

(15) Encourage general hospitals and other appropriate health facilities to admit without discrimination alcoholics, persons incapacitated by alcohol, and intoxicated persons and to provide them with adequate and appropriate treatment; ~~((and))~~

(16) Encourage all health and disability insurance programs to include alcoholism as a covered illness; and

(17) Organize and sponsor a state-wide program to help court personnel, including judges, better understand the disease of alcoholism and the uses of alcoholism treatment programs.

NEW SECTION. Sec. 8. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 9. There is hereby appropriated ten thousand dollars to the department of social and health services to study the problem of abuse of alcohol by drivers and to report to the legislature in 1981.

Passed the House April 27, 1979.

Passed the Senate April 25, 1979.

Approved by the Governor May 14, 1979.

Filed in Office of Secretary of State May 14, 1979.

## CHAPTER 177

[House Bill No. 668]

### EMPLOYMENT SECURITY DEPARTMENT—RECORDS ACCESS— EMPLOYEES' INVENTIONS, PROTECTION OF RIGHTS

AN ACT Relating to the employment security department records; and amending section 6, chapter 153, Laws of 1977 ex. sess. and RCW 50.13.060; and adding new sections to chapter 49.44 RCW.

Be it enacted by the Legislature of the State of Washington:

Section 1. Section 6, chapter 153, Laws of 1977 ex. sess. and RCW 50.13.060 are each amended to read as follows:

(1) Governmental agencies, including law enforcement agencies, prosecuting agencies, and the executive branch, whether state, local, or federal shall have access to information or records deemed private and confidential under this chapter if the information or records are needed by the agency for official purposes and:

(a) The agency submits an application in writing to the employment security department for the records or information containing a statement of the official purposes for which the information or records are needed and specific identification of the records or information sought from the department; and

(b) The director, commissioner, chief executive, or other official of the agency has verified the need for the specific information in writing either on the application or on a separate document; and

(c) The agency requesting access has served a copy of the application for records or information on the individual or employing unit whose records or information are sought and has provided the department with proof of service. Service shall be made in a manner which conforms to the civil rules for superior court. The requesting agency shall include with the copy of the application a statement to the effect that the individual or employing unit may contact the public records officer of the employment security department to state any objections to the release of the records or information. The employment security department shall not act upon the application of the requesting agency until at least five days after service on the concerned individual or employing unit. The employment security department shall consider any objections raised by the concerned individual or employing unit in deciding whether the requesting agency needs the information or records for official purposes.

(2) The requirements of subsections (1) and (7) of this section shall not apply to the state legislative branch. The state legislature shall have access to information or records deemed private and confidential under this chapter, if the legislature or a legislative committee finds that the information or records are necessary and for official purposes. If the employment security department does not make information or records available as provided in this subsection, the legislature may exercise its authority granted by chapter 44.16 RCW.

(3) In cases of emergency the governmental agency requesting access shall not be required to formally comply with the provisions of subsection (1) of this section at the time of the request if the procedures required by subsection (1) of this section are complied with by the requesting agency following the receipt of any records or information deemed private and confidential under this chapter. An emergency is defined as a situation in which irreparable harm or damage could occur if records or information are not released immediately.

(4) The requirements of subsection (1)(c) of this section shall not apply to governmental agencies where the procedures would frustrate the investigation of possible violations of criminal laws.

(5) Governmental agencies (~~may~~) shall have access to certain records or information, (~~strictly~~) limited to such items as names, addresses, social security numbers, and general information about benefit entitlement or employer information possessed by the department, for comparison purposes with records or information possessed by the requesting agency to detect improper or fraudulent claims, or to determine potential tax liability or employer compliance with registration and licensing requirements. In those

cases the governmental agency shall not be required to comply with subsection (1)(c) of this section, but the remainder of that section must be satisfied.

(6) Disclosure to governmental agencies of information or records obtained by the employment security department from the federal government shall be governed by any applicable federal law or any agreement between the federal government and the employment security department where so required by federal law. When federal law does not apply to the records or information state law shall control.

(7) The disclosure of any records or information by a governmental agency which has obtained the records or information under this section is prohibited unless the disclosure is directly connected to the official purpose for which the records or information were obtained.

NEW SECTION. Sec. 2. There is added to chapter 49.44 RCW a new section to read as follows:

(1) A provision in an employment agreement which provides that an employee shall assign or offer to assign any of the employee's rights in an invention to the employer does not apply to an invention for which no equipment, supplies, facilities, or trade secret information of the employer was used and which was developed entirely on the employee's own time, unless (a) the invention relates (i) directly to the business of the employer, or (ii) to the employer's actual or demonstrably anticipated research or development, or (b) the invention results from any work performed by the employee for the employer. Any provision which purports to apply to such an invention is to that extent against the public policy of this state and is to that extent void and unenforceable.

