

DRIVER LICENSE REVISIONS

2020 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Steve Eliason

Senate Sponsor: _____

LONG TITLE

General Description:

This bill revises provisions in the Uniform Driver License Act.

Highlighted Provisions:

This bill:

► requires the Driver License Division of the Department of Public Safety, upon request from an individual and subject to certain written verification, to include an identifying symbol on the individual's driver license or identification card to indicate that the individual is an individual with a disability; and

► makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

This bill provides a special effective date.

Utah Code Sections Affected:

AMENDS:

46-1-2, as last amended by Laws of Utah 2019, Chapter 192

53-3-207 (Superseded 07/01/20), as last amended by Laws of Utah 2016, Chapter 350

53-3-207 (Effective 07/01/20), as last amended by Laws of Utah 2019, Chapter 232

53-3-805, as last amended by Laws of Utah 2018, Chapter 39



28 *Be it enacted by the Legislature of the state of Utah:*

29 Section 1. Section **46-1-2** is amended to read:

30 **46-1-2. Definitions.**

31 As used in this chapter:

32 (1) "Acknowledgment" means a notarial act in which a notary certifies that a signer,
33 whose identity is personally known to the notary or proven on the basis of satisfactory
34 evidence, has admitted, in the presence of the notary, to voluntarily signing a document for the
35 document's stated purpose.

36 (2) "Before me" means that an individual appears in the presence of the notary.

37 (3) "Commission" means:

38 (a) to empower to perform notarial acts; or

39 (b) the written document that gives authority to perform notarial acts, including the
40 Certificate of Authority of Notary Public that the lieutenant governor issues to a notary.

41 (4) "Copy certification" means a notarial act in which a notary certifies that a
42 photocopy is an accurate copy of a document that is neither a public record nor publicly
43 recorded.

44 (5) "Electronic recording" means the audio and video recording, described in
45 Subsection **46-1-3.6(3)**, of a remote notarization.

46 (6) "Electronic seal" means an electronic version of the seal described in Section
47 **46-1-16**, that conforms with rules made under Subsection **46-1-3.7(1)(d)**, that a remote notary
48 may attach to a notarial certificate to complete a remote notarization.

49 (7) "Electronic signature" means the same as that term is defined in Section **46-4-102**.

50 (8) "In the presence of the notary" means that an individual:

51 (a) is physically present with the notary in close enough proximity to see and hear the
52 notary; or

53 (b) communicates with a remote notary by means of an electronic device or process
54 that:

55 (i) allows the individual and remote notary to communicate with one another
56 simultaneously by sight and sound; and

57 (ii) complies with rules made under Section **46-1-3.7**.

58 (9) "Jurat" means a notarial act in which a notary certifies:

- 59 (a) the identity of a signer who:
- 60 (i) is personally known to the notary; or
- 61 (ii) provides the notary satisfactory evidence of the signer's identity;
- 62 (b) that the signer affirms or swears an oath attesting to the truthfulness of a document;
- 63 and
- 64 (c) that the signer voluntarily signs the document in the presence of the notary.
- 65 (10) "Notarial act" or "notarization" means an act that a notary is authorized to perform
- 66 under Section 46-1-6.
- 67 (11) "Notarial certificate" means the affidavit described in Section 46-1-6.5 that is:
- 68 (a) a part of or attached to a notarized document; and
- 69 (b) completed by the notary and bears the notary's signature and official seal.
- 70 (12) (a) "Notary" means an individual commissioned to perform notarial acts under this
- 71 chapter.
- 72 (b) "Notary" includes a remote notary.
- 73 (13) "Oath" or "affirmation" means a notarial act in which a notary certifies that a
- 74 person made a vow or affirmation in the presence of the notary on penalty of perjury.
- 75 (14) "Official misconduct" means a notary's performance of any act prohibited or
- 76 failure to perform any act mandated by this chapter or by any other law in connection with a
- 77 notarial act.
- 78 (15) (a) "Official seal" means the seal described in Section 46-1-16 that a notary may
- 79 attach to a notarial certificate to complete a notarization.
- 80 (b) "Official seal" includes an electronic seal.
- 81 (16) "Personally known" means familiarity with an individual resulting from
- 82 interactions with that individual over a period of time sufficient to eliminate every reasonable
- 83 doubt that the individual has the identity claimed.
- 84 (17) "Remote notarization" means a notarial act performed by a remote notary in
- 85 accordance with this chapter for an individual who is not in the physical presence of the remote
- 86 notary at the time the remote notary performs the notarial act.
- 87 (18) "Remote notary" means a notary that holds an active remote notary certification
- 88 under Section 46-1-3.5.
- 89 (19) (a) "Satisfactory evidence of identity" means:

