

SB 5800 - H COMM AMD
By Committee on Transportation

ADOPTED 02/28/2024

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

3 "Sec. 1. RCW 46.20.075 and 2023 c 445 s 2 are each amended to
4 read as follows:

5 (1) An intermediate license authorizes the holder to drive a
6 motor vehicle under the conditions specified in this section. An
7 applicant for an intermediate license must be at least 16 years of
8 age and:

9 (a) Have possessed a valid instruction permit for a period of not
10 less than six months;

11 (b) Have passed a driver licensing examination administered by
12 the department;

13 (c) Have passed a course of driver's education in accordance with
14 the standards established in RCW 46.20.100;

15 (d) Present certification by his or her parent, guardian, ~~((or))~~
16 employer, or responsible adult to the department stating (i) that the
17 applicant has had at least 50 hours of driving experience, 10 of
18 which were at night, during which the driver was supervised by a
19 person at least 21 years of age who has had a valid driver's license
20 for at least three years, and (ii) that the applicant has not been
21 issued a notice of traffic infraction or cited for a traffic
22 violation that is pending at the time of the application for the
23 intermediate license;

24 (e) Not have been convicted of or found to have committed a
25 traffic violation within the last six months before the application
26 for the intermediate license; and

27 (f) Not have been adjudicated for an offense involving the use of
28 alcohol or drugs during the period the applicant held an instruction
29 permit.

30 (2) For the first six months after the issuance of an
31 intermediate license or until the holder reaches 18 years of age,
32 whichever occurs first, the holder of the license may not operate a

1 motor vehicle that is carrying any passengers under the age of 20 who
2 are not members of the holder's immediate family. For the remaining
3 period of the intermediate license, the holder may not operate a
4 motor vehicle that is carrying more than three passengers who are
5 under the age of 20 who are not members of the holder's immediate
6 family.

7 (3) The holder of an intermediate license may not operate a motor
8 vehicle between the hours of 1 a.m. and 5 a.m. except (a) when the
9 holder is accompanied by a licensed driver who is at least 25 years
10 of age, or (b) for school, religious, or employment activities for
11 the holder or a member of the holder's immediate family as defined in
12 this section.

13 (4) The holder of an intermediate license may not operate a
14 moving motor vehicle while using a wireless communications device
15 unless the holder is using the device to report illegal activity,
16 summon medical or other emergency help, or prevent injury to a person
17 or property.

18 (5) It is a traffic infraction for the holder of an intermediate
19 license to operate a motor vehicle in violation of the restrictions
20 imposed under this section.

21 (6) Except for a violation of subsection (4) of this section,
22 enforcement of this section by law enforcement officers may be
23 accomplished only as a secondary action when a driver of a motor
24 vehicle has been detained for a suspected violation of this title or
25 an equivalent local ordinance or some other offense.

26 (7) An intermediate licensee may drive at any hour without
27 restrictions on the number of passengers in the vehicle if necessary
28 for agricultural purposes.

29 (8) An intermediate licensee may drive at any hour without
30 restrictions on the number of passengers in the vehicle if, for the
31 12-month period following the issuance of the intermediate license,
32 he or she:

33 (a) Has not been involved in an accident involving only one motor
34 vehicle;

35 (b) Has not been involved in an accident where he or she was
36 cited in connection with the accident or was found to have caused the
37 accident;

38 (c) Has not been involved in an accident where no one was cited
39 or was found to have caused the accident; and

1 (d) Has not been convicted of or found to have committed a
2 traffic offense described in chapter 46.61 RCW or violated
3 restrictions placed on an intermediate licensee under this section.

4 (9) For the purposes of this section, (~~"immediate"~~) the
5 following definitions apply:

6 (a) "Immediate family" means an individual's spouse or domestic
7 partner, child, stepchild, grandchild, parent, stepparent,
8 grandparent, brother, half-brother, sister, or half-sister of the
9 individual, including foster children living in the household, and
10 the spouse or the domestic partner of any such person, and a child,
11 stepchild, grandchild, parent, stepparent, grandparent, brother,
12 half-brother, sister, or half-sister of the individual's spouse or
13 domestic partner, and the spouse or the domestic partner of any such
14 person.

