
SENATE BILL 6680

State of Washington 59th Legislature 2006 Regular Session

By Senators Brandland, Haugen and Rasmussen

Read first time 01/18/2006. Referred to Committee on Transportation.

1 AN ACT Relating to a biometric matching system for driver's
2 licenses and identicards; and amending RCW 46.20.037.

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

4 **Sec. 1.** RCW 46.20.037 and 2004 c 273 s 3 are each amended to read
5 as follows:

6 (1) No later than ~~((January 1, 2006,))~~ two years after full
7 implementation of the provisions of Title II of P.L. 109-13, improved
8 security for driver's licenses and personal identification cards (Real
9 ID), as passed by Congress May 10, 2005, the department shall implement
10 a voluntary biometric matching system for driver's licenses and
11 identicards. ~~((The))~~ A biometric matching system shall be used only to
12 verify the identity of an applicant for a renewal or duplicate driver's
13 license or identicard by matching a biometric identifier submitted by
14 the applicant against the biometric identifier submitted when the
15 license was last issued. This project requires a full review by the
16 information services board using the criteria for projects of the
17 highest visibility and risk.

18 (2) ~~((The))~~ Any biometric matching system selected by the

1 department shall be capable of highly accurate matching, and shall be
2 compliant with biometric standards established by the American
3 association of motor vehicle administrators.

4 ~~(3) ((The biometric matching system selected by the department must
5 incorporate a process that allows the owner of a driver's license or
6 identicard to present a personal identification number or other code
7 along with the driver's license or identicard before the information
8 may be verified by a third party.~~

9 ~~(4))~~ Upon the establishment of a biometric driver's license and
10 identicard system as described in this section, the department shall
11 allow every person applying for an original, renewal, or duplicate
12 driver's license or identicard to voluntarily submit a biometric
13 identifier. Each applicant shall be informed of all ways in which the
14 biometric identifier may be used, all parties to whom the identifier
15 may be disclosed and the conditions of disclosure, the expected error
16 rates for the biometric matching system which shall be regularly
17 updated as the technology changes or empirical data is collected, and
18 the potential consequences of those errors. The department shall adopt
19 rules to allow applicants to verify the accuracy of the system at the
20 time that biometric information is submitted, including the use of at
21 least two separate devices.

22 ~~((+5))~~ (4) The department may not disclose biometric information
23 to the public or any governmental entity except when authorized by
24 court order.

25 ~~((+6))~~ (5) All biometric information shall be stored with
26 appropriate safeguards, including but not limited to encryption.

27 ~~((+7))~~ (6) The department shall develop procedures to handle
28 instances in which the biometric matching system fails to verify the
29 identity of an applicant for a renewal or duplicate driver's license or
30 identicard. These procedures shall allow an applicant to prove identity
31 without using a biometric identifier.

32 ~~((+8))~~ (7) Any person who has voluntarily submitted a biometric
33 identifier may choose to discontinue participation in the biometric
34 matching program at any time, provided that the department utilizes a
35 secure procedure to prevent fraudulent requests for a renewal or
36 duplicate driver's license or identicard. ~~((When the person
37 discontinues participation, any previously collected biometric
38 information shall be destroyed.~~

1 ~~(9) If Engrossed Substitute Senate Bill No. 5428 or House Bill No.~~
2 ~~1681 is enacted into law,~~) (8) This section does not apply when an
3 applicant renews his or her driver's license or identicard by mail or
4 electronic commerce.

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