

SSB 6429 - H AMD 2171

By Representative Kilduff

ADOPTED 03/06/2020

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** The legislature finds that the health
4 and safety of the traveling public, law enforcement, and emergency
5 medical service providers are enhanced by the voluntary sharing of
6 information about medical conditions, including deafness and
7 developmental disabilities. Licensed drivers and applicants who wish
8 to voluntarily include a medical alert designation on their driver's
9 license may provide law enforcement and emergency medical service
10 providers with the opportunity to know at the point of contact or
11 shortly thereafter that there is a medical condition which could
12 affect communication or account for a driver health emergency. By
13 taking action in accordance with existing driver privacy
14 protections, the legislature seeks to enhance health and public
15 safety by the voluntary provision and careful use of this information.
16

17 **Sec. 2.** RCW 46.20.117 and 2018 c 157 s 2 are each amended to
18 read as follows:

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

- 21 (a) Does not hold a valid Washington driver's license;
- 22 (b) Proves his or her identity as required by RCW 46.20.035; and
- 23 (c) Pays the required fee. Except as provided in subsection
24 ((+5+)) (7) of this section, the fee is fifty-four dollars, unless
25 an applicant is:

26
27

1 (i) A recipient of continuing public assistance grants under
2 Title 74 RCW, who is referred in writing by the secretary of social
3 and health services;

4 (ii) Under the age of eighteen and does not have a permanent
5 residence address as determined by the department by rule; or

6 (iii) An individual who is scheduled to be released from an
7 institution as defined in RCW 13.40.020, a community facility as
8 defined in RCW 72.05.020, or other juvenile rehabilitation facility
9 operated by the department of social and health services or the
10 department of children, youth, and families; or an individual who
11 has been released from such an institution or facility within thirty
12 calendar days before the date of the application.

13 For those persons under (c)(i) through (iii) of this subsection,
14 the fee must be the actual cost of production of the identicard.

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

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

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

21 (b) The identicard may include the person's status as a veteran,
22 consistent with RCW 46.20.161(~~(+2+)~~) (4).

23 (c) If applicable, the identicard may include a medical alert
24 designation as provided in subsection (5) of this section.

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

27 (a) Personal appearance before the department; or

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

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

34

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

4 (5) Any person may apply to the department to obtain a medical
5 alert designation, a developmental disability designation, or a
6 deafness designation on an identicard issued under this chapter by
7 providing:

8 (a) Self-attestation that the individual:

9 (i) Has a medical condition that could affect communication or
10 account for a health emergency;

11 (ii) Is deaf or hard of hearing; or

12 (iii) Has a developmental disability as defined in RCW 71A.10.020;

13 (b) A statement from the person that they have voluntarily
14 provided the self-attestation and other information verifying the
15 condition; and

16 (c) For persons under eighteen years of age or who have a
17 developmental disability, the signature of a parent or legal guardian.

18 (6) A self-attestation or data contained in a self-attestation
19 provided under this section:

20 (a) Shall not be disclosed; and

21 (b) Is for the confidential use of the director, the chief of
22 the Washington state patrol, and law enforcement and emergency
23 medical service providers as designated by law.

24 (7) **Alternative issuance/renewal/extension.** The department may
25 issue or renew an identicard for a period other than six years, or
26 may extend by mail or electronic commerce an identicard that has
27 already been issued, in order to evenly distribute, as nearly as
28 possible, the yearly renewal rate of identicard holders. The fee for
29 an identicard issued or renewed for a period other than six years,
30 or that has been extended by mail or electronic commerce, is nine
31 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

1 **Sec. 3.** RCW 46.20.161 and 2018 c 69 s 1 are each amended to
2 read as follows:

3 (1) The department, upon receipt of a fee of forty-five dollars
4 from October 1, 2012, to June 30, 2013, and fifty-four dollars after
5 June 30, 2013, unless the driver's license is issued for a period
6 other than five years from October 1, 2012, to June 30, 2013, or six
7 years after June 30, 2013, in which case the fee shall be nine
8 dollars for each year that the license is issued, which includes the
9 fee for the required photograph, shall issue to every qualifying
10 applicant a driver's license. A driver's license issued to a person
11 under the age of eighteen is an intermediate license, subject to the
12 restrictions imposed under RCW 46.20.075, until the person reaches
13 the age of eighteen.

