

CERTIFICATION OF ENROLLMENT

**SUBSTITUTE HOUSE BILL 1889**

Chapter 50, Laws of 2024

68th Legislature  
2024 Regular Session

PROFESSIONAL LICENSES AND CERTIFICATIONS—IMMIGRATION STATUS

EFFECTIVE DATE: July 1, 2024

Passed by the House February 9, 2024  
Yeas 66 Nays 31

LAURIE JINKINS

**Speaker of the House of  
Representatives**

Passed by the Senate February 27,  
2024  
Yeas 41 Nays 8

DENNY HECK

**President of the Senate**

Approved March 13, 2024 1:47 PM

JAY INSLEE

**Governor of the State of Washington**

CERTIFICATE

I, Bernard Dean, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 1889** as passed by the House of Representatives and the Senate on the dates hereon set forth.

BERNARD DEAN

**Chief Clerk**

FILED

March 14, 2024

**Secretary of State  
State of Washington**

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**SUBSTITUTE HOUSE BILL 1889**

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Passed Legislature - 2024 Regular Session

**State of Washington                      68th Legislature                      2024 Regular Session**

**By** House Consumer Protection & Business (originally sponsored by Representatives Walen, Taylor, Leavitt, Slatter, Ramel, Duerr, Ryu, Ramos, Bateman, Reeves, Reed, Ormsby, Callan, Peterson, Kloba, Macri, Street, Doglio, Bergquist, Mena, Goodman, Thai, Santos, Hackney, Pollet, Fosse, Davis, and Senn)

READ FIRST TIME 01/29/24.

1            AN ACT Relating to allowing persons to receive professional  
2 licenses and certifications regardless of immigration or citizenship  
3 status; amending RCW 18.235.020, 18.53.060, 18.185.020, 19.230.040,  
4 19.230.090, and 42.45.200; reenacting and amending RCW 18.130.040;  
5 adding a new section to chapter 28A.410 RCW; adding a new section to  
6 chapter 28A.413 RCW; adding a new chapter to Title 18 RCW; and  
7 providing an effective date.

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

9            NEW SECTION.        **Sec. 1.**        For the businesses and professions  
10 included under this title, except for interstate compacts:

11            (1) An individual who is not lawfully present in the United  
12 States is eligible for a professional license, commercial license,  
13 certificate, permit, or registration as allowed under Title 8 U.S.C.  
14 Sec. 1621. A state agency, regulatory authority, or disciplining  
15 authority shall not deny an application for a professional license,  
16 commercial license, certificate, permit, or registration solely on  
17 the basis of a person's immigration or citizenship status if the  
18 person has met all other qualifications.

19            (2) An applicant for a professional license, commercial license,  
20 certificate, permit, or registration may provide an individual

1 taxpayer identification number in lieu of a social security number  
2 when completing an application.

3 (3) A state agency, regulatory authority, or disciplining  
4 authority shall not disclose to any person who is not employed by the  
5 state agency, regulatory authority, or disciplining authority the  
6 social security number or individual taxpayer identification number  
7 of an applicant or licensee for any purpose except:

8 (a) Tax purposes;

9 (b) Licensing purposes; and

10 (c) Enforcement of an order for the payment of child support.

11 (4) A social security number or individual taxpayer  
12 identification number provided to a state agency, regulatory  
13 authority, or disciplining authority is confidential and is exempt  
14 from disclosure under chapter 42.56 RCW.

15 (5) Nothing in this section shall affect the requirements to  
16 obtain a professional license, commercial license, certificate,  
17 permit, or registration that are not directly related to citizenship  
18 status or immigration status.

19 (6) This chapter does not apply to licensees under chapters  
20 18.165 and 18.170 RCW and RCW 18.185.250.

21 **Sec. 2.** RCW 18.235.020 and 2017 c 281 s 37 are each amended to  
22 read as follows:

23 (1) This chapter applies only to the director and the boards and  
24 commissions having jurisdiction in relation to the businesses and  
25 professions licensed under the chapters specified in this section.  
26 This chapter does not apply to any business or profession not  
27 licensed under the chapters specified in this section.

