moves to a new county, the person
2 must send signed written notice of the change of address at least
3 fourteen days before moving to the county sheriff in the new county of
4 residence and must register with that county sheriff within twenty-four
5 hours of moving. The person must also send signed written notice
6 within ten days of the change of address in the new county to the
7 county sheriff with whom the person last registered. The county
8 sheriff with whom the person last registered shall promptly forward the
9 information concerning the change of address to the county sheriff for
10 the county of the person's new residence. Upon receipt of notice of
11 change of address to a new state, the county sheriff shall promptly
12 forward the information regarding the change of address to the agency
13 designated by the new state as the state's offender registration
14 agency.

15 (b) It is an affirmative defense to a charge that the person failed
16 to send a notice at least fourteen days in advance of moving as
17 required under (a) of this subsection that the person did not know the
18 location of his or her new residence at least fourteen days before
19 moving. The defendant must establish the defense by a preponderance of
20 the evidence and, to prevail on the defense, must also prove by a
21 preponderance that the defendant sent the required notice within
22 twenty-four hours of determining the new address.

23 (6)(a) Any person required to register under this section who lacks
24 a fixed residence shall provide signed written notice to the sheriff of
25 the county where he or she last registered within forty-eight hours
26 excluding weekends and holidays after ceasing to have a fixed
27 residence. The notice shall include the information required by
28 subsection (3)(b) of this section, except the photograph and
29 fingerprints. The county sheriff may, for reasonable cause, require
30 the offender to provide a photograph and fingerprints. The sheriff
31 shall forward this information to the sheriff of the county in which
32 the person intends to reside, if the person intends to reside in
33 another county.

34 (b) A person who lacks a fixed residence must report weekly, in
35 person, to the sheriff of the county where he or she is registered.
36 The weekly report shall be on a day specified by the county sheriff's
37 office, and shall occur during normal business hours. The county
38 sheriff's office may require the person to list the locations where the

1 person has stayed during the last seven days. The lack of a fixed
2 residence is a factor that may be considered in determining an
3 offender's risk level and shall make the offender subject to disclosure
4 of information to the public at large pursuant to RCW 4.24.550.

5 (c) If any person required to register pursuant to this section
6 does not have a fixed residence, it is an affirmative defense to the
7 charge of failure to register, that he or she provided written notice
8 to the sheriff of the county where he or she last registered within
9 forty-eight hours excluding weekends and holidays after ceasing to have
10 a fixed residence and has subsequently complied with the requirements
11 of subsections (4)(a)(vii) or (viii) and (6) of this section. To
12 prevail, the person must prove the defense by a preponderance of the
13 evidence.

14 (7) If any person required to register pursuant to this section
15 changes his or her electronic mail address information or any other
16 internet communication name or identity information including, but not
17 limited to, instant message, chat, or social networking names or
18 identities, the person must send a signed, written notice of the change
19 to the county sheriff within seventy-two hours of the change and before
20 any use of the changed or new electronic mail address information or
21 other internet communication name or identity information described in
22 this subsection.

23 (8) All offenders who are required to register pursuant to this
24 section who have a fixed residence and who are designated as a risk
25 level II or III must report, in person, every ninety days to the
26 sheriff of the county where he or she is registered. Reporting shall
27 be on a day specified by the county sheriff's office, and shall occur
28 during normal business hours. An offender who complies with the
29 ninety-day reporting requirement with no violations for a period of at
30 least five years in the community may petition the superior court to be
31 relieved of the duty to report every ninety days. The petition shall
32 be made to the superior court in the county where the offender resides
33 or reports under this section. The prosecuting attorney of the county
34 shall be named and served as respondent in any such petition. The
35 court shall relieve the petitioner of the duty to report if the
36 petitioner shows, by a preponderance of the evidence, that the
37 petitioner has complied with the reporting requirement for a period of
38 at least five years and that the offender has not been convicted of a

1 criminal violation of this section for a period of at least five years,
2 and the court determines that the reporting no longer serves a public
3 safety purpose. Failure to report, as specified, constitutes a
4 violation of this section and is punishable as provided in subsection
5 (~~(11)~~) (12) of this section.

6 (~~(8)~~) (9) A sex offender subject to registration requirements
7 under this section who applies to change his or her name under RCW
8 4.24.130 or any other law shall submit a copy of the application to the
9 county sheriff of the county of the person's residence and to the state
10 patrol not fewer than five days before the entry of an order granting
11 the name change. No sex offender under the requirement to register
12 under this section at the time of application shall be granted an order
13 changing his or her name if the court finds that doing so will
14 interfere with legitimate law enforcement interests, except that no
15 order shall be denied when the name change is requested for religious
16 or legitimate cultural reasons or in recognition of marriage or
17 dissolution of marriage. A sex offender under the requirement to
18 register under this section who receives an order changing his or her
19 name shall submit a copy of the order to the county sheriff of the
20 county of the person's residence and to the state patrol within five
21 days of the entry of the order.

22 (~~(9)~~) (10) The county sheriff shall obtain a photograph of the
23 individual and shall obtain a copy of the individual's fingerprints.
24 A photograph may be taken at any time to update an individual's file.

