
SENATE BILL 6491

State of Washington

63rd Legislature

2014 Regular Session

By Senators Tom, Sheldon, Bailey, Braun, Ericksen, Honeyford, Parlette, Benton, and Roach

Read first time 01/29/14. Referred to Committee on Human Services & Corrections.

1 AN ACT Relating to photo identification on electronic benefit cards
2 issued to recipients of public assistance; and amending RCW 74.08.580.

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

4 **Sec. 1.** RCW 74.08.580 and 2012 c 253 s 2 are each amended to read
5 as follows:

6 (1)(a) An electronic benefit card issued to or on behalf of a
7 person receiving public assistance must contain a photo identification
8 of the person authorized to use the card.

9 (b) Any costs associated with this subsection (1) must be spread
10 out over a six-month period and deducted from the electronic benefit
11 card issued to the person receiving assistance.

12 (2) Any person receiving public assistance is prohibited from using
13 electronic benefit cards or cash obtained with electronic benefit
14 cards:

15 (a) For the purpose of participating in any of the activities
16 authorized under chapter 9.46 RCW;

17 (b) For the purpose of parimutuel wagering authorized under chapter
18 67.16 RCW;

1 (c) To purchase lottery tickets or shares authorized under chapter
2 67.70 RCW;

3 (d) For the purpose of participating in or purchasing any
4 activities located in a tattoo, body piercing, or body art shop
5 licensed under chapter 18.300 RCW;

6 (e) To purchase cigarettes as defined in RCW 82.24.010 or tobacco
7 products as defined in RCW 82.26.010;

8 (f) To purchase any items regulated under Title 66 RCW; or

9 (g) For the purpose of purchasing or participating in any
10 activities in any location listed in subsection ~~((+2))~~ (3) of this
11 section.

12 ~~((+2))~~ (3) On or before January 1, 2012, the businesses listed in
13 this subsection must disable the ability of ATM and point-of-sale
14 machines located on their business premises to accept the electronic
15 benefit card. The following businesses are required to comply with
16 this mandate:

17 (a) Taverns licensed under RCW 66.24.330;

18 (b) Beer/wine specialty stores licensed under RCW 66.24.371;

19 (c) Nightclubs licensed under RCW 66.24.600;

20 (d) Contract liquor stores defined under RCW 66.04.010;

21 (e) Bail bond agencies regulated under chapter 18.185 RCW;

22 (f) Gambling establishments licensed under chapter 9.46 RCW;

23 (g) Tattoo, body piercing, or body art shops regulated under
24 chapter 18.300 RCW;

25 (h) Adult entertainment venues with performances that contain
26 erotic material where minors under the age of eighteen are prohibited
27 under RCW 9.68A.150; and

28 (i) Any establishments where persons under the age of eighteen are
29 not permitted.

30 ~~((+3))~~ (4) The department must notify the licensing authority of
31 any business listed in subsection ~~((+2))~~ (3) of this section that such
32 business has continued to allow the use of the electronic benefit card
33 in violation of subsection ~~((+2))~~ (3) of this section.

34 ~~((+4))~~ (5) Only the recipient, an eligible member of the
35 household, or the recipient's authorized representative may use an
36 electronic benefit card or the benefit and such use shall only be for
37 the respective benefit program purposes. Unless a recipient's family
38 member is an eligible member of the household, the recipient's

1 authorized representative, an alternative cardholder, or has been
2 assigned as a protective payee, no family member may use the benefit
3 card. The recipient shall not sell, or attempt to sell, exchange, or
4 donate an electronic benefit card or any benefits to any other person
5 or entity.

6 ~~((+5))~~ (6) The first violation of subsection ~~((+1))~~ (2) of this
7 section by a recipient constitutes a class 4 civil infraction under RCW
8 7.80.120. Second and subsequent violations of subsection ~~((+1))~~ (2)
9 of this section constitute a class 3 civil infraction under RCW
10 7.80.120.

11 (a) The department shall notify, in writing, all recipients of
12 electronic benefit cards that any violation of subsection ~~((+1))~~ (2)
13 of this section could result in legal proceedings and forfeiture of all
14 cash public assistance.

15 (b) Whenever the department receives notice that a person has
16 violated subsection ~~((+1))~~ (2) of this section, the department shall
17 notify the person in writing that the violation could result in legal
18 proceedings and forfeiture of all cash public assistance.

19 (c) The department shall assign a protective payee to the person
20 receiving public assistance who violates subsection ~~((+1))~~ (2) of this
21 section two or more times.

22 ~~((+6))~~ (7) In assigning a personal identification number to an
23 electronic benefit card, the department shall not routinely use any
24 sequence of numbers that appear on the card except in circumstances
25 resulting from in-state or national disasters. Personal identification
26 numbers assigned to electronic benefit cards issued to support the
27 distribution of benefits when there is a disaster may include a
28 sequence of numbers that appears on the card.

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