15 (b) "Responsible adult" means a person specifically authorized by
16 the department who is over the age of 21 and:

17 (i) Has a familial, kinship, or caretaker relationship to a
18 minor;

19 (ii) Is an educational, medical, legal, social service, or
20 Washington state licensed mental health professional who provides
21 support directly to a minor in a professional capacity; or

22 (iii) Is an employee of a government entity and provides support
23 to a minor in a professional capacity.

24 **Sec. 2.** RCW 46.20.100 and 2017 c 197 s 7 are each amended to
25 read as follows:

26 (1) **Application.** The application of a person under the age of
27 (~~eighteen~~) 18 years for a driver's license or a motorcycle
28 endorsement must be signed by a parent (~~(or)~~), guardian (~~(with~~
29 ~~custody of the minor. If the person under the age of eighteen has no~~
30 ~~father, mother, or guardian, then the application must be signed by~~
31 ~~the minor's)~~), employer, or responsible adult as defined in RCW
32 46.20.075.

33 (2) **Traffic safety education requirement.** For a person under the
34 age of (~~eighteen~~) 18 years to obtain a driver's license, he or she
35 must meet the traffic safety education requirements of this
36 subsection.

37 (a) To meet the traffic safety education requirement for a
38 driver's license, the applicant must satisfactorily complete a driver
39 training education course as defined in RCW 28A.220.020 for a course

1 offered by a school district or approved private school, or as
2 defined by the department of licensing for a course offered by a
3 driver training school licensed under chapter 46.82 RCW. The course
4 offered by a school district or an approved private school must be
5 part of a traffic safety education program authorized by the office
6 of the superintendent of public instruction and certified under
7 chapter 28A.220 RCW. The course offered by a driver training school
8 must meet the standards established by the department of licensing
9 under chapter 46.82 RCW. The driver training education course may be
10 provided by:

11 (i) A secondary school within a school district or approved
12 private school that establishes and maintains an approved and
13 certified traffic safety education program under chapter 28A.220 RCW;
14 or

15 (ii) A driver training school licensed under chapter 46.82 RCW
16 that is annually approved by the department of licensing.

17 (b) To meet the traffic safety education requirement for a
18 motorcycle endorsement, the applicant must successfully complete a
19 motorcycle safety education course that meets the standards
20 established by the department of licensing.

21 (c) The department may waive the driver training education course
22 requirement for a driver's license if the applicant demonstrates to
23 the department's satisfaction that:

24 (i) He or she was unable to take or complete a driver training
25 education course;

26 (ii) A need exists for the applicant to operate a motor vehicle;
27 and

28 (iii) He or she has the ability to operate a motor vehicle in
29 such a manner as not to jeopardize the safety of persons or property.
30 The department may adopt rules to implement this subsection (2)(c) in
31 concert with the supervisor of the traffic safety education section
32 of the office of the superintendent of public instruction.

33 (d) The department may waive the driver training education course
34 requirement if the applicant was licensed to drive a motor vehicle or
35 motorcycle outside this state and provides proof that he or she has
36 had education equivalent to that required under this subsection.

37 **Sec. 3.** RCW 46.20.117 and 2021 c 158 s 5 are each amended to
38 read as follows:

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

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

4 (b) Proves the applicant's identity as required by RCW 46.20.035;
5 and

6 (c) Pays the required fee. Except as provided in subsection (7)
7 of this section, the fee is (~~seventy-two dollars~~) \$72, unless an
8 applicant is:

9 (i) A recipient of continuing public assistance grants under
10 Title 74 RCW, (~~who is referred in writing by the secretary of social~~
11 ~~and health services or by the secretary of children, youth, and~~
12 ~~families~~) or a participant in the Washington women, infants, and
13 children program. Any applicant under this subsection must be
14 verified by documentation sufficient to demonstrate eligibility;

15 (ii) Under the age of (~~twenty-five~~) 25 and does not have a
16 permanent residence address as determined by the department by rule;
17 or

18 (iii) An individual who is scheduled to be released from an
19 institution as defined in RCW 13.40.020, a community facility as
20 defined in RCW 72.05.020, or other juvenile rehabilitation facility
21 operated by the department of social and health services or the
22 department of children, youth, and families; or an individual who has
23 been released from such an institution or facility within (~~thirty~~)
24 30 calendar days before the date of the application.