28 (2)(a) The director has authority under this chapter in relation  
29 to the following businesses and professions:

30 (i) Auctioneers under chapter 18.11 RCW;

31 (ii) Bail bond agents and bail bond recovery agents under chapter  
32 18.185 RCW;

33 (iii) Camping resorts' operators and salespersons under chapter  
34 19.105 RCW;

35 (iv) Commercial telephone solicitors under chapter 19.158 RCW;

36 (v) Cosmetologists, barbers, manicurists, and estheticians under  
37 chapter 18.16 RCW;

38 (vi) Court reporters under chapter 18.145 RCW;

1 (vii) Driver training schools and instructors under chapter 46.82  
2 RCW;

3 (viii) Employment agencies under chapter 19.31 RCW;

4 (ix) For hire vehicle operators under chapter 46.72 RCW;

5 (x) Limousines under chapter 46.72A RCW;

6 (xi) Notaries public under chapter 42.45 RCW;

7 (xii) Private investigators under chapter 18.165 RCW;

8 (xiii) Professional boxing, martial arts, and wrestling under  
9 chapter 67.08 RCW;

10 (xiv) Real estate appraisers under chapter 18.140 RCW;

11 (xv) Real estate brokers and salespersons under chapters 18.85  
12 and 18.86 RCW;

13 (xvi) Scrap metal processors, scrap metal recyclers, and scrap  
14 metal suppliers under chapter 19.290 RCW;

15 (xvii) Security guards under chapter 18.170 RCW;

16 (xviii) Sellers of travel under chapter 19.138 RCW;

17 (xix) Timeshares and timeshare salespersons under chapter 64.36  
18 RCW;

19 (xx) Whitewater river outfitters under chapter 79A.60 RCW;

20 (xxi) Home inspectors under chapter 18.280 RCW;

21 (xxii) Body artists, body piercers, and tattoo artists, and body  
22 art, body piercing, and tattooing shops and businesses, under chapter  
23 18.300 RCW; and

24 (xxiii) Appraisal management companies under chapter 18.310 RCW.

25 (b) The boards and commissions having authority under this  
26 chapter are as follows:

27 (i) The state board for architects established in chapter 18.08  
28 RCW;

29 (ii) The Washington state collection agency board established in  
30 chapter 19.16 RCW;

31 (iii) The state board of registration for professional engineers  
32 and land surveyors established in chapter 18.43 RCW governing  
33 licenses issued under chapters 18.43 and 18.210 RCW;

34 (iv) The funeral and cemetery board established in chapter 18.39  
35 RCW governing licenses issued under chapters 18.39 and 68.05 RCW;

36 (v) The state board of licensure for landscape architects  
37 established in chapter 18.96 RCW; and

38 (vi) The state geologist licensing board established in chapter  
39 18.220 RCW.

1 (3) In addition to the authority to discipline license holders,  
2 the disciplinary authority may grant or deny licenses based on the  
3 conditions and criteria established in this chapter, chapter 18.---  
4 RCW (the new chapter created in section 11 of this act), and the  
5 chapters specified in subsection (2) of this section. This chapter  
6 also governs any investigation, hearing, or proceeding relating to  
7 denial of licensure or issuance of a license conditioned on the  
8 applicant's compliance with an order entered under RCW 18.235.110 by  
9 the disciplinary authority.

10 NEW SECTION. **Sec. 3.** A new section is added to chapter 28A.410  
11 RCW to read as follows:

12 An individual who is not lawfully present in the United States is  
13 eligible for a permit or certificate as allowed under Title 8 U.S.C.  
14 Sec. 1621. The professional educator standards board and the  
15 superintendent of public instruction shall not deny an application  
16 for a permit or certificate solely on the basis of a person's  
17 immigration or citizenship status if the person has met all other  
18 qualifications.

19 NEW SECTION. **Sec. 4.** A new section is added to chapter 28A.413  
20 RCW to read as follows:

21 An individual who is not lawfully present in the United States is  
22 eligible for a certificate as allowed under Title 8 U.S.C. Sec. 1621.  
23 The paraeducator board shall not deny an application for a  
24 certificate for a person solely on the basis of a person's  
25 immigration or citizenship status if the person has met all other  
26 qualifications.

