

SB 5087 - DIGEST

(SUBSTITUTED FOR - SEE 1ST SUB)

Provides that a state agency or program may not expend funds to implement or comply with the REAL ID Act of 2005, P. L. 109-13, unless: (1) The requirements of this act are met; and

(2) Federal funds are received by the state of Washington and are: (a) allocated to fund the implementation of the REAL ID Act of 2005 in the state; and (b) in amounts sufficient to cover the costs of the state implementing or complying with the REAL ID Act of 2005, as those costs are estimated by the office of financial management.

Requires that, before issuing a driver's license or identicard that complies with the requirements of the REAL ID Act of 2005, P.L. 109-13, and before storing or including data about Washington state residents in any database, records facility, or computer system that meets the requirements of the REAL ID Act of 2005, the department of licensing shall certify that the driver's license, identicard, database, records facility, computer system, and the department's personnel screening and training procedures: (1) Include all reasonable security measures to protect the privacy of Washington state residents;

(2) Include all reasonable safeguards to protect against unauthorized disclosure of data; and

(3) Do not place unreasonable costs or recordkeeping burdens on a driver's license or identicard applicant.

Authorizes the department of licensing and the office of financial management to analyze the costs and burdens to the state of Washington, and to applicants of drivers' licenses or identicards, of complying with the requirements of the REAL ID Act of 2005, P.L. 109-13, and any related federal regulations.

Authorizes the attorney general to, with approval of the governor, challenge the legality or constitutionality of the REAL ID Act of 2005.