Suggested Changes to Section VIII by OPD and OCLA

Current Data Dissemination Policy Section VIII:

VIII. ACCESS TO AND USE OF DATA BY CRIMINAL JUSTICE AGENCIES

A. "Criminal justice agencies" as defined in RCW Chapter 10.97 shall have additional access to JIS records beyond that which is permitted the public.

B. The JIS Committee shall approve the access level and permitted use(s) for classes of criminal justice agencies including, but not limited to, law enforcement, prosecutors, and corrections. An agency that is not covered by a class may request access.

C. Agencies requesting access under this provision shall identify the information requested and the proposed use(s).

D. Access by criminal justice agencies shall be governed by an electronic data dissemination contract with each such agency. The contract shall:

1. Specify the data to which access is granted.
2. Specify the uses which the agency may make of the data.

Include the agency's agreement that its employees will access the data only for the uses specified.

Proposed Amended Data Dissemination Policy Section VIII:

VIII. ACCESS TO AND USE OF DATA BY CRIMINAL JUSTICE AGENCIES AND BY THE WASHINGTON STATE ATTORNEY GENERAL'S OFFICE, THE WASHINGTON STATE OFFICE OF PUBLIC DEFENSE, AND THE WASHINGTON STATE OFFICE OF CIVIL LEGAL AID

A. "Criminal justice agencies" as defined in ~~RCW Chapter~~ chapter 10.97 RCW shall have additional access to JIS records beyond that which is permitted the public.

B. The JIS Committee shall approve the access level and permitted use(s) for classes of criminal justice agencies including, but not limited to, law enforcement, prosecutors, and corrections. An agency that is not covered by a class may request access.

C. Agencies requesting access under this provision shall identify the information requested and the proposed use(s).

D. Access by criminal justice agencies shall be governed by a~~n~~ ~~electronic~~ data dissemination contract with each such agency. The contract shall:

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1. Specify the data to which access is granted.
2. Specify the uses which the agency may make of the data.
3. Include the agency's agreement that its employees will access the data only for the uses specified.

E. The Washington State Attorney General's Office will be provided additional access to JIS records for those cases in which it represents the State.

F. The Washington State Office of Public Defense will be provided additional access to JIS records for those cases in which it is responsible for indigent defense services, and/or has a right to access under RCW 13.50.010(13).

G. The Washington State Office of Civil Legal Aid will be provided additional access to JIS records for those cases for which it has a right of access under RCW 13.50.010(14).