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

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

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

30 (ii) Except as provided in subsection (7) of this section, expire
31 on the eighth anniversary of the applicant's birthdate after
32 issuance.

33 (b) The identicard may include the person's status as a veteran,
34 consistent with RCW 46.20.161(4).

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

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

39 (a) Personal appearance before the department;

1 (b) Mail or electronic commerce, if permitted by rule of the
2 department and if the applicant did not renew the identicard by mail
3 or by electronic commerce when it last expired; or

4 (c) From January 1, 2022, to June 30, 2024, electronic commerce,
5 if permitted by rule of the department.

6 An identicard may not be renewed by mail or by electronic
7 commerce unless the renewal issued by the department includes a
8 photograph of the identicard holder.

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

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

16 (a) Self-attestation that the individual:

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

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

20 (iii) Has a developmental disability as defined in RCW
21 71A.10.020;

22 (b) A statement from the person that they have voluntarily
23 provided the self-attestation and other information verifying the
24 condition; and

25 (c) For persons under (~~eighteen~~) 18 years of age or who have a
26 developmental disability, the signature of a parent or legal
27 guardian.

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

30 (a) Shall not be disclosed; and

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

34 (7) **Alternative issuance/renewal/extension.** The department may
35 issue or renew an identicard for a period other than eight years, or
36 may extend by mail or electronic commerce an identicard that has
37 already been issued. The fee for an identicard issued or renewed for
38 a period other than eight years, or that has been extended by mail or
39 electronic commerce, is (~~nine dollars~~) \$9 for each year that the
40 identicard is issued, renewed, or extended. The department must offer

1 the option to issue or renew an identicard for six years in addition
2 to the eight year issuance. The department may adopt any rules as are
3 necessary to carry out this subsection.

4 (8) Identicard photos must be updated in the same manner as
5 driver's license photos under RCW 46.20.120(5).

6 NEW SECTION. **Sec. 4.** (1) The department of licensing must
7 conduct a study on the feasibility of offering a reduced-fee
8 identicard. In completing this study, the department shall:

9 (a) Examine the current cost of identicards and its impact on
10 families and customers with limited resources;

11 (b) Conduct a review of additional states and how they handle
12 pricing of their identity credentials;

13 (c) Review parameters of eligibility for identicards issued under
14 RCW 46.20.117(1)(c);

15 (d) Recommend improvements to accessing identicards for the
16 public;

17 (e) Identify any changes in revenue associated with expanded
18 eligibility for reduced-fee identicards; and

19 (f) Identify any costs associated with administering and
20 promoting a reduced-fee identicard program.

21 (2) A report of the study findings and any recommendations are
22 due to the governor and the transportation committees of the
23 legislature by December 1, 2025.

24 (3) This section expires December 1, 2025.

25 NEW SECTION. **Sec. 5.** Sections 1 through 3 of this act take
26 effect January 1, 2025."

27 Correct the title.

EFFECT: Creates a definition for the responsible adult who under
the bill can sign the application for an intermediate driver's
license, driver's license, or motorcycle endorsement for a person
under the age of 18. Requires that a responsible adult be over the
age of 21. Specifies that a person can be authorized as a responsible
adult due to:

- Having a familial, kinship, or caretaker relationship to a
minor;
- Directly providing support to a minor as an educational,
medical, legal, social service, or Washington-state licensed mental
health professional; or

- Being an employee of a government entity who provides support to a minor in a professional capacity.

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