90 (i) for both an in-person and remote notarization, identification of an individual based
91 on:

92 (A) subject to Subsection (19)(b), valid personal identification with the individual's
93 photograph, signature, and physical description that the United States government, any state
94 within the United States, or a foreign government issues;

95 (B) subject to Subsection (19)(b), a valid passport that any nation issues; or

96 (C) the oath or affirmation of a credible person who is personally known to the notary
97 and who personally knows the individual; and

98 (ii) for a remote notarization only, a third party's affirmation of an individual's identity
99 in accordance with rules made under Section 46-1-3.7 by means of:

100 (A) dynamic knowledge-based authentication, which may include requiring the
101 individual to answer questions about the individual's personal information obtained from
102 public or proprietary data sources; or

103 (B) analysis of the individual's biometric data, which may include facial recognition,
104 voiceprint analysis, or fingerprint analysis.

105 (b) "Satisfactory evidence of identity," for a remote notarization, requires the
106 identification described in Subsection (19)(a)(i)(A) or passport described in Subsection
107 (19)(a)(i)(B) to be verified through public or proprietary data sources in accordance with rules
108 made under Section 46-1-3.7.

109 (c) "Satisfactory evidence of identity" does not include:

110 (i) a driving privilege card under Subsection 53-3-207~~(10)~~(11); or

111 (ii) another document that is not considered valid for identification.

112 (20) "Signature witnessing" means a notarial act in which an individual:

113 (a) appears in the presence of the notary and presents a document;

114 (b) provides the notary satisfactory evidence of the individual's identity, or is
115 personally known to the notary; and

116 (c) signs the document in the presence of the notary.

117 Section 2. Section 53-3-207 (Superseded 07/01/20) is amended to read:

118 **53-3-207 (Superseded 07/01/20). License certificates or driving privilege cards**
119 **issued to drivers by class of motor vehicle -- Contents -- Release of anatomical gift**
120 **information -- Temporary licenses or driving privilege cards -- Minors' licenses, cards,**

121 **and permits -- Violation.**

122 (1) As used in this section:

123 (a) "Driving privilege" means the privilege granted under this chapter to drive a motor
124 vehicle.125 (b) "Governmental entity" means the state and its political subdivisions as defined in
126 this Subsection (1).127 (c) "Political subdivision" means any county, city, town, school district, public transit
128 district, community reinvestment agency, special improvement or taxing district, local district,
129 special service district, an entity created by an interlocal agreement adopted under Title 11,
130 Chapter 13, Interlocal Cooperation Act, or other governmental subdivision or public
131 corporation.132 (d) "State" means this state, and includes any office, department, agency, authority,
133 commission, board, institution, hospital, college, university, children's justice center, or other
134 instrumentality of the state.135 (2) (a) The division shall issue to every person privileged to drive a motor vehicle, a
136 regular license certificate, a limited-term license certificate, or a driving privilege card
137 indicating the type or class of motor vehicle the person may drive.138 (b) A person may not drive a class of motor vehicle unless granted the privilege in that
139 class.140 (3) (a) Every regular license certificate, limited-term license certificate, or driving
141 privilege card shall bear:

142 (i) the distinguishing number assigned to the person by the division;

143 (ii) the name, birth date, and Utah residence address of the person;

144 (iii) a brief description of the person for the purpose of identification;

145 (iv) any restrictions imposed on the license under Section 53-3-208;

146 (v) a photograph of the person;

147 (vi) a photograph or other facsimile of the person's signature;

148 (vii) an indication whether the person intends to make an anatomical gift under Title

149 26, Chapter 28, Revised Uniform Anatomical Gift Act, unless the driving privilege is extended
150 under Subsection 53-3-214(3); and

151 (viii) except as provided in Subsection (3)(b), if the person states that the person is a

152 veteran of the United States military on the application for a driver license in accordance with
153 Section 53-3-205 and provides verification that the person was granted an honorable or general
154 discharge from the United States Armed Forces, an indication that the person is a United States
155 military veteran for a regular license certificate or limited-term license certificate issued on or
156 after July 1, 2011.