25 (~~(10)~~) (11) For the purpose of RCW 9A.44.130, 10.01.200,
26 43.43.540, 70.48.470, and 72.09.330:

27 (a) "Sex offense" means:

28 (i) Any offense defined as a sex offense by RCW 9.94A.030;

29 (ii) Any violation under RCW 9A.44.096 (sexual misconduct with a
30 minor in the second degree);

31 (iii) Any violation under RCW 9.68A.090 (communication with a minor
32 for immoral purposes);

33 (iv) Any federal or out-of-state conviction for an offense that
34 under the laws of this state would be classified as a sex offense under
35 this subsection; and

36 (v) Any gross misdemeanor that is, under chapter 9A.28 RCW, a
37 criminal attempt, criminal solicitation, or criminal conspiracy to

1 commit an offense that is classified as a sex offense under RCW
2 9.94A.030 or this subsection.

3 (b) "Kidnapping offense" means: (i) The crimes of kidnapping in
4 the first degree, kidnapping in the second degree, and unlawful
5 imprisonment, as defined in chapter 9A.40 RCW, where the victim is a
6 minor and the offender is not the minor's parent; (ii) any offense that
7 is, under chapter 9A.28 RCW, a criminal attempt, criminal solicitation,
8 or criminal conspiracy to commit an offense that is classified as a
9 kidnapping offense under this subsection (~~((+10+))~~) (11)(b); and (iii)
10 any federal or out-of-state conviction for an offense that under the
11 laws of this state would be classified as a kidnapping offense under
12 this subsection (~~((+10+))~~) (11)(b).

13 (c) "Employed" or "carries on a vocation" means employment that is
14 full-time or part-time for a period of time exceeding fourteen days, or
15 for an aggregate period of time exceeding thirty days during any
16 calendar year. A person is employed or carries on a vocation whether
17 the person's employment is financially compensated, volunteered, or for
18 the purpose of government or educational benefit.

19 (d) "Student" means a person who is enrolled, on a full-time or
20 part-time basis, in any public or private educational institution. An
21 educational institution includes any secondary school, trade or
22 professional institution, or institution of higher education.

23 (~~((+11+))~~) (12) (a) A person who knowingly fails to comply with any
24 of the requirements of this section is guilty of a class C felony if
25 the crime for which the individual was convicted was a felony sex
26 offense as defined in subsection (~~((+10+))~~) (11)(a) of this section or a
27 federal or out-of-state conviction for an offense that under the laws
28 of this state would be a felony sex offense as defined in subsection
29 (~~((+10+))~~) (11)(a) of this section.

30 (b) If the crime for which the individual was convicted was other
31 than a felony or a federal or out-of-state conviction for an offense
32 that under the laws of this state would be other than a felony,
33 violation of this section is a gross misdemeanor.

34 (~~((+12+))~~) (13) (a) A person who knowingly fails to comply with any
35 of the requirements of this section is guilty of a class C felony if
36 the crime for which the individual was convicted was a felony
37 kidnapping offense as defined in subsection (~~((+10+))~~) (11)(b) of this

1 section or a federal or out-of-state conviction for an offense that
2 under the laws of this state would be a felony kidnapping offense as
3 defined in subsection ~~((+10+))~~ (11)(b) of this section.

4 (b) If the crime for which the individual was convicted was other
5 than a felony or a federal or out-of-state conviction for an offense
6 that under the laws of this state would be other than a felony,
7 violation of this section is a gross misdemeanor.

8 ~~((+13+))~~ (14) Except as may otherwise be provided by law, nothing
9 in this section shall impose any liability upon a peace officer,
10 including a county sheriff, or law enforcement agency, for failing to
11 release information authorized under this section.

12 **Sec. 2.** RCW 43.43.540 and 2006 c 136 s 1 are each amended to read
13 as follows:

14 (1) The county sheriff shall ~~((+1+))~~ forward the information,
15 photographs, and fingerprints obtained pursuant to RCW 9A.44.130,
16 including the sex offender's risk level classification and any notice
17 of change of address or change of electronic mail address information
18 or any other internet communication name or identity information
19 including, but not limited to, instant message, chat, or social
20 networking names or identities, to the Washington state patrol within
21 five working days~~((+and))~~.

22 (2) Upon implementation of RCW 4.24.550(5)(a), the Washington state
23 patrol will forward the information necessary to operate the registered
24 sex offender web site described in RCW 4.24.550(5)(a) to the Washington
25 association of sheriffs and police chiefs within five working days of
26 receiving the information, including any notice of change of address or
27 change in risk level notification. The state patrol shall maintain a
28 central registry of sex offenders and kidnapping offenders required to
29 register under RCW 9A.44.130 and shall adopt rules consistent with
30 chapters 10.97, 10.98, and 43.43 RCW as are necessary to carry out the
31 purposes of RCW 9A.44.130, 9A.44.140, 10.01.200, 43.43.540, 46.20.187,
32 70.48.470, and 72.09.330. The Washington state patrol shall reimburse
33 the counties for the costs of processing the offender registration,
34 including taking the fingerprints and the photographs.

35 (3) The Washington state patrol may disseminate information
36 regarding a registered sex offender's electronic mail address
37 information or any other internet communication name or identity

1 information including, but not limited to, instant message, chat, or
2 social networking names or identities to a business or organization
3 that offers electronic communication or remote computing services for
4 the purpose of prescreening users or for comparison with information
5 that is held by the requesting business or organization. To obtain the
6 information from the state patrol, the requesting business or
7 organization must agree to notify the state patrol when a comparison of
8 the information indicates that a registered sex offender's electronic
9 mail address information or other internet communication name or
10 identity information described in this subsection is being used on the
11 business's or organization's system. The requesting business or
12 organization must also agree that the information will not be further
13 disseminated.

--- END ---