(2) An employer shall not require a provision made void and unenforceable by subsection (1) of this section as a condition of employment or continuing employment.

(3) If an employment agreement entered into after the effective date of this act contains a provision requiring the employee to assign any of the employee's rights in any invention to the employer, the employer must also, at the time the agreement is made, provide a written notification to the employee that the agreement does not apply to an invention for which no equipment, supplies, facility, or trade secret information of the employer was used and which was developed entirely on the employee's own time, unless (a) the invention relates (i) directly to the business of the employer, or (ii) to the employer's actual or demonstrably anticipated research or development, or (b) the invention results from any work performed by the employee for the employer.

NEW SECTION. Sec. 3. There is added to chapter 49.44 RCW a new section to read as follows:

Even though the employee meets the burden of proving the conditions specified in section 2 of this act, the employee shall, at the time of employment or thereafter, disclose all inventions being developed by the employee, for the purpose of determining employer or employee rights. The employer or the employee may disclose such inventions to the Department of Employment Security, and the department shall maintain a record of such disclosures for a minimum period of five years.

Passed the House April 27, 1979.

Passed the Senate April 24, 1979.

Approved by the Governor May 14, 1979.

Filed in Office of Secretary of State May 14, 1979.

## CHAPTER 178

[Substitute House Bill No. 755]

### ABANDONED VEHICLES—REMOVAL, STORAGE, DISPOSAL

AN ACT Relating to motor vehicles; amending section 3, chapter 42, Laws of 1969 ex. sess. and RCW 46.52.102; amending section 39, chapter 281, Laws of 1969 ex. sess. as amended by section 164, chapter ... (House Bill No. 849), Laws of 1979 and RCW 46.52.104; amending section 4, chapter 42, Laws of 1969 ex. sess. as amended by section 40, chapter 281, Laws of 1969 ex. sess. and RCW 46.52.106; amending section 5, chapter 42, Laws of 1969 ex. sess. as last amended by section 165, chapter ... (House Bill No. 849), Laws of 1979 and RCW 46.52.108; amending section 46.52.110, chapter 12, Laws of 1961 as last amended by section 166, chapter ... (House Bill No. 849), Laws of 1979 and RCW 46.52.110; amending section 7, chapter 42, Laws of 1969 ex. sess. as last amended by section 167, chapter ... (House Bill No. 849), Laws of 1979 and RCW 46.52.111; amending section 8, chapter 42, Laws of 1969 ex. sess. as last amended by section 168, chapter ... (House Bill No. 849), Laws of 1979 and RCW 46.52.112; amending section 9, chapter 42, Laws of 1969 ex. sess. as amended by section 169, chapter ... (House Bill No. 849), Laws of 1979 and RCW 46.52.113; amending section 10, chapter 42, Laws of 1969 ex. sess. and RCW 46.52.114; amending section 2, chapter 42, Laws of 1969 ex. sess. as last amended by section 170, chapter ... (House Bill No. 849), Laws of 1979 and RCW 46.52.115; amending section 11, chapter 42, Laws of 1969 ex. sess. as amended by section 171, chapter ... (House Bill No. 849), Laws of 1979 and RCW 46.52.116; amending section 1, chapter 111, Laws of 1971 ex. sess. and RCW 46.52.145; amending section 2, chapter 111, Laws of 1971 ex. sess. as amended by section 174, chapter ... (House Bill No. 849), Laws of 1979 and RCW 46.52.150; amending section 64, chapter 155, Laws of 1965 ex. sess. as amended by section 2, chapter 24, Laws of 1977 and RCW 46.61.560; amending section 65, chapter 155, Laws of 1965 ex. sess. as amended by section 4, chapter 167, Laws of 1977 ex. sess. and RCW 46.61.565; amending section 5, chapter 167, Laws of 1977 ex. sess. and RCW 46.61.567; adding new sections to chapter 46.52 RCW; adding a new section to chapter 46.61 RCW; prescribing penalties; and declaring an emergency.

Be it enacted by the Legislature of the State of Washington:

NEW SECTION. Section 1. There is added to chapter 46.61 RCW and codified within the subchapter "Stopping, Standing, and Parking" a new section to read as follows:

It is unlawful for the operator of a vehicle to leave the vehicle unattended within the limits of any highway unless the operator of the vehicle arranges for the prompt removal of the vehicle.