14 (2) The license must include:

15 (a) A distinguishing number assigned to the licensee((~~7~~))i

16 (b) The name of record((~~7~~))i

17 (c) Date of birth((~~7~~))i

18 (d) Washington residence address((~~7~~))i

19 (e) Photograph((~~7~~))i

20 (f) A brief description of the licensee((~~7~~))i

21 (g) Either a facsimile of the signature of the licensee or a
22 space upon which the licensee shall write his or her usual signature
23 with pen and ink immediately upon receipt of the license((~~7~~ and ~~7~~))i

24 (h) If applicable, the person's status as a veteran as provided
25 in subsection ((~~+2~~)) (4) of this section; and

26 (i) If applicable, a medical alert designation as provided in
27 subsection (5) of this section.

28 (3) No license is valid until it has been ((~~se~~)) signed by the
29 licensee.

30 ((~~+2~~)) (4)(a) A veteran, as defined in RCW 41.04.007, or an
31 individual who otherwise meets the criteria of RCW 41.04.007 but who
32 has received a general discharge under honorable conditions, may
33 apply to the department to obtain a veteran designation on a
34 driver's license issued under this section by providing:

1 ~~((a))~~ (i) A United States department of veterans affairs
2 identification card or proof of service letter;

3 ~~((b))~~ (ii) A United States department of defense discharge
4 document, DD Form 214 or DD Form 215, as it exists on June 7, 2018,
5 or such subsequent date as may be provided by the department by
6 rule, consistent with the purposes of this section, or equivalent or
7 successor discharge paperwork, that shows a discharge status of
8 "honorable" or "general under honorable conditions" that establishes
9 the person's service in the armed forces of the United States;

10 ~~((c))~~ (iii) A national guard state-issued report of separation
11 and military service, NGB Form 22, as it exists on June 7, 2018, or
12 such subsequent date as may be provided by the department by rule,
13 consistent with the purposes of this section, or equivalent or
14 successor discharge paperwork, that shows a discharge status of
15 "honorable" or "general under honorable conditions" that establishes
16 the person's active duty or reserve service in the national guard; or

17 ~~((d))~~ (iv) A United States uniformed services identification
18 card, DD Form 2, that displays on its face that it has been issued
19 to a retired member of any of the armed forces of the United States,
20 including the national guard and armed forces reserves.

21 (b) The department may permit a veteran, as defined in RCW
22 41.04.007, or an individual who otherwise meets the criteria of RCW
23 41.04.007 but who has received a general discharge under honorable
24 conditions, to submit an alternate form of documentation to apply to
25 obtain a veteran designation on a driver's license, as specified by
26 rule, that requires a discharge status of "honorable" or "general
27 under honorable conditions" and that establishes the person's
28 service as required under RCW 41.04.007.

29 (5) Any person may apply to the department to obtain a medical
30 alert designation, a developmental disability designation, or a
31 deafness designation on a driver's license issued under this chapter
32 by providing:

33 (a) Self-attestation that the individual:
34

1 (i) Has a medical condition that could affect communication or
2 account for a driver health emergency;
3 (ii) Is deaf or hard of hearing; or
4 (iii) Has a developmental disability as defined in RCW 71A.10.020;
5 (b) A statement from the person that they have voluntarily
6 provided the self-attestation and other information verifying the
7 condition; and
8 (c) For persons under eighteen years of age or who have a
9 developmental disability, the signature of a parent or legal guardian.
10 (6) A self-attestation or data contained in a self-attestation
11 provided under this section:
12 (a) Shall not be disclosed;
13 (b) Is for the confidential use of the director, the chief of
14 the Washington state patrol, and law enforcement and emergency
15 medical service providers as designated by law; and
16 (c) Is subject to the privacy protections of the driver's
17 privacy protection act, 18 U.S.C. Sec. 2725.

18

19 NEW SECTION. Sec. 4. This act takes effect January 1, 2022."

20

21 Correct the title.

EFFECT: In addition to providing designations on driver's licenses and identicards for individuals who have developmental disabilities, designations for medical alert and deafness are also provided.

--- END ---