157 (b) A regular license certificate or limited-term license certificate issued to any person
158 younger than 21 years on a portrait-style format as required in Subsection [~~(5)~~] (6)(b)(i) is not
159 required to include an indication that the person is a United States military veteran under
160 Subsection (3)(a)(viii).

161 (c) A new license certificate issued by the division may not bear the person's Social
162 Security number.

163 (d) (i) The regular license certificate, limited-term license certificate, or driving
164 privilege card shall be of an impervious material, resistant to wear, damage, and alteration.

165 (ii) Except as provided under Subsection [~~(4)~~] (5)(b), the size, form, and color of the
166 regular license certificate, limited-term license certificate, or driving privilege card shall be as
167 prescribed by the commissioner.

168 (iii) The commissioner may also prescribe the issuance of a special type of limited
169 regular license certificate, limited-term license certificate, or driving privilege card under
170 Subsection 53-3-220(4).

171 (4) (a) As used in this Subsection (4):

172 (i) "Disability" means a physical or mental disability, as defined and covered by the
173 Americans with Disabilities Act of 1990, 42 U.S.C. Sec. 12102.

174 (ii) "Health care professional" means:

175 (A) a licensed physician, physician assistant, nurse practitioner, or mental health
176 therapist; or

177 (B) another licensed health care professional designated by the division, by rule made
178 in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act.

179 (b) At the applicant's request, the division shall include an identifying symbol on the
180 regular license certificate, limited-term license certificate, or driving privilege card to indicate
181 that the applicant is an individual with a disability, if the applicant provides written verification
182 from a health care professional that the applicant is an individual with a disability.

183 (c) The written verification described in Subsection (4)(b) shall be made on a form
184 provided by the division.

185 (d) The division may not:

186 (i) charge a fee to include the disability identifying symbol described in Subsection
187 (4)(b) on the applicant's regular license certificate, limited-term license certificate, or driving
188 privilege card; or

189 (ii) require the applicant to provide subsequent written verification that the applicant is
190 an individual with a disability for including the disability identifying symbol on the applicant's
191 renewed or extended regular license certificate, limited-term license certificate, or driving
192 privilege card, after including the disability identifying symbol on the applicant's previously
193 issued regular license certificate, limited-term license certificate, or driving privilege card in
194 accordance with Subsection (4)(b).

195 (e) The inclusion of a disability identifying symbol on an individual's regular license
196 certificate, limited-term license certificate, or driving privilege card in accordance with
197 Subsection (4)(b) does not confer any legal rights or privileges on the individual, including
198 parking privileges for individuals with disabilities under Section [41-1a-414](#).

199 ~~[(4)]~~ (5) (a) (i) The division, upon determining after an examination that an applicant is
200 mentally and physically qualified to be granted a driving privilege, may issue to an applicant a
201 receipt for the fee if the applicant is eligible for a regular license certificate or limited-term
202 license certificate.

203 (ii) (A) The division shall issue a temporary regular license certificate or temporary
204 limited-term license certificate allowing the person to drive a motor vehicle while the division
205 is completing its investigation to determine whether the person is entitled to be granted a
206 driving privilege.

207 (B) A temporary regular license certificate or a temporary limited-term license
208 certificate issued under this Subsection ~~[(4)]~~ (5) shall be recognized and have the same rights
209 and privileges as a regular license certificate or a limited-term license certificate.

210 (b) The temporary regular license certificate or temporary limited-term license
211 certificate shall be in the person's immediate possession while driving a motor vehicle, and it is
212 invalid when the person's regular license certificate or limited-term license certificate has been
213 issued or when, for good cause, the privilege has been refused.

214 (c) The division shall indicate on the temporary regular license certificate or temporary
215 limited-term license certificate a date after which it is not valid as a temporary license.

216 (d) (i) Except as provided in Subsection [~~(4)~~] (5)(d)(ii), the division may not issue a
217 temporary driving privilege card or other temporary permit to an applicant for a driving
218 privilege card.

219 (ii) The division may issue a learner permit issued in accordance with Section
220 [53-3-210.5](#) to an applicant for a driving privilege card.

