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**SENATE BILL 5287**

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**State of Washington**

**69th Legislature**

**2025 Regular Session**

**By** Senators Christian and Torres

1 AN ACT Relating to limiting the monetary assistance an indigent  
2 person may receive from the ignition interlock device revolving  
3 account program; amending RCW 46.20.385 and 46.20.385; providing an  
4 effective date; and providing an expiration date.

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

6 **Sec. 1.** RCW 46.20.385 and 2020 c 330 s 9 are each amended to  
7 read as follows:

8 (1)(a) Any person licensed under this chapter or who has a valid  
9 driver's license from another state, who is convicted of: (i) A  
10 violation of RCW 46.61.502 or 46.61.504 or an equivalent local or  
11 out-of-state statute or ordinance, or (ii) a violation of RCW  
12 46.61.520(1)(a) or an equivalent local or out-of-state statute or  
13 ordinance, or (iii) a conviction for a violation of RCW 46.61.520(1)  
14 (b) or (c) if the conviction is the result of a charge that was  
15 originally filed as a violation of RCW 46.61.520(1)(a), or (iv) RCW  
16 46.61.522(1)(b) or an equivalent local or out-of-state statute or  
17 ordinance, or (v) RCW 46.61.522(1) (a) or (c) if the conviction is  
18 the result of a charge that was originally filed as a violation of  
19 RCW 46.61.522(1)(b) committed while under the influence of  
20 intoxicating liquor or any drug, or (vi) who has had or will have his  
21 or her license suspended, revoked, or denied under RCW 46.20.3101, or

1 who is otherwise permitted under subsection (8) of this section, may  
2 submit to the department an application for an ignition interlock  
3 driver's license. The department, upon receipt of the prescribed fee  
4 and upon determining that the petitioner is eligible to receive the  
5 license, may issue an ignition interlock driver's license.

6 (b) A person may apply for an ignition interlock driver's license  
7 anytime, including immediately after receiving the notices under RCW  
8 46.20.308 or after his or her license is suspended, revoked, or  
9 denied.

10 (c) An applicant under this subsection shall provide proof to the  
11 satisfaction of the department that a functioning ignition interlock  
12 device has been installed on all vehicles operated by the person.

13 (i) The department shall require the person to maintain the  
14 device on all vehicles operated by the person and shall restrict the  
15 person to operating only vehicles equipped with the device, for the  
16 remainder of the period of suspension, revocation, or denial, unless  
17 otherwise permitted under RCW 46.20.720(6).

18 (ii) Subject to any periodic renewal requirements established by  
19 the department under this section and subject to any applicable  
20 compliance requirements under this chapter or other law, an ignition  
21 interlock driver's license granted upon a suspension or revocation  
22 under RCW 46.61.5055 or 46.20.3101 extends through the remaining  
23 portion of any concurrent or consecutive suspension or revocation  
24 that may be imposed as the result of administrative action and  
25 criminal conviction arising out of the same incident.

26 (2) An applicant for an ignition interlock driver's license who  
27 qualifies under subsection (1) of this section is eligible to receive  
28 a license only if the applicant files satisfactory proof of financial  
29 responsibility under chapter 46.29 RCW.

30 (3) Upon receipt of evidence that a holder of an ignition  
31 interlock driver's license granted under this subsection no longer  
32 has a functioning ignition interlock device installed on all vehicles  
33 operated by the driver, the director shall give written notice by  
34 first-class mail to the driver that the ignition interlock driver's  
35 license shall be canceled. If at any time before the cancellation  
36 goes into effect the driver submits evidence that a functioning  
37 ignition interlock device has been installed on all vehicles operated  
38 by the driver, the cancellation shall be stayed. If the cancellation  
39 becomes effective, the driver may obtain, at no additional charge, a  
40 new ignition interlock driver's license upon submittal of evidence

1 that a functioning ignition interlock device has been installed on  
2 all vehicles operated by the driver.

3 (4) A person aggrieved by the decision of the department on the  
4 application for an ignition interlock driver's license may request a  
5 hearing as provided by rule of the department.

6 (5) The director shall cancel an ignition interlock driver's  
7 license after receiving notice that the holder thereof has been  
8 convicted of operating a motor vehicle in violation of its  
9 restrictions, no longer meets the eligibility requirements, or has  
10 been convicted of or found to have committed a separate offense or  
11 any other act or omission that under this chapter would warrant  
12 suspension or revocation of a regular driver's license. The  
13 department must give notice of the cancellation as provided under RCW  
14 46.20.245. A person whose ignition interlock driver's license has  
15 been canceled under this section may reapply for a new ignition  
16 interlock driver's license if he or she is otherwise qualified under  
17 this section and pays the fee required under RCW 46.20.380.

18 (6) (a) Unless costs are waived by the ignition interlock company  
19 or the person is indigent under RCW 10.101.010, the applicant shall  
20 pay the cost of installing, removing, and leasing the ignition  
21 interlock device and shall pay an additional fee of (~~twenty-one~~  
22 ~~dollars~~) \$21 per month. Payments shall be made directly to the  
23 ignition interlock company. The company shall remit the additional  
24 fee to the department, except that the company may retain (~~twenty-~~  
25 ~~five~~) 25 cents per month of the additional fee to cover the expenses  
26 associated with administering the fee.

27 (b) The department shall deposit the proceeds of the (~~twenty-one~~  
28 ~~dollar~~) \$21 fee into the ignition interlock device revolving  
29 account. Expenditures from the account may be used only to administer  
30 and operate the ignition interlock device revolving account program.  
31 The department shall adopt rules to provide monetary assistance  
32 according to greatest need and when funds are available.

33 (c) The department shall adopt rules to limit the monetary  
34 assistance an indigent person may receive from the ignition interlock  
35 device revolving account program to assistance with the monetary  
36 costs of installing, removing, and leasing an ignition interlock  
37 device in no more than two vehicles per person or, if more  
38 practicable, two vehicles per household, and applicable licensing.

39 (7) The department shall adopt rules to implement ignition  
40 interlock licensing. The department shall consult with the

1 administrative office of the courts, the state patrol, the Washington  
2 association of sheriffs and police chiefs, ignition interlock  
3 companies, and any other organization or entity the department deems  
4 appropriate.

5 (8) (a) Any person licensed under this chapter who is convicted of  
6 a violation of RCW 46.61.500 when the charge was originally filed as  
7 a violation of RCW 46.61.502 or 46.61.504, or an equivalent local  
8 ordinance, may submit to the department an application for an  
9 ignition interlock driver's license under this section.

10 (b) A person who does not have any driver's license under this  
11 chapter, but who would otherwise be eligible under this section to  
12 apply for an ignition interlock license, may submit to the department  
13 an application for an ignition interlock license. The department may  
14 require the person to take any driver's licensing examination under  
15 this chapter and may require the person to also apply and qualify for  
16 a temporary restricted driver's license under RCW 46.20.391.

17 **Sec. 2.** RCW 46.20.385 and 2024 c 306 s 27 are each amended to  
18 read as follows:

19 (1) (a) Any person licensed under this chapter or who has a valid  
20 driver's license from another state, who is convicted of: (i) A  
21 violation of RCW 46.61.502 or 46.61.504 or an equivalent local or  
22 out-of-state statute or ordinance, or (ii) a violation of RCW  
23 46.61.520(1)(a) or an equivalent local or out-of-state statute or  
24 ordinance, or (iii) a conviction for a violation of RCW 46.61.520(1)  
25 (b) or (c) if the conviction is the result of a charge that was  
26 originally filed as a violation of RCW 46.61.520(1)(a), or (iv) RCW  
27 46.61.522(1)(b) or an equivalent local or out-of-state statute or  
28 ordinance, or (v) RCW 46.61.522(1) (a) or (c) if the conviction is  
29 the result of a charge that was originally filed as a violation of  
30 RCW 46.61.522(1)(b) committed while under the influence of  
31 intoxicating liquor or any drug, or (vi) who has had or will have his  
32 or her license suspended, revoked, or denied under RCW 46.20.3101, or  
33 has had his or her license suspended, revoked, or denied under RCW  
34 46.61.5055(11)(c)(i), or who is otherwise permitted under subsection  
35 (8) of this section, may submit to the department an application for  
36 an ignition interlock driver's license. The department, upon receipt  
37 of the prescribed fee and upon determining that the petitioner is  
38 eligible to receive the license, may issue an ignition interlock  
39 driver's license.

1 (b) A person may apply for an ignition interlock driver's license  
2 anytime, including immediately after receiving the notices under RCW  
3 46.20.308 or after his or her license is suspended, revoked, or  
4 denied.

5 (c) An applicant under this subsection shall provide proof to the  
6 satisfaction of the department that a functioning ignition interlock  
7 device has been installed on all vehicles operated by the person.

