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**SUBSTITUTE SENATE BILL 6280**

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**State of Washington**

**65th Legislature**

**2018 Regular Session**

**By** Senate Transportation (originally sponsored by Senators Darneille, O'Ban, Kuderer, Hasegawa, and Conway)

READ FIRST TIME 02/06/18.

1       AN ACT Relating to issuing an identicard for offenders released  
2 from prison facilities; amending RCW 46.20.117; adding a new section  
3 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 obtain a state-  
8 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 the governor's executive order  
13 No. 16-05, "Building Safe and Strong Communities through Successful  
14 Reentry," this act intends to ensure that offenders released from  
15 state prisons have adequate identification in order to increase  
16 public safety and reduce 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 released 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 of corrections,  
9 and is incarcerated within a department of corrections facility with  
10 an earned release date that is more than one year from his or her  
11 admission date;

12 (c) Is expected to be released to a location within Washington  
13 state; and

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

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) An identicard issued under this subsection must expire two  
35 years from the first anniversary of the offender's birthdate after  
36 issuance; and

37 (ii) The department shall charge the department of corrections a  
38 fee sufficient to cover fifty percent of the costs of an identicard  
39 issued under this subsection.

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

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

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

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

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

11 (a) Personal appearance before the department; or

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

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

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

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

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

1           NEW SECTION.   **Sec. 5.**   Sections 2 and 3 of this act take effect  
2   January 1, 2019.

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