221 [~~(5)~~] (6) (a) The division shall distinguish learner permits, temporary permits, regular
222 license certificates, limited-term license certificates, and driving privilege cards issued to any
223 person younger than 21 years of age by use of plainly printed information or the use of a color
224 or other means not used for other regular license certificates, limited-term license certificates,
225 or driving privilege cards.

226 (b) The division shall distinguish a regular license certificate, limited-term license
227 certificate, or driving privilege card issued to any person:

228 (i) younger than 21 years of age by use of a portrait-style format not used for other
229 regular license certificates, limited-term license certificates, or driving privilege cards and by
230 plainly printing the date the regular license certificate, limited-term license certificate, or
231 driving privilege card holder is 21 years of age, which is the legal age for purchasing an
232 alcoholic beverage or alcoholic product under Section [32B-4-403](#); and

233 (ii) younger than 19 years of age, by plainly printing the date the regular license
234 certificate, limited-term license certificate, or driving privilege card holder is 19 years of age,
235 which is the legal age for purchasing tobacco products under Section [76-10-104](#).

236 [~~(6)~~] (7) The division shall distinguish a limited-term license certificate by clearly
237 indicating on the document:

238 (a) that it is temporary; and

239 (b) its expiration date.

240 [~~(7)~~] (8) (a) The division shall only issue a driving privilege card to a person whose
241 privilege was obtained without providing evidence of lawful presence in the United States as
242 required under Subsection [53-3-205](#)(8).

243 (b) The division shall distinguish a driving privilege card from a license certificate by:

244 (i) use of a format, color, font, or other means; and

245 (ii) clearly displaying on the front of the driving privilege card a phrase substantially
246 similar to "FOR DRIVING PRIVILEGES ONLY -- NOT VALID FOR IDENTIFICATION".

247 ~~[(8)]~~ (9) The provisions of Subsection ~~[(5)]~~ (6)(b) do not apply to a learner permit,
248 temporary permit, temporary regular license certificate, temporary limited-term license
249 certificate, or any other temporary permit.

250 ~~[(9)]~~ (10) The division shall issue temporary license certificates of the same nature,
251 except as to duration, as the license certificates that they temporarily replace, as are necessary
252 to implement applicable provisions of this section and Section 53-3-223.

253 ~~[(10)]~~ (11) (a) A governmental entity may not accept a driving privilege card as proof
254 of personal identification.

255 (b) A driving privilege card may not be used as a document providing proof of a
256 person's age for any government required purpose.

257 ~~[(11)]~~ (12) A person who violates Subsection (2)(b) is guilty of an infraction.

258 ~~[(12)]~~ (13) Unless otherwise provided, the provisions, requirements, classes,
259 endorsements, fees, restrictions, and sanctions under this code apply to a:

260 (a) driving privilege in the same way as a license or limited-term license issued under
261 this chapter; and

262 (b) limited-term license certificate or driving privilege card in the same way as a
263 regular license certificate issued under this chapter.

264 Section 3. Section 53-3-207 (Effective 07/01/20) is amended to read:

265 **53-3-207 (Effective 07/01/20). License certificates or driving privilege cards**
266 **issued to drivers by class of motor vehicle -- Contents -- Release of anatomical gift**
267 **information -- Temporary licenses or driving privilege cards -- Minors' licenses, cards,**
268 **and permits -- Violation.**

269 (1) As used in this section:

270 (a) "Driving privilege" means the privilege granted under this chapter to drive a motor
271 vehicle.

272 (b) "Governmental entity" means the state or a political subdivision of the state.

273 (c) "Political subdivision" means any county, city, town, school district, public transit
274 district, community reinvestment agency, special improvement or taxing district, local district,
275 special service district, an entity created by an interlocal agreement adopted under Title 11,

276 Chapter 13, Interlocal Cooperation Act, or other governmental subdivision or public
277 corporation.

278 (d) "State" means this state, and includes any office, department, agency, authority,
279 commission, board, institution, hospital, college, university, children's justice center, or other
280 instrumentality of the state.

281 (2) (a) The division shall issue to every individual privileged to drive a motor vehicle, a
282 regular license certificate, a limited-term license certificate, or a driving privilege card
283 indicating the type or class of motor vehicle the individual may drive.

284 (b) An individual may not drive a class of motor vehicle unless granted the privilege in
285 that class.

286 (3) (a) Every regular license certificate, limited-term license certificate, or driving
287 privilege card shall bear:

288 (i) the distinguishing number assigned to the individual by the division;

289 (ii) the name, birth date, and Utah residence address of the individual;

290 (iii) a brief description of the individual for the purpose of identification;

291 (iv) any restrictions imposed on the license under Section 53-3-208;

292 (v) a photograph of the individual;

293 (vi) a photograph or other facsimile of the person's signature;

294 (vii) an indication whether the individual intends to make an anatomical gift under
295 Title 26, Chapter 28, Revised Uniform Anatomical Gift Act, unless the driving privilege is
296 extended under Subsection 53-3-214(3); and

297 (viii) except as provided in Subsection (3)(b), if the individual states that the individual
298 is a veteran of the United States military on the application for a driver license in accordance
299 with Section 53-3-205 and provides verification that the individual was granted an honorable
300 or general discharge from the United States Armed Forces, an indication that the individual is a
301 United States military veteran for a regular license certificate or limited-term license certificate
302 issued on or after July 1, 2011.

303 (b) A regular license certificate or limited-term license certificate issued to an
304 individual younger than 21 years on a portrait-style format as required in Subsection [~~(5)~~]
305 (6)(b) is not required to include an indication that the individual is a United States military
306 veteran under Subsection (3)(a)(viii).

307 (c) A new license certificate issued by the division may not bear the individual's social
308 security number.

309 (d) (i) The regular license certificate, limited-term license certificate, or driving
310 privilege card shall be of an impervious material, resistant to wear, damage, and alteration.

311 (ii) Except as provided under Subsection [~~(4)~~] (5)(b), the size, form, and color of the
312 regular license certificate, limited-term license certificate, or driving privilege card shall be as
313 prescribed by the commissioner.

314 (iii) The commissioner may also prescribe the issuance of a special type of limited
315 regular license certificate, limited-term license certificate, or driving privilege card under
316 Subsection 53-3-220(4).

317 (4) (a) As used in this Subsection (4):

318 (i) "Disability" means a physical or mental disability, as defined and covered by the
319 Americans with Disabilities Act of 1990, 42 U.S.C. Sec. 12102.

320 (ii) "Health care professional" means:

321 (A) a licensed physician, physician assistant, nurse practitioner, or mental health
322 therapist; or

323 (B) another licensed health care professional designated by the division, by rule made
324 in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act.

325 (b) At the applicant's request, the division shall include an identifying symbol on the
326 regular license certificate, limited-term license certificate, or driving privilege card to indicate
327 that the applicant is an individual with a disability, if the applicant provides written verification
328 from a health care professional that the applicant is an individual with a disability.

329 (c) The written verification described in Subsection (4)(b) shall be made on a form
330 provided by the division.

331 (d) The division may not:

332 (i) charge a fee to include the disability identifying symbol described in Subsection
333 (4)(b) on the applicant's regular license certificate, limited-term license certificate, or driving
334 privilege card; or

335 (ii) require the applicant to provide subsequent written verification that the applicant is
336 an individual with a disability for including the disability identifying symbol on the applicant's
337 renewed or extended regular license certificate, limited-term license certificate, or driving

338 privilege card, after including the disability identifying symbol on the applicant's previously
339 issued regular license certificate, limited-term license certificate, or driving privilege card in
340 accordance with Subsection (4)(b).

341 (e) The inclusion of a disability identifying symbol on an individual's regular license
342 certificate, limited-term license certificate, or driving privilege card in accordance with
343 Subsection (4)(b) does not confer any legal rights or privileges on the individual, including
344 parking privileges for individuals with disabilities under Section [41-1a-414](#).

345 [~~4~~] (5) (a) (i) The division, upon determining after an examination that an applicant is
346 mentally and physically qualified to be granted a driving privilege, may issue to an applicant a
347 receipt for the fee if the applicant is eligible for a regular license certificate or limited-term
348 license certificate.

349 (ii) (A) The division shall issue a temporary regular license certificate or temporary
350 limited-term license certificate allowing the individual to drive a motor vehicle while the
351 division is completing its investigation to determine whether the individual is entitled to be
352 granted a driving privilege.