27 **Sec. 5.** RCW 18.130.040 and 2023 c 469 s 18, 2023 c 460 s 15,  
28 2023 c 425 s 27, 2023 c 270 s 14, 2023 c 175 s 11, and 2023 c 123 s  
29 21 are each reenacted and amended to read as follows:

30 (1) This chapter applies only to the secretary and the boards and  
31 commissions having jurisdiction in relation to the professions  
32 licensed under the chapters specified in this section. This chapter  
33 does not apply to any business or profession not licensed under the  
34 chapters specified in this section.

35 (2)(a) The secretary has authority under this chapter in relation  
36 to the following professions:

- 1 (i) Dispensing opticians licensed and designated apprentices  
2 under chapter 18.34 RCW;
- 3 (ii) Midwives licensed under chapter 18.50 RCW;
- 4 (iii) Ocularists licensed under chapter 18.55 RCW;
- 5 (iv) Massage therapists and businesses licensed under chapter  
6 18.108 RCW;
- 7 (v) Dental hygienists licensed under chapter 18.29 RCW;
- 8 (vi) Acupuncturists or acupuncture and Eastern medicine  
9 practitioners licensed under chapter 18.06 RCW;
- 10 (vii) Radiologic technologists certified and X-ray technicians  
11 registered under chapter 18.84 RCW;
- 12 (viii) Respiratory care practitioners licensed under chapter  
13 18.89 RCW;
- 14 (ix) Hypnotherapists registered, agency affiliated counselors  
15 registered, certified, or licensed, and advisors and counselors  
16 certified under chapter 18.19 RCW;
- 17 (x) Persons licensed as mental health counselors, mental health  
18 counselor associates, marriage and family therapists, marriage and  
19 family therapist associates, social workers, social work associates—  
20 advanced, and social work associates—independent clinical under  
21 chapter 18.225 RCW;
- 22 (xi) Persons registered as nursing pool operators under chapter  
23 18.52C RCW;
- 24 (xii) Nursing assistants registered or certified or medication  
25 assistants endorsed under chapter 18.88A RCW;
- 26 (xiii) Dietitians and nutritionists certified under chapter  
27 18.138 RCW;
- 28 (xiv) Substance use disorder professionals, substance use  
29 disorder professional trainees, or co-occurring disorder specialists  
30 certified under chapter 18.205 RCW;
- 31 (xv) Sex offender treatment providers and certified affiliate sex  
32 offender treatment providers certified under chapter 18.155 RCW;
- 33 (xvi) Persons licensed and certified under chapter 18.73 RCW or  
34 RCW 18.71.205;
- 35 (xvii) Orthotists and prosthetists licensed under chapter 18.200  
36 RCW;
- 37 (xviii) Surgical technologists registered under chapter 18.215  
38 RCW;
- 39 (xix) Recreational therapists under chapter 18.230 RCW;

1 (xx) Animal massage therapists certified under chapter 18.240  
2 RCW;

3 (xxi) Athletic trainers licensed under chapter 18.250 RCW;  
4 (xxii) Home care aides certified under chapter 18.88B RCW;  
5 (xxiii) Genetic counselors licensed under chapter 18.290 RCW;  
6 (xxiv) Reflexologists certified under chapter 18.108 RCW;  
7 (xxv) Medical assistants-certified, medical assistants-  
8 hemodialysis technician, medical assistants-phlebotomist, forensic  
9 phlebotomist, and medical assistants-registered certified and  
10 registered under chapter 18.360 RCW;

11 (xxvi) Behavior analysts, assistant behavior analysts, and  
12 behavior technicians under chapter 18.380 RCW;

13 (xxvii) Birth doulas certified under chapter 18.47 RCW;  
14 (xxviii) Music therapists licensed under chapter 18.233 RCW;  
15 (xxix) Behavioral health support specialists certified under  
16 chapter 18.227 RCW; and

17 (xxx) Certified peer specialists and certified peer specialist  
18 trainees under chapter 18.420 RCW.

