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SECOND SUBSTITUTE HOUSE BILL 1679

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State of Washington                      65th Legislature                      2018 Regular Session

**By** House Public Safety (originally sponsored by Representatives Goodman, Klippert, Pettigrew, Chapman, Hayes, Muri, Hudgins, and Robinson; by request of Department of Corrections)

READ FIRST TIME 01/15/18.

1            AN ACT Relating to issuing a two-year identicard for offenders  
2 released from prison facilities; amending RCW 46.20.117; adding a new  
3 section to chapter 72.09 RCW; creating new sections; and providing an  
4 effective date.

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

6            NEW SECTION.    **Sec. 1.**    The legislature intends to create an  
7 identicard program to assist incarcerated offenders to obtain a  
8 state-issued identicard to aid and prepare offenders for release from  
9 prison and reentry into the community. The legislature finds that  
10 each step that assists individuals being released from prisons helps  
11 incarcerated offenders avoid predictable conditions that lead to  
12 future recidivism. In accordance with executive order 16-05 building  
13 safe and strong communities through successful reentry, this act  
14 intends to ensure that offenders released from state prisons have  
15 adequate identification in order to increase public safety and reduce  
16 recidivism.

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

19            (1) Subject to the availability of amounts appropriated for this  
20 specific purpose, the department, working in conjunction with the

1 department of licensing, shall create and implement an identicard  
2 program to provide offenders releasing within Washington state a  
3 state-issued identicard pursuant to RCW 46.20.117.

4 (2) An offender is eligible for an original, renewal, or  
5 replacement identicard pursuant to this section, provided he or she:

6 (a) Meets the department of licensing criteria under RCW  
7 46.20.117;

8 (b) Is sentenced to the custody of the department, and is  
9 incarcerated within a correctional facility with an earned release  
10 date that is more than one year from his or her admission date;

11 (c) Is expected to be released to a location within Washington  
12 state, and is not expected to be transported or otherwise detained in  
13 a federal correctional or detention facility or a correctional or  
14 detention facility in another state; and

15 (d) Does not have a current and valid state-issued identicard.

16 **Sec. 3.** RCW 46.20.117 and 2017 c 122 s 2 are each amended to  
17 read as follows:

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

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

21 ~~((b))~~ (ii) Proves his or her identity as required by RCW  
22 46.20.035; and

23 ~~((c))~~ (iii) Pays the required fee. Except as provided in (b) of  
24 this subsection or subsection (5) of this section, the fee is fifty-  
25 four dollars, unless an applicant is: ~~((i))~~ (A) A recipient of  
26 continuing public assistance grants under Title 74 RCW, who is  
27 referred in writing by the secretary of social and health services;  
28 or ~~((ii))~~ (B) under the age of eighteen and does not have a  
29 permanent residence address as determined by the department by rule.  
30 For those persons, the fee must be the actual cost of production of  
31 the identicard; or

32 (b) Is eligible for issuance of an identicard under section 2 of  
33 this act.

34 (i) A valid identification card issued by the department of  
35 corrections may serve as sufficient proof of identity and residency  
36 for an applicant under this subsection (1)(b);

37 (ii) An identicard issued under this subsection (1)(b) must  
38 expire two years from the first anniversary of the offender's  
39 birthdate after issuance; and

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

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

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

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

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

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

13       (a) Personal appearance before the department; or

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

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

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

23       (5) **Alternative issuance/renewal/extension.** The department may  
24 issue or renew an identicard for a period other than six years, or  
25 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 six years, or  
29 that has been extended by mail or electronic commerce, is nine  
30 dollars for each year that the identicard is issued, renewed, or  
31 extended. The department may adopt any rules as are necessary to  
32 carry out this subsection.

33       NEW SECTION.    **Sec. 4.** The department of corrections and the  
34 department of licensing may enter into a memorandum of understanding  
35 to meet the requirements of this act, and have discretion to  
36 implement this act over a period of time not to exceed twelve months  
37 from the effective date of this section.

1        NEW SECTION.    **Sec. 5.**    This act takes effect January 1, 2019.

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