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**SENATE BILL 5800**

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**State of Washington**

**68th Legislature**

**2024 Regular Session**

**By** Senators C. Wilson, Torres, Billig, Kuderer, Mullet, Nobles, and Shewmake; by request of Department of Licensing

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1 AN ACT Relating to improving access to department of licensing  
2 issued documents by clarifying the application requirements for a  
3 minor, modifying the requirements for at-cost identicards, and  
4 studying the feasibility of reduced-fee identicards; amending RCW  
5 46.20.075, 46.20.100, and 46.20.117; creating a new section;  
6 providing an effective date; and providing an expiration date.

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

8 **Sec. 1.** RCW 46.20.075 and 2023 c 445 s 2 are each amended to  
9 read as follows:

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

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

16 (b) Have passed a driver licensing examination administered by  
17 the department;

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

20 (d) Present certification by his or her parent, guardian, ((or))  
21 employer, or responsible adult as defined by rule to the department

1 stating (i) that the applicant has had at least 50 hours of driving  
2 experience, 10 of which were at night, during which the driver was  
3 supervised by a person at least 21 years of age who has had a valid  
4 driver's license for at least three years, and (ii) that the  
5 applicant has not been issued a notice of traffic infraction or cited  
6 for a traffic violation that is pending at the time of the  
7 application for the intermediate license;

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

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

14 (2) For the first six months after the issuance of an  
15 intermediate license or until the holder reaches 18 years of age,  
16 whichever occurs first, the holder of the license may not operate a  
17 motor vehicle that is carrying any passengers under the age of 20 who  
18 are not members of the holder's immediate family. For the remaining  
19 period of the intermediate license, the holder may not operate a  
20 motor vehicle that is carrying more than three passengers who are  
21 under the age of 20 who are not members of the holder's immediate  
22 family.

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

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

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

37 (6) Except for a violation of subsection (4) of this section,  
38 enforcement of this section by law enforcement officers may be  
39 accomplished only as a secondary action when a driver of a motor

1 vehicle has been detained for a suspected violation of this title or  
2 an equivalent local ordinance or some other offense.

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

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

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

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

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

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

20 (9) For the purposes of this section, "immediate family" means an  
21 individual's spouse or domestic partner, child, stepchild,  
22 grandchild, parent, stepparent, grandparent, brother, half-brother,  
23 sister, or half-sister of the individual, including foster children  
24 living in the household, and the spouse or the domestic partner of  
25 any such person, and a child, stepchild, grandchild, parent,  
26 stepparent, grandparent, brother, half-brother, sister, or half-  
27 sister of the individual's spouse or domestic partner, and the spouse  
28 or the domestic partner of any such person.

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

31 (1) **Application.** The application of a person under the age of  
32 ~~((eighteen))~~ 18 years for a driver's license or a motorcycle  
33 endorsement must be signed by a parent ~~((or)),~~ guardian ~~((with~~  
34 ~~custody of the minor. If the person under the age of eighteen has no~~  
35 ~~father, mother, or guardian, then the application must be signed by~~  
36 ~~the minor's))~~, employer, or responsible adult as defined by rule.

37 (2) **Traffic safety education requirement.** For a person under the  
38 age of ~~((eighteen))~~ 18 years to obtain a driver's license, he or she

1 must meet the traffic safety education requirements of this  
2 subsection.

3 (a) To meet the traffic safety education requirement for a  
4 driver's license, the applicant must satisfactorily complete a driver  
5 training education course as defined in RCW 28A.220.020 for a course  
6 offered by a school district or approved private school, or as  
7 defined by the department of licensing for a course offered by a  
8 driver training school licensed under chapter 46.82 RCW. The course  
9 offered by a school district or an approved private school must be  
10 part of a traffic safety education program authorized by the office  
11 of the superintendent of public instruction and certified under  
12 chapter 28A.220 RCW. The course offered by a driver training school  
13 must meet the standards established by the department of licensing  
14 under chapter 46.82 RCW. The driver training education course may be  
15 provided by:

16 (i) A secondary school within a school district or approved  
17 private school that establishes and maintains an approved and  
18 certified traffic safety education program under chapter 28A.220 RCW;  
19 or

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

22 (b) To meet the traffic safety education requirement for a  
23 motorcycle endorsement, the applicant must successfully complete a  
24 motorcycle safety education course that meets the standards  
25 established by the department of licensing.

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

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

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

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

38 (d) The department may waive the driver training education course  
39 requirement if the applicant was licensed to drive a motor vehicle or

1 motorcycle outside this state and provides proof that he or she has  
2 had education equivalent to that required under this subsection.

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

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

- 7 (a) Does not hold a valid Washington driver's license;  
8 (b) Proves the applicant's identity as required by RCW 46.20.035;  
9 and

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

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

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

22 (iii) An individual who is scheduled to be released from an  
23 institution as defined in RCW 13.40.020, a community facility as  
24 defined in RCW 72.05.020, or other juvenile rehabilitation facility  
25 operated by the department of social and health services or the  
26 department of children, youth, and families; or an individual who has  
27 been released from such an institution or facility within (~~thirty~~)  
28 30 calendar days before the date of the application.

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

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

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

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

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

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

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

5 (a) Personal appearance before the department;

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

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

11 An identicard may not be renewed by mail or by electronic  
12 commerce unless the renewal issued by the department includes a  
13 photograph of the identicard holder.

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

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

21 (a) Self-attestation that the individual:

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

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

25 (iii) Has a developmental disability as defined in RCW  
26 71A.10.020;

27 (b) A statement from the person that they have voluntarily  
28 provided the self-attestation and other information verifying the  
29 condition; and

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

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

35 (a) Shall not be disclosed; and

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

39 (7) **Alternative issuance/renewal/extension.** The department may  
40 issue or renew an identicard for a period other than eight years, or

1 may extend by mail or electronic commerce an identicard that has  
2 already been issued. The fee for an identicard issued or renewed for  
3 a period other than eight years, or that has been extended by mail or  
4 electronic commerce, is (~~nine dollars~~) \$9 for each year that the  
5 identicard is issued, renewed, or extended. The department must offer  
6 the option to issue or renew an identicard for six years in addition  
7 to the eight year issuance. The department may adopt any rules as are  
8 necessary to carry out this subsection.

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

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

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

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

18 (c) Review parameters of eligibility for identicards issued under  
19 RCW 46.20.117(1)(c);

20 (d) Recommend improvements to accessing identicards for the  
21 public;

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

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

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

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

30 NEW SECTION. **Sec. 5.** Sections 1 through 3 of this act take  
31 effect January 1, 2025.

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