
ENGROSSED SECOND SUBSTITUTE SENATE BILL 6364

State of Washington

52nd Legislature

1992 Regular Session

By Senate Committee on Ways & Means (originally sponsored by Senators Hayner, Owen, McDonald, Rasmussen, West, Vognild, Newhouse, Nelson, Bailey, McMullen, Saling, Metcalf, Thorsness, Cantu, Amondson, L. Smith, Craswell, Patterson, Oke, Erwin, McCaslin and Sellar)

Read first time 02/11/92.

1 AN ACT Relating to fraudulent document use; amending RCW 29.07.092,
2 46.20.116, and 46.20.117; adding new sections to chapter 43.24 RCW;
3 creating a new section; and providing an effective date.

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

5 NEW SECTION. **Sec. 1.** The legislature finds that
6 identification document fraud is pervasive in Washington state and
7 undermines immigration and anticrime policies of this state.
8 Identification document fraud often involves checks, credit cards,
9 licensing, voter registration cards, insurance, welfare, immigration,
10 money laundering, and the importation of illegal drugs. This abuse has
11 significant legal, economic, and political consequences, and undermines
12 the public confidence in governmental and commercial institutions.

13 The state driver's license and identification card are the most
14 commonly used documents for identification in private and public

1 transactions. The legislature finds that the driver's license is not
2 used merely to certify driver qualification, nor is the identification
3 card a document that should be issued without adequate proof of
4 identity.

5 Therefore, the legislature directs the Washington state patrol
6 organized crime advisory board to report on all aspects of the impact
7 of identification document fraud in the state of Washington. The
8 report shall include the efficacy of a state policy that the driver's
9 license and identification card issued by the department of licensing
10 become the basic identification documents of this state, and methods of
11 protecting the accuracy and integrity of an identification system. The
12 task force shall also report on the use and abuse of the voter
13 registration card for identification and other purposes.

14 The task force shall report its findings to the legislature by
15 January 1, 1993.

16 **Sec. 2.** RCW 29.07.092 and 1975 1st ex.s. c 184 s 1 are each
17 amended to read as follows:

18 The county auditor shall acknowledge each new voter registration or
19 transfer by providing or sending the voter a card identifying his or
20 her current precinct, plainly stating "not valid for identification
21 purposes" and containing such other information as may be prescribed by
22 the secretary of state.

23 **Sec. 3.** RCW 46.20.116 and 1969 ex.s. c 155 s 3 are each amended to
24 read as follows:

25 (1) The department shall not issue an identicard or Washington
26 state driver's license unless the applicant has satisfied the
27 department regarding his or her identity. In any event, to satisfy the

1 identity requirements of this section, an applicant must display or
2 provide the department with at least two of the following:

3 (a) An expired or expiring driver's license that contains the
4 signature and a photograph of the applicant;

5 (b) A valid Washington state identicard;

6 (c) A nationally or regionally known credit card containing the
7 signature or photograph of the applicant;

8 (d) An identification card issued by the United States, a state, or
9 an agency or either, of a kind commonly used to identify the members of
10 employees of such government agencies, including military
11 identification cards, and that contains the signature and the
12 photograph of the applicant;

13 (e) A certificate or other document issued by a government agency
14 commonly used for the purpose of establishing identities;

15 (f) An affidavit, or in the case the applicant is a minor, an
16 affidavit of his or her parent or guardian.

17 (2) The department shall plainly label each license "not valid for
18 identification purposes" where the applicant is unable to prove his or
19 her identity commensurate ((to the regulations)) with this section and
20 rules adopted by the director.

21 NEW SECTION. Sec. 4. The department of licensing and the
22 department of social and health services shall each develop procedures
23 to inform screening personnel about the identification of fraudulent
24 documents.

25 NEW SECTION. Sec. 5. The department shall forward the
26 following information to the appropriate law enforcement agency or
27 agencies within a reasonable time of receipt of suspected fraudulent

1 documentation relating to the application for driver's licenses or
2 identicards:

3 (1) The given name and address of the person submitting suspected
4 fraudulent documentation;

5 (2) A copy of the suspected fraudulent documentation; and

6 (3) The reasons why the documentation was suspected to be
7 fraudulent.

8 NEW SECTION. **Sec. 6.** The persons informed under section 4 of
9 this act are not liable for actions taken in pursuance of the
10 requirements of RCW 29.07.092, 46.20.116, 46.20.117, and sections 4 and
11 5 of this act.

12 NEW SECTION. **Sec. 7.** For purposes of section 5 of this act,
13 "suspected fraudulent document" means a document that the reviewing
14 agent has reasonable cause to believe has been fraudulently produced or
15 altered.

16 **Sec. 8.** RCW 46.20.117 and 1986 c 15 s 1 are each amended to read
17 as follows:

18 (1) The department shall issue "identicards," containing a picture,
19 to (~~individuals~~) nondrivers for a fee of four dollars. However, the
20 fee shall be the actual cost of production to recipients of continuing
21 public assistance grants under Title 74 RCW who are referred in writing
22 to the department by the secretary of social and health services. The
23 fee shall be deposited in the highway safety fund. To be eligible,
24 each applicant shall produce evidence as required by the rules adopted
25 by the director that positively proves identity. The "identocard"
26 shall be distinctly designed so that it will not be confused with the

1 official driver's license. The identicard shall expire on the fifth
2 anniversary of the applicant's birthdate after issuance.

3 (2) The department may cancel an "identicard" upon a showing by its
4 records or other evidence that the holder of such "identicard" has
5 committed a violation relating to "identicards" defined in RCW
6 46.20.336.

7 NEW SECTION. **Sec. 9.** Sections 4 through 7 of this act are
8 each added to chapter 43.24 RCW.

9 NEW SECTION. **Sec. 10.** This act shall take effect July 1, 1993.