353 (B) A temporary regular license certificate or a temporary limited-term license
354 certificate issued under this Subsection [~~4~~] (5) shall be recognized and have the same rights
355 and privileges as a regular license certificate or a limited-term license certificate.

356 (b) The temporary regular license certificate or temporary limited-term license
357 certificate shall be in the individual's immediate possession while driving a motor vehicle, and
358 it is invalid when the individual's regular license certificate or limited-term license certificate
359 has been issued or when, for good cause, the privilege has been refused.

360 (c) The division shall indicate on the temporary regular license certificate or temporary
361 limited-term license certificate a date after which it is not valid as a temporary license.

362 (d) (i) Except as provided in Subsection [~~4~~] (5)(d)(ii), the division may not issue a
363 temporary driving privilege card or other temporary permit to an applicant for a driving
364 privilege card.

365 (ii) The division may issue a learner permit issued in accordance with Section
366 [53-3-210.5](#) to an applicant for a driving privilege card.

367 [~~5~~] (6) (a) The division shall distinguish learner permits, temporary permits, regular
368 license certificates, limited-term license certificates, and driving privilege cards issued to any

369 individual younger than 21 years of age by use of plainly printed information or the use of a
370 color or other means not used for other regular license certificates, limited-term license
371 certificates, or driving privilege cards.

372 (b) The division shall distinguish a regular license certificate, limited-term license
373 certificate, or driving privilege card issued to an individual younger than 21 years of age by use
374 of a portrait-style format not used for other regular license certificates, limited-term license
375 certificates, or driving privilege cards and by plainly printing the date the regular license
376 certificate, limited-term license certificate, or driving privilege card holder is 21 years of age.

377 ~~[(6)]~~ (7) The division shall distinguish a limited-term license certificate by clearly
378 indicating on the document:

- 379 (a) that it is temporary; and
380 (b) its expiration date.

381 ~~[(7)]~~ (8) (a) The division shall only issue a driving privilege card to an individual
382 whose privilege was obtained without providing evidence of lawful presence in the United
383 States as required under Subsection 53-3-205(8).

384 (b) The division shall distinguish a driving privilege card from a license certificate by:
385 (i) use of a format, color, font, or other means; and
386 (ii) clearly displaying on the front of the driving privilege card a phrase substantially
387 similar to "FOR DRIVING PRIVILEGES ONLY -- NOT VALID FOR IDENTIFICATION".

388 ~~[(8)]~~ (9) The provisions of Subsection ~~[(5)]~~ (6)(b) do not apply to a learner permit,
389 temporary permit, temporary regular license certificate, temporary limited-term license
390 certificate, or any other temporary permit.

391 ~~[(9)]~~ (10) The division shall issue temporary license certificates of the same nature,
392 except as to duration, as the license certificates that they temporarily replace, as are necessary
393 to implement applicable provisions of this section and Section 53-3-223.

394 ~~[(10)]~~ (11) (a) A governmental entity may not accept a driving privilege card as proof
395 of personal identification.

396 (b) A driving privilege card may not be used as a document providing proof of an
397 individual's age for any government required purpose.

398 ~~[(11)]~~ (12) A person who violates Subsection (2)(b) is guilty of an infraction.

399 ~~[(12)]~~ (13) Unless otherwise provided, the provisions, requirements, classes,

400 endorsements, fees, restrictions, and sanctions under this code apply to a:

401 (a) driving privilege in the same way as a license or limited-term license issued under
402 this chapter; and

403 (b) limited-term license certificate or driving privilege card in the same way as a
404 regular license certificate issued under this chapter.

405 Section 4. Section **53-3-805** is amended to read:

406 **53-3-805. Identification card -- Contents -- Specifications.**

407 (1) (a) The division shall issue an identification card that bears:

408 (i) the distinguishing number assigned to the [person] individual by the division;

409 (ii) the name, birth date, and Utah residence address of the [person] individual;

410 (iii) a brief description of the [person] individual for the purpose of identification;

411 (iv) a photograph of the [person] individual;

412 (v) a photograph or other facsimile of the [person's] individual's signature;

413 (vi) an indication whether the [person] individual intends to make an anatomical gift

414 under Title 26, Chapter 28, Revised Uniform Anatomical Gift Act; and

415 (vii) if the [person] individual states that the [person] individual is a veteran of the
416 United States military on the application for an identification card in accordance with Section

417 [53-3-804](#) and provides verification that the [person] individual received an honorable or

418 general discharge from the United States Armed Forces, an indication that the [person]

419 individual is a United States military veteran for a regular identification card or a limited-term

420 identification card issued on or after July 1, 2011.

