

2 2SSB 6364 - S AMD

3 By Senators Hayner, Madsen, Newhouse and A. Smith

4 Adopted 2/18/92

5 Strike everything after the enacting clause and insert the
6 following:

7 "NEW SECTION. Sec. 1. The legislature finds that
8 identification document fraud is pervasive in Washington state and
9 undermines immigration and anticrime policies of this state.
10 Identification document fraud often involves checks, credit cards,
11 licensing, voter registration cards, insurance, welfare, immigration,
12 money laundering, and the importation of illegal drugs. This abuse has
13 significant legal, economic, and political consequences, and undermines
14 the public confidence in governmental and commercial institutions.

15 The state driver's license and identification card are the most
16 commonly used documents for identification in private and public
17 transactions. The legislature finds that the driver's license is not
18 used merely to certify driver qualification, nor is the identification
19 card a document that should be issued without adequate proof of
20 identity.

21 Therefore, the legislature directs the Washington state patrol
22 organized crime advisory board to report on all aspects of the impact
23 of identification document fraud in the state of Washington. The
24 report shall include the efficacy of a state policy that the driver's
25 license and identification card issued by the department of licensing
26 become the basic identification documents of this state, and methods of
27 protecting the accuracy and integrity of an identification system. The

1 task force shall also report on the use and abuse of the voter
2 registration card for identification and other purposes.

3 The task force shall report its findings to the legislature by
4 January 1, 1993."

5 "Sec. 2. RCW 29.07.092 and 1975 1st ex.s. c 184 s 1 are each
6 amended to read as follows:

7 The county auditor shall acknowledge each new voter registration or
8 transfer by providing or sending the voter a card identifying his or
9 her current precinct, plainly stating "not valid for identification
10 purposes" and containing such other information as may be prescribed by
11 the secretary of state."

12 "Sec. 3. RCW 46.20.116 and 1969 ex.s. c 155 s 3 are each amended
13 to read as follows:

14 (1) The department shall not issue an identicard or Washington
15 state driver's license unless the applicant has satisfied the
16 department regarding his or her identity. In any event, to satisfy the
17 identity requirements of this section, an applicant must display or
18 provide the department with at least two of the following:

19 (a) An expired or expiring driver's license that contains the
20 signature and a photograph of the applicant;

21 (b) A valid Washington state identicard;

22 (c) A nationally or regionally known credit card containing the
23 signature or photograph of the applicant;

24 (d) An identification card issued by the United States, a state, or
25 an agency or either, of a kind commonly used to identify the members of
26 employees of such government agencies, including military
27 identification cards, and that contains the signature and the
28 photograph of the applicant;

1 (e) A certificate or other document issued by a government agency
2 commonly used for the purpose of establishing identities;

3 (f) An affidavit, or in the case the applicant is a minor, an
4 affidavit of his or her parent or guardian.

5 (2) The department shall plainly label each license "not valid for
6 identification purposes" where the applicant is unable to prove his or
7 her identity commensurate ((to the regulations)) with this section and
8 rules adopted by the director."

9 "NEW SECTION. Sec. 4. The department of licensing and the
10 department of social and health services shall each develop procedures
11 to inform screening personnel about the identification of fraudulent
12 documents."

13 "NEW SECTION. Sec. 5. The department shall forward the
14 following information to the appropriate law enforcement agency or
15 agencies within a reasonable time of receipt of suspected fraudulent
16 documentation relating to the application for driver's licenses or
17 identicards:

18 (1) The given name and address of the person submitting suspected
19 fraudulent documentation;

20 (2) A copy of the suspected fraudulent documentation; and

21 (3) The reasons why the documentation was suspected to be
22 fraudulent."

23 "NEW SECTION. Sec. 6. The persons informed under section 4 of
24 this act are not liable for actions taken in pursuance of the
25 requirements of RCW 29.07.092, 46.20.116, 46.20.117, and sections 4 and
26 5 of this act."

1 "NEW SECTION. Sec. 7. For purposes of section 5 of this act,
2 "suspected fraudulent document" means a document that the reviewing
3 agent has reasonable cause to believe has been fraudulently produced or
4 altered."

5 "Sec. 8. RCW 46.20.117 and 1986 c 15 s 1 are each amended to read
6 as follows:

7 (1) The department shall issue "identicards," containing a picture,
8 to (~~individuals~~) nondrivers for a fee of four dollars. However, the
9 fee shall be the actual cost of production to recipients of continuing
10 public assistance grants under Title 74 RCW who are referred in writing
11 to the department by the secretary of social and health services. The
12 fee shall be deposited in the highway safety fund. To be eligible,
13 each applicant shall produce evidence as required by the rules adopted
14 by the director that positively proves identity. The "identicard"
15 shall be distinctly designed so that it will not be confused with the
16 official driver's license. The identicard shall expire on the fifth
17 anniversary of the applicant's birthdate after issuance.

18 (2) The department may cancel an "identicard" upon a showing by its
19 records or other evidence that the holder of such "identicard" has
20 committed a violation relating to "identicards" defined in RCW
21 46.20.336."

22 "NEW SECTION. Sec. 9. Sections 4 through 7 of this act are
23 each added to chapter 43.24 RCW."

24 "NEW SECTION. Sec. 10. This act shall take effect July 1,
25 1993."

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4 On page 1, line 1 of the title, after "use;" strike the remainder
5 of the title and insert "amending RCW 29.07.092, 46.20.116, and
6 46.20.117; adding new sections to chapter 43.24 RCW; creating a new
7 section; and providing an effective date."