19 (b) The boards and commissions having authority under this  
20 chapter are as follows:

21 (i) The podiatric medical board as established in chapter 18.22  
22 RCW;

23 (ii) The chiropractic quality assurance commission as established  
24 in chapter 18.25 RCW;

25 (iii) The dental quality assurance commission as established in  
26 chapter 18.32 RCW governing licenses issued under chapter 18.32 RCW,  
27 licenses and registrations issued under chapter 18.260 RCW, licenses  
28 issued under chapter 18.265 RCW, and certifications issued under  
29 chapter 18.350 RCW;

30 (iv) The board of hearing and speech as established in chapter  
31 18.35 RCW;

32 (v) The board of examiners for nursing home administrators as  
33 established in chapter 18.52 RCW;

34 (vi) The optometry board as established in chapter 18.54 RCW  
35 governing licenses issued under chapter 18.53 RCW;

36 (vii) The board of osteopathic medicine and surgery as  
37 established in chapter 18.57 RCW governing licenses issued under  
38 chapter 18.57 RCW;

1 (viii) The pharmacy quality assurance commission as established  
2 in chapter 18.64 RCW governing licenses issued under chapters 18.64  
3 and 18.64A RCW;

4 (ix) The Washington medical commission as established in chapter  
5 18.71 RCW governing licenses and registrations issued under chapters  
6 18.71 and 18.71A RCW;

7 (x) The board of physical therapy as established in chapter 18.74  
8 RCW;

9 (xi) The board of occupational therapy practice as established in  
10 chapter 18.59 RCW;

11 (xii) The board of nursing as established in chapter 18.79 RCW  
12 governing licenses and registrations issued under that chapter and  
13 under chapter 18.80 RCW;

14 (xiii) The examining board of psychology and its disciplinary  
15 committee as established in chapter 18.83 RCW;

16 (xiv) The veterinary board of governors as established in chapter  
17 18.92 RCW;

18 (xv) The board of naturopathy established in chapter 18.36A RCW,  
19 governing licenses and certifications issued under that chapter; and

20 (xvi) The board of denturists established in chapter 18.30 RCW.

21 (3) In addition to the authority to discipline license holders,  
22 the disciplining authority has the authority to grant or deny  
23 licenses. The disciplining authority may also grant a license subject  
24 to conditions, which must be in compliance with chapter 18.--- RCW  
25 (the new chapter created in section 11 of this act).

26 (4) All disciplining authorities shall adopt procedures to ensure  
27 substantially consistent application of this chapter, the uniform  
28 disciplinary act, among the disciplining authorities listed in  
29 subsection (2) of this section.

30 **Sec. 6.** RCW 18.53.060 and 1995 c 198 s 6 are each amended to  
31 read as follows:

32 From and after January 1, 1940, in order to be eligible for  
33 examination for registration, a person (~~shall be a citizen of the~~  
34 ~~United States of America, who~~) shall have a preliminary education of  
35 or equal to four years in a state accredited high school and has  
36 completed a full attendance course in a regularly chartered school of  
37 optometry maintaining a standard which is deemed sufficient and  
38 satisfactory by the optometry board, who is a person of good moral  
39 character, who has a visual acuity in at least one eye, of a standard



1 known as 20/40 under correction: PROVIDED, That from and after  
2 January 1, 1975, in order to be eligible for examination for a  
3 license, a person shall have the following qualifications:

4 (1) Be a graduate of a state accredited high school or its  
5 equivalent;

6 (2) Have a diploma or other certificate of completion from an  
7 accredited college of optometry or school of optometry, maintaining a  
8 standard which is deemed sufficient and satisfactory by the optometry  
9 board, conferring its degree of doctor of optometry or its  
10 equivalent, maintaining a course of four scholastic years in addition  
11 to preprofessional college-level studies, and teaching substantially  
12 all of the following subjects: General anatomy, anatomy of the eyes,  
13 physiology, physics, chemistry, pharmacology, biology, bacteriology,  
14 general pathology, ocular pathology, ocular neurology, ocular  
15 myology, psychology, physiological optics, optometrical mechanics,  
16 clinical optometry, visual field charting and orthoptics, general  
17 laws of optics and refraction and use of the ophthalmoscope,  
18 retinoscope and other clinical instruments necessary in the practice  
19 of optometry; and

20 (3) Be of good moral character.

