

DRIVER LICENSE FRAUD AMENDMENTS

2002 GENERAL SESSION

STATE OF UTAH

Sponsor: Kory M. Holdaway

This act modifies the Public Safety Code by amending provisions relating to driver licenses and identification cards. The act amends the prohibited uses of driver licenses and identification cards that are treated as class C misdemeanors.

This act affects sections of Utah Code Annotated 1953 as follows:

AMENDS:

53-3-229, as last amended by Chapter 216, Laws of Utah 1999

53-3-810, as renumbered and amended by Chapter 234, Laws of Utah 1993

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

Section 1. Section **53-3-229** is amended to read:

53-3-229. Prohibited uses of license certificate -- Penalty.

(1) It is a class C misdemeanor for a person to:

~~[(a) display, cause or permit to be displayed, or to have in possession any license certificate knowing it is fictitious or altered;]~~

~~[(b)]~~ (a) lend or knowingly permit the use of a license certificate issued to him, by a person not entitled to it;

~~[(c)]~~ (b) display or to represent as his own a license certificate not issued to him;

~~[(d)]~~ (c) refuse to surrender to the division or a peace officer upon demand any license certificate issued by the division;

~~[(e)]~~ (d) use a false name or give a false address in any application for a license or any renewal or duplicate of the license certificate, or to knowingly make a false statement, or to knowingly conceal a material fact or otherwise commit a fraud in the application;

~~[(f)]~~ (e) ~~[permit any other prohibited use of a]~~ alter the date of birth on any license certificate issued to him; or



28 ~~[(g)] (f)~~ display a canceled, denied, revoked, suspended, or disqualified driver license
 29 certificate as a valid driver license certificate.

30 (2) The provisions of Subsection (1)~~[(g)] (f)~~ do not prohibit the use of a person's driver
 31 license certificate as a means of personal identification.

32 Section 2. Section **53-3-810** is amended to read:

33 **53-3-810. Penalty -- Violations.**

34 ~~h [(t)] h~~ It is a class C misdemeanor to:

35 ~~[(1) give false information on an application for the purpose of procuring an identification~~
 36 ~~card;]~~

37 ~~[(2) knowingly possess or have under one's control an altered or fictitious identification~~
 38 ~~card;]~~

39 ~~[(3) alter any information or photograph contained on an identification card;]~~

40 ~~[(4) knowingly issue an adult identification card to any person younger than 21 years of~~
 41 ~~age; or]~~

42 ~~[(5) violate this part.]~~

43 ~~h [(a)] (1) h~~ lend or knowingly permit the use of an identification card issued to him, by a
 43a person
 44 not entitled to it;

45 ~~h [(b)] (2) h~~ display or to represent as his own an identification card not issued to him;

46 ~~h [(c)] (3) h~~ refuse to surrender to the division or a peace officer upon demand any
 46a identification
 47 card issued by the division;

48 ~~h [(d)] (4) h~~ use a false name or give a false address in any application for an identification
 48a card or
 49 any renewal or duplicate of the identification card, or to knowingly make a false statement, or to
 50 knowingly conceal a material fact in the application;

51 ~~h [(e)] (5) h~~ alter the date of birth on any identification card issued to him;

52 ~~h [(f)] (6) h~~ display a revoked identification card as a valid identification card; or

53 ~~h [(g)] (7) h~~ knowingly issue an adult identification card to any person younger than 21 years
 53a of age.

54 ~~h [(2) The provisions of Subsection (1)(f) do not prohibit the use of a person's identification~~
 55 ~~card as a means of personal identification.] h~~

Legislative Review Note
as of 12-17-01 8:22 AM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel