

First Regular Session of the 121st General Assembly (2019)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2018 Regular and Special Session of the General Assembly.

HOUSE ENROLLED ACT No. 1268

AN ACT to amend the Indiana Code concerning military and veterans.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 9-24-9-2.3, AS AMENDED BY P.L.65-2017, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 2.3. **(a) An application for a driver's license or permit under this chapter must contain the following questions:**

- (1) "Have you served in the armed forces of the United States?".
- (2) "Are you the surviving spouse of someone who served in the armed forces of the United States or their reserves, in the National Guard, or in the Indiana National Guard?".

(a) (b) In addition to the questions set forth in subsection (a), an application for a driver's license or permit to be issued under this article must enable the applicant to indicate the following:

- (1) The applicant is a veteran and wishes to have an indication of the applicant's veteran status appear on the driver's license or permit.
- (2) The applicant is the surviving spouse of a veteran of the armed forces of the United States and wishes to have an indication of the applicant's status as a surviving spouse of a veteran appear on the license or permit.
- (3) The applicant has a medical condition of note and wishes to

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have an identifying symbol and a brief description of the medical condition appear on the driver's license or permit.

(b) ~~The bureau shall inform an applicant that submission of information under this section is voluntary.~~

(c) The bureau shall **keep in a data base and** share the information submitted under ~~subsection (a)(2)~~ **subsections (a) and (b)(2) at least annually with upon request** by the Indiana department of veterans' affairs. **The information submitted under subsections (a) and (b)(2) may be used by the Indiana department of veterans' affairs to develop outreach programs for veterans and their families.**

(d) The application for a driver's license or permit under this chapter must indicate that an applicant has the option whether or not to answer the questions set forth in subsection (a).

SECTION 2. IC 9-24-16-2, AS AMENDED BY P.L.65-2017, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 2. **(a) An application for an identification card to be issued under this chapter must contain the following questions:**

(1) "Have you served in the armed forces of the United States?".

(2) "Are you the surviving spouse of someone who served in the armed forces of the United States or their reserves, in the National Guard, or in the Indiana National Guard?".

(a) (b) In addition to the questions set forth in subsection (a), an application for an identification card issued under this chapter must require the following information concerning an applicant:

(1) The full legal name of the applicant.

(2) The applicant's date of birth.

(3) The gender of the applicant.

(4) The applicant's height, weight, hair color, and eye color.

(5) The principal address and mailing address of the applicant.

(6) A:

(A) valid Social Security number; or

(B) verification of an applicant's:

(i) ineligibility to be issued a Social Security number; and

(ii) identity and lawful status.

(7) A digital photograph of the applicant.

(8) The signature of the applicant showing the applicant's legal name as it will appear on the identification card.

(9) If the applicant is also applying for a Class B motor driven cycle endorsement, verification that the applicant has satisfactorily completed the test required under section 3.6 of this



chapter.

~~(b)~~ **(c)** The bureau may invalidate an identification card that the bureau believes to have been issued as a result of fraudulent documentation.

~~(c)~~ **(d)** The bureau:

(1) shall adopt rules under IC 4-22-2 to establish a procedure to verify an applicant's identity and lawful status; and

(2) may adopt rules to establish a procedure to temporarily invalidate an identification card that it believes to have been issued based on fraudulent documentation.

~~(d)~~ **(e)** For purposes of subsection ~~(a)~~; **(b)**, an individual certified as a program participant in the address confidentiality program under IC 5-26.5 is not required to provide the individual's principal address and mailing address, but may provide an address designated by the office of the attorney general under IC 5-26.5 as the individual's principal address and mailing address.

~~(e)~~ **(f)** In addition to the information required under subsection ~~(a)~~; **(b)**, an application for an identification card to be issued under this chapter must enable the applicant to indicate that the applicant is a veteran and wishes to have an indication of the applicant's veteran status appear on the identification card. An applicant who wishes to have an indication of the applicant's veteran status appear on the identification card must:

(1) indicate on the application that the applicant:

(A) is a veteran; and

(B) wishes to have an indication of the applicant's veteran status appear on the identification card; and

(2) provide proof at the time of application of the applicant's veteran status.