8 (i) The department shall require the person to maintain the  
9 device on all vehicles operated by the person and shall restrict the  
10 person to operating only vehicles equipped with the device, for the  
11 remainder of the period of suspension, revocation, or denial, unless  
12 otherwise permitted under RCW 46.20.720(6).

13 (ii) Subject to any periodic renewal requirements established by  
14 the department under this section and subject to any applicable  
15 compliance requirements under this chapter or other law, an ignition  
16 interlock driver's license granted upon a suspension or revocation  
17 under RCW 46.61.5055 or 46.20.3101 extends through the remaining  
18 portion of any concurrent or consecutive suspension or revocation  
19 that may be imposed as the result of administrative action and  
20 criminal conviction arising out of the same incident.

21 (2) An applicant for an ignition interlock driver's license who  
22 qualifies under subsection (1) of this section is eligible to receive  
23 a license only if the applicant files satisfactory proof of financial  
24 responsibility under chapter 46.29 RCW.

25 (3) Upon receipt of evidence that a holder of an ignition  
26 interlock driver's license granted under this subsection no longer  
27 has a functioning ignition interlock device installed on all vehicles  
28 operated by the driver, the director shall give written notice by  
29 first-class mail to the driver that the ignition interlock driver's  
30 license shall be canceled. If at any time before the cancellation  
31 goes into effect the driver submits evidence that a functioning  
32 ignition interlock device has been installed on all vehicles operated  
33 by the driver, the cancellation shall be stayed. If the cancellation  
34 becomes effective, the driver may obtain, at no additional charge, a  
35 new ignition interlock driver's license upon submittal of evidence  
36 that a functioning ignition interlock device has been installed on  
37 all vehicles operated by the driver.

38 (4) A person aggrieved by the decision of the department on the  
39 application for an ignition interlock driver's license may request a  
40 hearing as provided by rule of the department.

1 (5) The director shall cancel an ignition interlock driver's  
2 license after receiving notice that the holder thereof has been  
3 convicted of operating a motor vehicle in violation of its  
4 restrictions, no longer meets the eligibility requirements, or has  
5 been convicted of or found to have committed a separate offense or  
6 any other act or omission that under this chapter would warrant  
7 suspension or revocation of a regular driver's license. The  
8 department must give notice of the cancellation as provided under RCW  
9 46.20.245. A person whose ignition interlock driver's license has  
10 been canceled under this section may reapply for a new ignition  
11 interlock driver's license if he or she is otherwise qualified under  
12 this section and pays the fee required under RCW 46.20.380.

13 (6) (a) Unless costs are waived by the ignition interlock company  
14 or the person is indigent under RCW 10.101.010, the applicant shall  
15 pay the cost of installing, removing, and leasing the ignition  
16 interlock device and shall pay an additional fee of (~~twenty-one~~  
17 ~~dollars~~) \$21 per month. Payments shall be made directly to the  
18 ignition interlock company. The company shall remit the additional  
19 fee to the department, except that the company may retain 25 cents  
20 per month of the additional fee to cover the expenses associated with  
21 administering the fee.

22 (b) The department shall deposit the proceeds of the (~~twenty-one~~  
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24 account. Expenditures from the account may be used only to administer  
25 and operate the ignition interlock device revolving account program.  
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32 device in no more than two vehicles per person or, if more  
33 practicable, two vehicles per household, and applicable licensing.

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35 interlock licensing. The department shall consult with the  
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37 association of sheriffs and police chiefs, ignition interlock  
38 companies, and any other organization or entity the department deems  
39 appropriate.

1 (8) (a) Any person licensed under this chapter who is convicted of  
2 a violation of RCW 46.61.500 when the charge was originally filed as  
3 a violation of RCW 46.61.502 or 46.61.504, or an equivalent local  
4 ordinance, may submit to the department an application for an  
5 ignition interlock driver's license under this section.

6 (b) A person who does not have any driver's license under this  
7 chapter, but who would otherwise be eligible under this section to  
8 apply for an ignition interlock license, may submit to the department  
9 an application for an ignition interlock license. The department may  
10 require the person to take any driver's licensing examination under  
11 this chapter and may require the person to also apply and qualify for  
12 a temporary restricted driver's license under RCW 46.20.391.

13 NEW SECTION. **Sec. 3.** Section 1 of this act expires January 1,  
14 2026.

15 NEW SECTION. **Sec. 4.** Section 2 of this act takes effect January  
16 1, 2026.

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