421 (b) An identification card issued by the division may not bear the [person's]

422 individual's Social Security number or place of birth.

423 (2) (a) The card shall be of an impervious material, resistant to wear, damage, and
424 alteration.

425 (b) Except as provided under Section [53-3-806](#), the size, form, and color of the card is
426 prescribed by the commissioner.

427 (3) At the applicant's request, the card may include a statement that the applicant has a
428 special medical problem or allergies to certain drugs, for the purpose of medical treatment.

429 (4) (a) As used in this Subsection (4):

430 (i) "Disability" means the same as that term is defined in Subsection [53-3-207\(4\)](#).

431 (ii) "Health care professional" means the same as that term is defined in Subsection
432 53-3-207(4).

433 (b) At the applicant's request, the division shall include an identifying symbol on the
434 identification card to indicate that the applicant is an individual with a disability, if the
435 applicant provides written verification from a health care professional that the applicant is an
436 individual with a disability.

437 (c) The written verification described in Subsection (4)(b) shall be made on a form
438 provided by the division.

439 (d) The division may not:

440 (i) charge a fee to include the disability identifying symbol described in Subsection
441 (4)(b) on the applicant's identification card; or

442 (ii) require the applicant to provide subsequent written verification that the applicant is
443 an individual with a disability for including the disability identifying symbol on the applicant's
444 extended identification card, after including the disability identifying symbol on the applicant's
445 previously issued identification card in accordance with Subsection (4)(b).

446 (e) The inclusion of a disability identifying symbol on an individual's identification
447 card in accordance with Subsection (4)(b) does not confer any legal rights or privileges on the
448 individual, including parking privileges for individuals with disabilities under Section
449 41-1a-414.

450 ~~[(4)]~~ (5) (a) The indication of intent under Subsection 53-3-804(2)(j) shall be
451 authenticated by the applicant in accordance with division rule.

452 (b) (i) Notwithstanding Title 63G, Chapter 2, Government Records Access and
453 Management Act, the division may, upon request, release to an organ procurement
454 organization, as defined in Section 26-28-102, the names and addresses of all ~~[persons]~~
455 individuals who under Subsection 53-3-804(2)(j) indicate that they intend to make an
456 anatomical gift.

457 (ii) An organ procurement organization may use released information only to:

458 (A) obtain additional information for an anatomical gift registry; and

459 (B) inform applicants of anatomical gift options, procedures, and benefits.

460 ~~[(5)]~~ (6) Notwithstanding Title 63G, Chapter 2, Government Records Access and

461 Management Act, the division may release to the Department of Veterans and Military Affairs

462 the names and addresses of all [~~persons~~] individuals who indicate their status as a veteran
463 under Subsection 53-3-804(2)(l).

464 [~~(6)~~] (7) The division and its employees are not liable, as a result of false or inaccurate
465 information provided under Subsection 53-3-804(2)(j) or (l), for direct or indirect:

- 466 (a) loss;
- 467 (b) detriment; or
- 468 (c) injury.

469 [~~(7)~~] (8) (a) The division may issue a temporary regular identification card to [a
470 person] an individual while the [person] individual obtains the required documentation to
471 establish verification of the information described in Subsections 53-3-804(2)(a), (b), (c), (d),
472 and (i)(i).

473 (b) A temporary regular identification card issued under this Subsection [~~(7)~~] (8) shall
474 be recognized and grant the [person] individual the same privileges as a regular identification
475 card.

476 (c) A temporary regular identification card issued under this Subsection [~~(7)~~] (8) is
477 invalid:

- 478 (i) when the [~~person's~~] individual's regular identification card has been issued;
- 479 (ii) when, for good cause, an applicant's application for a regular identification card has
480 been refused; or
- 481 (iii) upon expiration of the temporary regular identification card.

482 Section 5. **Effective date.**

483 This bill takes effect on May 12, 2020, except that the amendments to Section 53-3-207
484 (Effective 07/01/20) take effect on July 1, 2020.