21 Such person shall file an application for an examination and  
22 license with said board at any time thirty days prior to the time  
23 fixed for such examination, or at a later date if approved by the  
24 board, and such application must be on forms approved by the board,  
25 and properly attested, and if found to be in accordance with the  
26 provisions of this chapter shall entitle the applicant upon payment  
27 of the proper fee, to take the examination prescribed by the board.  
28 Such examination shall not be out of keeping with the established  
29 teachings and adopted textbooks of the recognized schools of  
30 optometry, and shall be confined to such subjects and practices as  
31 are recognized as essential to the practice of optometry. All  
32 candidates without discrimination, who shall successfully pass the  
33 prescribed examination, shall be registered by the board and shall,  
34 upon payment of the proper fee, be issued a license. Any license to  
35 practice optometry in this state issued by the secretary, and which  
36 shall be in full force and effect at the time of passage of chapter  
37 69, Laws of 1975 1st ex. sess., shall be continued.

38 **Sec. 7.** RCW 18.185.020 and 1993 c 260 s 3 are each amended to  
39 read as follows:

1 An applicant must meet the following minimum requirements to  
2 obtain a bail bond agent license:

3 (1) Be at least eighteen years of age;

4 (2) ~~((Be a citizen or resident alien of the United States;~~

5 ~~(3))~~) Not have been convicted of a crime in any jurisdiction in  
6 the preceding ten years, if the director determines that the  
7 applicant's particular crime directly relates to a capacity to  
8 perform the duties of a bail bond agent and the director determines  
9 that the license should be withheld to protect the citizens of  
10 Washington state. If the director shall make a determination to  
11 withhold a license because of previous convictions, the determination  
12 shall be consistent with the restoration of employment rights act,  
13 chapter 9.96A RCW;

14 ~~((4))~~) (3) Be employed by a bail bond agency or be licensed as a  
15 bail bond agency; and

16 ~~((5))~~) (4) Pay the required fee.

17 **Sec. 8.** RCW 19.230.040 and 2017 c 30 s 4 are each amended to  
18 read as follows:

19 (1) A person applying for a money transmitter license under this  
20 chapter shall do so in a form and in a medium prescribed in rule by  
21 the director. The application must state or contain:

22 (a) The legal name, business addresses, and residential address,  
23 if applicable, of the applicant and any fictitious or trade name used  
24 by the applicant in conducting its business;

25 (b) The legal name, residential and business addresses, date of  
26 birth, social security number~~((7))~~ or tax payer identification  
27 number, and employment history for the five-year period preceding the  
28 submission of the application of the applicant's proposed responsible  
29 individual~~((7 and documentation that the proposed responsible~~  
30 ~~individual is a citizen of the United States or has obtained legal~~  
31 ~~immigration status to work in the United States))~~). In addition, the  
32 proposed responsible individual must reside in the United States, and  
33 the applicant shall provide the fingerprints of the proposed  
34 responsible individual upon the request of the director;

35 (c) For the ten-year period preceding submission of the  
36 application, a list of any criminal convictions of the proposed  
37 responsible individual of the applicant, any material litigation in  
38 which the applicant has been involved, and any litigation involving

1 the proposed responsible individual relating to the provision of  
2 money services;

3 (d) A description of any money services previously provided by  
4 the applicant and the money services that the applicant seeks to  
5 provide to persons in Washington state;

6 (e) A list of the applicant's proposed authorized delegates and  
7 the locations where the applicant and its authorized delegates will  
8 engage in the provision of money services to persons in Washington  
9 state on behalf of the licensee;

