

# Public records request: list of individuals, taxpayers, and/or persons

Department of Revenue public records request - PRR # \_\_\_\_\_

You requested records that include a list of individuals, taxpayers, and/or persons. The Public Records Act allows us to ask you (the requestor) for information about the purpose of your public records request. We will use this information to determine whether you plan to use this list for commercial purposes (RCW 42.56.080(2)).

## Please complete this form

We need you to complete the reverse side of this form (we call this a 'declaration'). After we receive your completed form, we will review it, and make a final decision on whether we can produce the list you requested. **If you do not complete this form and send it to us, we cannot process your request for the list, and we will deny your request.**

## More information on how the law may impact a request

The Public Records Act (RCW 42.56.070(8)) generally prohibits us from providing you access to lists of individuals requested for commercial purposes.

Under RCW 82.32.330(3)(k), we do not have the authority "to give, sell, or provide access to any list of taxpayers for any commercial purpose".

Similarly, under RCW 19.02.115(3)(g), we do not have the authority "to give, sell, or provide access to any list of persons for any commercial purpose".

The Washington State Court of Appeals has interpreted "commercial purposes" in the context of RCW 42.56.070(8) to mean "any business activity intended to generate profits," and includes "business activity by any form of business enterprise intended to generate revenue or financial benefit". *SEIU Healthcare 775 NW v. Dep't of Soc. & Health Servs.*, 193 Wn. App. 377, 403, 377 P.3d 214 (2016).

## Legal references

RCW 42.56.070(8), RCW 42.56.080(2), RCW 82.32.330(3)(k), RCW 19.02.115(3)(g), *SEIU Healthcare 775 NW v. Dep't of Soc. & Health Servs.*, 193 Wn. App. 377, 403, 377, P.3d 214 (2016)

## Declaration of non-commercial purpose

**1** I am requesting the list of individuals, taxpayers, and/or persons on behalf of (choose one):  
                                 Myself    Organization or business

**2** If you chose an organization or business in the question above, fill in the following:  
     a. Organization or business name:  
     b. Organization or business type:  
     c. Organization or business website:

**3** I am asking for this list because:

**4** I or the organization/business intend to generate revenue or financial benefit by using the list:  
                                 Yes    No

**5** I or the organization/business intend to solicit money or financial support from any of the individuals, taxpayers, and/or persons on the list:  
                                 Yes    No

**6** I or the organization/business intend to make individuals, taxpayers, and/or persons on the list aware of business commercial entities, business or financial enterprises, or business or financial opportunities:  
                                 Yes    No

**7** I or the organization/business intend to supply or sell the list to another organization or business, third party individual, or other entity:  
                                 Yes    No

If yes, who are you selling the list to:

I certify under penalty or perjury under the laws of the State of Washington that the information above is true and correct.

I certify under penalty of perjury that I have read the information provided with this declaration, and I understand that the Department of Revenue can't provide a list of individuals, taxpayers, and/or persons to me, or to my organization/business if I plan to use the list for a commercial purpose.

I certify under penalty or perjury that any list I or my organization/business receive in regards to this PRR# \_\_\_\_\_ will not be used for any commercial purpose in violation of RCW 42.56.070(8), RCW 82.32.330(3)(k), or RCW 19.02.115 (3)(g).

Dated \_\_\_\_\_, in \_\_\_\_\_  
(City, State)

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Your signature Print your name  
 Your title (if any):  
 Your phone number:

To inquire about the availability of this form in an alternate format for the visually impaired, please call 360-705-6705. Teletype (TTY) users may use the Washington Relay Service by calling 711.