
SUBSTITUTE HOUSE BILL 1320

State of Washington

64th Legislature

2015 Regular Session

By House Public Safety (originally sponsored by Representatives Goodman and Moscoso; by request of Department of Corrections)

READ FIRST TIME 02/04/15.

1 AN ACT Relating to creating an identicard program for certain
2 incarcerated offenders; amending RCW 46.20.117 and 46.20.117; adding
3 a new section to chapter 72.09 RCW; creating a new section; providing
4 effective dates; providing an expiration date; and declaring an
5 emergency.

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

7 NEW SECTION. **Sec. 1.** The legislature intends to create an
8 identicard program to provide incarcerated offenders with a state-
9 issued identicard to assist and prepare each offender for release
10 from prison and reentry into the community. The legislature finds
11 that each step that assists individuals being released from prison
12 helps incarcerated offenders avoid predictable conditions that lead
13 to future recidivism and that a reduction in recidivism makes the
14 community safer, transforms formerly incarcerated offenders into
15 productive citizens, and strengthens the family structure that
16 surrounds each offender. The goal of the identicard program is to
17 provide proper state identification to offenders upon release to the
18 community, which is critical for accessing services, employment,
19 housing, and various other opportunities in the community.

1 NEW SECTION. **Sec. 2.** A new section is added to chapter 72.09
2 RCW to read as follows:

3 (1) The department, in conjunction with the department of
4 licensing, must provide offenders with a state-issued identicard
5 pursuant to RCW 46.20.117 at no cost to the offender.

6 (2) An offender is eligible for an original, renewal, or
7 replacement identicard under this section if he or she:

8 (a) Has been sentenced to a term of confinement totaling more
9 than one year and committed to department custody;

10 (b) Is confined within a state correctional facility and has at
11 least sixty days remaining on his or her confinement term as of the
12 effective date of this section;

13 (c) Has not waived his or her right under this section to an
14 identicard; and

15 (d) Does not have a current and valid state-issued identification
16 card.

17 (3) An offender's valid identification card issued by the
18 department may serve as sufficient proof of identity and residency
19 under RCW 46.20.035 to obtain a state-issued identicard pursuant to
20 RCW 46.20.117.

21 **Sec. 3.** RCW 46.20.117 and 2012 c 80 s 6 are each amended to read
22 as follows:

23 (1) **Issuance.** The department shall issue an identicard,
24 containing a picture, if the applicant:

25 (a) (i) Does not hold a valid Washington driver's license;

26 ~~((b))~~ (ii) Proves his or her identity as required by RCW
27 46.20.035; and

28 ~~((c))~~ (iii) Pays the required fee. Except as provided in (b) of
29 this subsection and subsection (5) of this section, the fee is forty-
30 five dollars from October 1, 2012, to June 30, 2013, and fifty-four
31 dollars after June 30, 2013, unless an applicant is a recipient of
32 continuing public assistance grants under Title 74 RCW, who is
33 referred in writing by the secretary of social and health services.
34 For those persons the fee must be the actual cost of production of
35 the identicard; or

36 (b) Qualifies for an identicard under section 2 of this act.

37 (i) An identicard issued under this subsection (1)(b) expires one
38 year from the first anniversary of the offender's birth date after
39 issuance.

1 (ii) The department may charge the department of corrections a
2 fee of nine dollars for an identicard issued under this subsection
3 (1)(b).

4 (2) **Design and term.** The identicard must:

5 (a) Be distinctly designed so that it will not be confused with
6 the official driver's license; and

7 (b) Except as provided in subsection (1)(b) or (5) of this
8 section, expire on the sixth anniversary of the applicant's birthdate
9 after issuance.

10 (3) **Renewal.** An application for identicard renewal may be
11 submitted by means of:

12 (a) Personal appearance before the department; or

13 (b) Mail or electronic commerce, if permitted by rule of the
14 department and if the applicant did not renew his or her identicard
15 by mail or by electronic commerce when it last expired.

16 An identicard may not be renewed by mail or by electronic
17 commerce unless the renewal issued by the department includes a
18 photograph of the identicard holder.

