

---

ENGROSSED SUBSTITUTE SENATE BILL 5364

---

State of Washington

57th Legislature

2001 Regular Session

By Senate Committee on Transportation (originally sponsored by  
Senators Horn, Haugen and Benton)

READ FIRST TIME 02/21/01.

1 AN ACT Relating to drivers' licenses and identicards; amending  
2 RCW 26.23.140 and 26.23.150; and adding a new section to chapter  
3 46.20 RCW.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 46.20  
6 RCW to read as follows:

7 Any contract entered into between the department and a private  
8 vendor in which the vendor provides services involving drivers'  
9 licenses or identicards must contain the following language:  
10 "Drivers' licenses and identicards must not contain: (1) Driver  
11 social security numbers in either visible or machine readable  
12 form; or (2) driver fingerprints or thumbprints."

13 **Sec. 2.** RCW 26.23.140 and 1998 c 160 s 6 are each amended to read  
14 as follows:

15 The federal personal responsibility and work opportunity  
16 reconciliation act of 1996, P.L. 104-193, requires states to  
17 collect social security numbers as part of the application process

1 for professional licenses, driver's licenses, occupational  
2 licenses, and recreational licenses. The legislature finds that if  
3 social security numbers are accessible to the public, it will be  
4 relatively easy for someone to use another's social security  
5 number fraudulently to assume that person's identity and gain  
6 access to bank accounts, credit services, billing information,  
7 driving history, and other sources of personal information.  
8 (~~Public Law 104-193 could compound and exacerbate the disturbing~~  
9 ~~trend of social security number related fraud. In order to prevent~~  
10 ~~fraud and curtail invasions of privacy, the governor, through the~~  
11 ~~department of social and health services, shall seek a waiver to~~  
12 ~~the federal mandate to record social security numbers on~~  
13 ~~applications for professional, driver's, occupational, and~~  
14 ~~recreational licenses. If a waiver is not granted, the licensing~~  
15 ~~agencies shall collect and disclose social security numbers as~~  
16 ~~required under RCW 26.23.150.))~~)

17 **Sec. 3.** RCW 26.23.150 and 1999 c 138 s 2 are each amended to read  
18 as follows:

19 In order to assist in child support enforcement as required by  
20 federal law, all applicants for an original, replacement, or  
21 renewal of a professional license, (~~commercial~~) driver's  
22 license, occupational license, or recreational license must  
23 furnish the licensing agency with the applicant's social security  
24 number, which shall be recorded on the application. (~~No applicant~~  
25 ~~for an original, replacement, or renewal noncommercial driver's~~  
26 ~~license is required to furnish the licensing agency with the~~  
27 ~~applicant's social security number for purposes of assisting in~~  
28 ~~child support enforcement prior to the time necessary to comply~~  
29 ~~with the federal deadline.)) The licensing agencies collecting  
30 social security numbers shall not display the social security  
31 number on the license document. Social security numbers collected  
32 by licensing agencies shall not be disclosed except as required by  
33 state or federal law or under RCW 26.23.120. Provided, that the  
34 governor, through the department of social and health services,  
35 shall seek a waiver to the federal mandate to record social  
36 security numbers on applications for professional, driver's,~~

1 occupational, and recreational licenses, and, if such a waiver is  
2 obtained, then this section shall be null and void.

--- END ---