~~(f)~~ **(g)** In addition to the information required under subsection ~~(a)~~; **(b)**, an application for an identification card to be issued under this chapter must enable the applicant to indicate that the applicant is a surviving spouse of a veteran and wishes to have an indication of the applicant's status as a surviving spouse of a veteran appear on the identification card. An applicant who wishes to have an indication of the applicant's status as a surviving spouse of a veteran appear on the identification card must:

(1) indicate on the application that the applicant:

(A) is the surviving spouse of a veteran of the armed forces of the United States; and

(B) wishes to have an indication of the applicant's status as a surviving spouse of a veteran appear on the identification card;



and

(2) provide the documentation necessary to verify that the applicant was married, at the time of the decedent's death, to a veteran.

~~(g)~~ **(h)** The bureau shall **keep in a data base and** share the information submitted under ~~subsection (f)~~ **subsections (a) and (g)** at least annually with the Indiana department of veterans' affairs. **The information submitted under subsections (a) and (g) may be used by the Indiana department of veterans' affairs to develop outreach programs for veterans and their families.**

(i) The application for an identification card to be issued under this chapter must indicate that an applicant has the option whether or not to answer the questions set forth in subsection (a).

SECTION 3. IC 9-24-16-3, AS AMENDED BY P.L.65-2017, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 3. (a) An identification card must have the same dimensions and shape as a driver's license, but the card must have markings sufficient to distinguish the card from a driver's license.

(b) Except as provided in subsection (g), the front side of an identification card must contain the expiration date of the identification card and the following information about the individual to whom the card is being issued:

- (1) Full legal name.
- (2) The address of the principal residence.
- (3) Date of birth.
- (4) Date of issue and date of expiration.
- (5) Unique identification number.
- (6) Gender.
- (7) Weight.
- (8) Height.
- (9) Color of eyes and hair.
- (10) Reproduction of the signature of the individual identified.
- (11) Whether the individual is blind (as defined in IC 12-7-2-21(1)).
- (12) If the individual is less than eighteen (18) years of age at the time of issuance, the dates on which the individual will become:
 - (A) eighteen (18) years of age; and
 - (B) twenty-one (21) years of age.
- (13) If the individual is at least eighteen (18) years of age but less than twenty-one (21) years of age at the time of issuance, the date on which the individual will become twenty-one (21) years of age.
- (14) Digital photograph of the individual.



(c) The information contained on the identification card as required by subsection (b)(12) or (b)(13) for an individual who is less than twenty-one (21) years of age at the time of issuance shall be printed prominently on the identification card.

(d) If the individual complies with section ~~2(e)~~ **2(f)** or ~~2(f)~~ **2(g)** of this chapter, an indication of the individual's veteran status or status as the surviving spouse of a veteran of the armed forces of the United States, as applicable, shall be shown on the identification card.

(e) If the applicant for an identification card submits information to the bureau concerning the applicant's medical condition, the bureau shall place an identifying symbol on the face of the identification card to indicate that the applicant has a medical condition of note. The bureau shall include information on the identification card that briefly describes the medical condition of the holder of the card. The information must be printed in a manner that alerts a person reading the card to the existence of the medical condition. The applicant for an identification card is responsible for the accuracy of the information concerning the medical condition submitted under this subsection. The bureau shall inform an applicant that submission of information under this subsection is voluntary.

- (f) An identification card issued by the state to an individual who:
- (1) has a valid, unexpired nonimmigrant visa or has nonimmigrant visa status for entry in the United States;
 - (2) has a pending application for asylum in the United States;
 - (3) has a pending or approved application for temporary protected status in the United States;
 - (4) has approved deferred action status; or
 - (5) has a pending application for adjustment of status to that of an alien lawfully admitted for permanent residence in the United States or conditional permanent residence status in the United States;

must be clearly identified as a temporary identification card. A temporary identification card issued under this subsection may not be renewed without the presentation of valid documentary evidence proving that the holder of the identification card's temporary status has been extended.

(g) For purposes of subsection (b), an individual certified as a program participant in the address confidentiality program under IC 5-26.5 is not required to provide the address of the individual's principal residence, but may provide an address designated by the office of the attorney general under IC 5-26.5 as the address of the individual's principal residence.



(h) The bureau shall validate an identification card for Class B motor driven cycle operation upon a highway by endorsement to an individual who:

- (1) applies for or has previously been issued an identification card under this chapter;
- (2) makes the appropriate application for endorsement; and
- (3) satisfactorily completes the test required under section 3.6 of this chapter.

The bureau shall place a designation on the face of the identification card to indicate that the individual has received a Class B motor driven cycle endorsement.



Speaker of the House of Representatives

President of the Senate

President Pro Tempore

Governor of the State of Indiana

Date: _____ Time: _____

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