

***Effective 5/10/2016***

**53-3-205.5 Fingerprint and photograph submission required for driving privilege card applicants and cardholders.**

- (1)
  - (a) Every applicant for an original driving privilege card shall submit:
    - (i) an application to the division; and
    - (ii) fingerprints and a photograph in a sealed envelope provided by the Bureau of Criminal Identification or a law enforcement agency.
  - (b) If an applicant for a renewal of a driving privilege card has not previously submitted fingerprints and a photograph to the division, the applicant shall submit fingerprints and a photograph in a sealed envelope provided by the Bureau of Criminal Identification or a law enforcement agency.
  - (c) The Bureau of Criminal Identification or a law enforcement agency that has the capability of handling fingerprint and photograph submissions shall take the applicant's fingerprints and photo for submission under Subsection (1).
- (2) The division shall submit fingerprints for each person described in Subsection (1) to the Bureau of Criminal Identification established in Section 53-10-201.
- (3) The Bureau of Criminal Identification shall:
  - (a) check the fingerprints submitted under Subsection (1) against the applicable state and regional criminal records databases;
  - (b) maintain a separate file of fingerprints submitted under Subsection (1) for search by future submissions to the local, state, and regional criminal records databases, including latent prints; and
  - (c) provide notice to the federal Immigration and Customs Enforcement Agency of the United States Department of Homeland Security of any new or existing criminal history record or new or existing warrant information contained in or entered in local, state, or regional databases.
- (4) In addition to any other fees authorized by this chapter, the division shall:
  - (a) impose on individuals submitting fingerprints in accordance with this section the fees that the Bureau of Criminal Identification is authorized to collect for the services the Bureau of Criminal Identification or other authorized agency provides under this section; and
  - (b) remit the fees collected under Subsection (4)(a) to the Bureau of Criminal Identification.

Amended by Chapter 29, 2016 General Session