10 (f) A list of other states in which the applicant is licensed to  
11 engage in money transmission, or provide other money services, and  
12 any license revocations, suspensions, restrictions, or other  
13 disciplinary action taken against the applicant in another state;

14 (g) A list of any license revocations, suspensions, restrictions,  
15 or other disciplinary action taken against any money services  
16 business involving the proposed responsible individual;

17 (h) Information concerning any bankruptcy or receivership  
18 proceedings involving or affecting the applicant or the proposed  
19 responsible individual;

20 (i) A sample form of contract for authorized delegates, if  
21 applicable;

22 (j) A description of the source of money and credit to be used by  
23 the applicant to provide money services; and

24 (k) Any other information regarding the background, experience,  
25 character, financial responsibility, and general fitness of the  
26 applicant, the applicant's responsible individual, or authorized  
27 delegates that the director may require in rule.

28 (2) If an applicant is a corporation, limited liability company,  
29 partnership, or other entity, the applicant shall also provide:

30 (a) The date of the applicant's incorporation or formation and  
31 state or country of incorporation or formation;

32 (b) If applicable, a certificate of good standing from the state  
33 or country in which the applicant is incorporated or formed;

34 (c) A brief description of the structure or organization of the  
35 applicant, including any parent or subsidiary of the applicant, and  
36 whether any parent or subsidiary is publicly traded;

37 (d) The legal name, any fictitious or trade name, all business  
38 and residential addresses, date of birth, social security number, and  
39 employment history in the ten-year period preceding the submission of

1 the application for each executive officer, board director, or person  
2 that has control of the applicant;

3 (e) If the applicant or its corporate parent is not a publicly  
4 traded entity, the director may request the fingerprints of each  
5 executive officer, board director, or person that has control of the  
6 applicant;

7 (f) A list of any criminal convictions, material litigation, and  
8 any litigation related to the provision of money services, in the  
9 ten-year period preceding the submission of the application in which  
10 any executive officer, board director, or person in control of the  
11 applicant has been involved;

12 (g) A copy of the applicant's audited financial statements for  
13 the most recent fiscal year or, if the applicant is a wholly owned  
14 subsidiary of another corporation, the most recent audited  
15 consolidated annual financial statement of the parent corporation or  
16 the applicant's most recent audited consolidated annual financial  
17 statement, and in each case, if available, for the two-year period  
18 preceding the submission of the application;

19 (h) A copy of the applicant's unconsolidated financial statements  
20 for the current fiscal year, whether audited or not, and, if  
21 available, for the two-year period preceding the submission of the  
22 application;

23 (i) If the applicant is publicly traded, a copy of the most  
24 recent report filed with the United States securities and exchange  
25 commission under section 13 of the federal Securities Exchange Act of  
26 1934 (15 U.S.C. Sec. 78m);

27 (j) If the applicant is a wholly owned subsidiary of:

28 (i) A corporation publicly traded in the United States, a copy of  
29 audited financial statements for the parent corporation for the most  
30 recent fiscal year or a copy of the parent corporation's most recent  
31 report filed under section 13 of the federal Securities Exchange Act  
32 of 1934 (15 U.S.C. Sec. 78m); or

33 (ii) A corporation publicly traded outside the United States, a  
34 copy of similar documentation filed with the regulator of the parent  
35 corporation's domicile outside the United States;

36 (k) If the applicant has a registered agent in this state, the  
37 name and address of the applicant's registered agent in this state;  
38 and

39 (l) Any other information that the director may require in rule  
40 regarding the applicant, each executive officer, or each board

1 director to determine the applicant's background, experience,  
2 character, financial responsibility, and general fitness.

3 (3) A nonrefundable application fee and an initial license fee,  
4 as determined in rule by the director, must accompany an application  
5 for a license under this chapter. The initial license fee must be  
6 refunded if the application is denied.