19 (4) **Cancellation.** The department may cancel an identicard if the
20 holder of the identicard used the card or allowed others to use the
21 card in violation of RCW 46.20.0921.

22 (5) **Alternative issuance/renewal/extension.** The department may
23 issue or renew an identicard for a period other than five years from
24 October 1, 2012, to June 30, 2013, or six years after June 30, 2013,
25 or may extend by mail or electronic commerce an identicard that has
26 already been issued, in order to evenly distribute, as nearly as
27 possible, the yearly renewal rate of identicard holders. The fee for
28 an identicard issued or renewed for a period other than five years
29 from October 1, 2012, to June 30, 2013, or six years after June 30,
30 2013, or that has been extended by mail or electronic commerce, is
31 nine dollars for each year that the identicard is issued, renewed, or
32 extended. The department may adopt any rules as are necessary to
33 carry out this subsection.

34 **Sec. 4.** RCW 46.20.117 and 2014 c 185 s 2 are each amended to
35 read as follows:

36 (1) **Issuance.** The department shall issue an identicard,
37 containing a picture, if the applicant:

38 (a)(i) Does not hold a valid Washington driver's license;

1 ~~((b))~~(ii) Proves his or her identity as required by RCW
2 46.20.035; and

3 ~~((c))~~(iii) Pays the required fee. Except as provided in (b) of
4 this subsection and subsection (5) of this section, the fee is forty-
5 five dollars from October 1, 2012, to June 30, 2013, and fifty-four
6 dollars after June 30, 2013, unless an applicant is a recipient of
7 continuing public assistance grants under Title 74 RCW, who is
8 referred in writing by the secretary of social and health services.
9 For those persons the fee must be the actual cost of production of
10 the identicard; or

11 (b) Qualifies for an identicard under section 2 of this act.

12 (i) An identicard issued under this subsection (1)(b) expires one
13 year from the first anniversary of the offender's birth date after
14 issuance.

15 (ii) The department may charge the department of corrections a
16 fee of nine dollars for an identicard issued under this subsection
17 (1)(b).

18 (2)(a) **Design and term.** The identicard must:

19 (i) Be distinctly designed so that it will not be confused with
20 the official driver's license; and

21 (ii) Except as provided in subsection (1)(b) or (5) of this
22 section, expire on the sixth anniversary of the applicant's birthdate
23 after issuance.

24 (b) The identicard may include the person's status as a veteran,
25 consistent with RCW 46.20.161(2).

26 (3) **Renewal.** An application for identicard renewal may be
27 submitted by means of:

28 (a) Personal appearance before the department; or

29 (b) Mail or electronic commerce, if permitted by rule of the
30 department and if the applicant did not renew his or her identicard
31 by mail or by electronic commerce when it last expired.

32 An identicard may not be renewed by mail or by electronic
33 commerce unless the renewal issued by the department includes a
34 photograph of the identicard holder.

35 (4) **Cancellation.** The department may cancel an identicard if the
36 holder of the identicard used the card or allowed others to use the
37 card in violation of RCW 46.20.0921.

38 (5) **Alternative issuance/renewal/extension.** The department may
39 issue or renew an identicard for a period other than five years from
40 October 1, 2012, to June 30, 2013, or six years after June 30, 2013,

1 or may extend by mail or electronic commerce an identicard that has
2 already been issued, in order to evenly distribute, as nearly as
3 possible, the yearly renewal rate of identicard holders. The fee for
4 an identicard issued or renewed for a period other than five years
5 from October 1, 2012, to June 30, 2013, or six years after June 30,
6 2013, or that has been extended by mail or electronic commerce, is
7 nine dollars for each year that the identicard is issued, renewed, or
8 extended. The department may adopt any rules as are necessary to
9 carry out this subsection.

10 NEW SECTION. **Sec. 5.** Section 3 of this act expires August 30,
11 2017.

12 NEW SECTION. **Sec. 6.** Section 4 of this act takes effect August
13 30, 2017.

14 NEW SECTION. **Sec. 7.** Except for section 4 of this act, this act
15 is necessary for the immediate preservation of the public peace,
16 health, or safety, or support of the state government and its
17 existing public institutions, and takes effect July 1, 2015.

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