7 (4) As part of or in connection with an application for any  
8 license under this section, or periodically upon license renewal,  
9 each officer, director, responsible individual, and owner applicant  
10 shall furnish information concerning his or her identity, including  
11 fingerprints for submission to the Washington state patrol or the  
12 federal bureau of investigation for a state and national criminal  
13 history background check, personal history, experience, business  
14 record, purposes, and other pertinent facts, as the director may  
15 reasonably require. As part of or in connection with an application  
16 for a license under this chapter, or periodically upon license  
17 renewal, the director is authorized to receive criminal history  
18 record information that includes nonconviction data as defined in RCW  
19 10.97.030. The department may only disseminate nonconviction data  
20 obtained under this section to criminal justice agencies. This  
21 section does not apply to financial institutions regulated under  
22 chapters 31.12 and 31.13 RCW and Titles 32 and 33 RCW. The  
23 requirements of this subsection do not apply when the applicant or  
24 its corporate parents are publicly traded entities.

25 (5) For business models that store virtual currency on behalf of  
26 others, the applicant must provide a third-party security audit of  
27 all electronic information and data systems acceptable to the  
28 director.

29 (6) The director or the director's designated representative may  
30 deny an application for a proposed license or trade name if the  
31 proposed license or trade name is similar to a currently existing  
32 licensee name, including trade names.

33 (7) The director may waive one or more requirements of this  
34 section or permit an applicant to submit other information in lieu of  
35 the required information.

36 **Sec. 9.** RCW 19.230.090 and 2003 c 287 s 11 are each amended to  
37 read as follows:

1 (1) A person applying for a currency exchange license under this  
2 chapter shall do so in a form and in a medium prescribed in rule by  
3 the director. The application must state or contain:

4 (a) The legal name, business addresses, and residential address,  
5 if applicable, of the applicant and any fictitious or trade name used  
6 by the applicant in conducting its business, and the legal name,  
7 residential and business addresses, date of birth, social security  
8 number or tax payer identification number, employment history for the  
9 five-year period preceding the submission of the application; and  
10 upon request of the director, fingerprints of the applicant's  
11 proposed responsible individual (~~(and documentation that the proposed~~  
12 ~~responsible individual is a citizen of the United States or has~~  
13 ~~obtained legal immigration status to work in the United States)). In  
14 addition, the proposed responsible individual must reside in the  
15 United States;~~

16 (b) For the ten-year period preceding the submission of the  
17 application, a list of any criminal convictions of the proposed  
18 responsible individual of the applicant, any material litigation in  
19 which the applicant has been involved, and any litigation involving  
20 the proposed responsible individual relating to the provision of  
21 money services;

22 (c) A description of any money services previously provided by  
23 the applicant and the money services that the applicant seeks to  
24 provide in this state;

25 (d) A list of the applicant's proposed authorized delegates and  
26 the locations in this state where the applicant and its authorized  
27 delegates propose to engage in currency exchange;

28 (e) A list of other states in which the applicant engages in  
29 currency exchange or provides other money services and any license  
30 revocations, suspensions, restrictions, or other disciplinary action  
31 taken against the applicant in another state;

32 (f) A list of any license revocations, suspensions, restrictions,  
33 or other disciplinary action taken against any money services  
34 business involving the proposed responsible individual;

35 (g) Information concerning any bankruptcy or receivership  
36 proceedings involving or affecting the applicant or the proposed  
37 responsible individual;

38 (h) A sample form of contract for authorized delegates, if  
39 applicable;

1 (i) A description of the source of money and credit to be used by  
2 the applicant to provide currency exchange; and

3 (j) Any other information regarding the background, experience,  
4 character, financial responsibility, and general fitness of the  
5 applicant, the applicant's responsible individual, or authorized  
6 delegates that the director may require in rule.

7 (2) If an applicant is a corporation, limited liability company,  
8 partnership, or other entity, the applicant shall also provide:

9 (a) The date of the applicant's incorporation or formation and  
10 state or country of incorporation or formation;

11 (b) If applicable, a certificate of good standing from the state  
12 or country in which the applicant is incorporated or formed;

13 (c) A brief description of the structure or organization of the  
14 applicant, including any parent or subsidiary of the applicant, and  
15 whether any parent or subsidiary is publicly traded;

16 (d) The legal name, any fictitious or trade name, all business  
17 and residential addresses, date of birth, social security number, and  
18 employment history in the ten-year period preceding the submission of  
19 the application for each executive officer, board director, or person  
20 that has control of the applicant;

21 (e) If the applicant or its corporate parent is not a publicly  
22 traded entity, the director may request the fingerprints for each  
23 executive officer, board director, or person that has control of the  
24 applicant; and

25 (f) A list of any criminal convictions, material litigation, and  
26 any litigation related to the provision of money services, in which  
27 any executive officer, board director, or person in control of the  
28 applicant has been involved in the ten-year period preceding the  
29 submission of the application.

30 (3) A nonrefundable application fee and an initial license fee,  
31 as determined in rule by the director, must accompany an application  
32 for a currency exchange license under this chapter. The license fee  
33 must be refunded if the application is denied.

34 (4) The director may waive one or more requirements of subsection  
35 (1) or (2) of this section or permit an applicant to submit other  
36 information in lieu of the required information.

37 **Sec. 10.** RCW 42.45.200 and 2017 c 281 s 22 are each amended to  
38 read as follows:

1 (1) An individual qualified under subsection (2) of this section  
2 may apply to the director for a commission as a notary public. The  
3 applicant shall comply with and provide the information required by  
4 rules established by the director and pay any application fee.

5 (2) An applicant for a commission as a notary public must:

6 (a) Be at least eighteen years of age;

7 (b) ~~((Be a citizen or permanent legal resident of the United  
8 States;~~

9 ~~(e))~~) Be a resident of or have a place of employment or practice  
10 in this state;

11 ~~((d))~~ (c) Be able to read and write English; and

12 ~~((e))~~ (d) Not be disqualified to receive a commission under RCW  
13 42.45.210.

14 (3) Before issuance of a commission as a notary public, an  
15 applicant for the commission shall execute an oath of office and  
16 submit it to the department in the format prescribed by the director  
17 in rule.

18 (4) Before issuance of a commission as a notary public, the  
19 applicant for a commission shall submit to the director an assurance  
20 in the form of a surety bond in the amount established by the  
21 director in rule. The assurance must be issued by a surety or other  
22 entity licensed or authorized to write surety bonds in this state.  
23 The assurance must be effective for a four-year term or for a term  
24 that expires on the date the notary public's commission expires. The  
25 assurance must cover acts performed during the term of the notary  
26 public's commission and must be in the form prescribed by the  
27 director. If a notary public violates law with respect to notaries  
28 public in this state, the surety or issuing entity is liable under  
29 the assurance. The surety or issuing entity shall give at least  
30 thirty days' notice to the department before canceling the assurance.  
31 The surety or issuing entity shall notify the department not later  
32 than thirty days after making a payment to a claimant under the  
33 assurance. A notary public may perform notarial acts in this state  
34 only during the period that a valid assurance is on file with the  
35 department.

36 (5) On compliance with this section, the director shall issue a  
37 commission as a notary public to an applicant for a term of four  
38 years or for a term that expires on the date of expiration of the  
39 assurance, whichever comes first.



1 (6) A commission to act as a notary public authorizes the notary  
2 public to perform notarial acts. The commission does not provide the  
3 notary public any immunity or benefit conferred by law of this state  
4 on public officials or employees.

5 (7) An individual qualified under (a) of this subsection may  
6 apply to the director for a commission as an electronic records  
7 notary public. The applicant shall comply with and provide the  
8 information required by rules established by the director and pay the  
9 relevant application fee.

10 (a) An applicant for a commission as an electronic records notary  
11 public must hold a commission as notary public.

12 (b) An electronic records notary public commission may take the  
13 form of an endorsement to the notary public commission if deemed  
14 appropriate by the director.

15 NEW SECTION. **Sec. 11.** Section 1 of this act constitutes a new  
16 chapter in Title 18 RCW.

17 NEW SECTION. **Sec. 12.** This act takes effect July 1, 2024.

Passed by the House February 9, 2024.  
Passed by the Senate February 27, 2024.  
Approved by the Governor March 13, 2024.  
Filed in Office of Secretary of State March 14, 2024.

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