

STATE IDENTIFICATION AMENDMENTS

2021 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Rosemary T. Lesser

Senate Sponsor: Todd D. Weiler

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LONG TITLE

General Description:

This bill amends provisions related to fees and application processes for a state-issued identification credential by a person who is homeless.

Highlighted Provisions:

This bill:

waives the application fee for an individual to receive or renew a state-issued identification card if the person provides certain information indicating that the individual is homeless;

requires the Department of Workforce Services to verify certain homeless service providers for purposes of address verification and receiving certain fee waivers;

requires the Driver License Division to make rules regarding homeless service facilities as verified by the Department of Workforce Services for purposes of

27 providing proof of residency and obtaining a fee waiver; and

28       ▶ makes technical changes.

29 **Money Appropriated in this Bill:**

30       None

31 **Other Special Clauses:**

32       None

33 **Utah Code Sections Affected:**

34 AMENDS:

35       **26-2-12.6**, as last amended by Laws of Utah 2019, Chapter 242

36       **53-3-104**, as last amended by Laws of Utah 2019, Chapter 459

37       **53-3-105**, as last amended by Laws of Utah 2019, Chapters 242, 381, and 382

38       **53-3-205**, as last amended by Laws of Utah 2019, Chapters 381 and 382

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

41       Section 1. Section **26-2-12.6** is amended to read:

42       **26-2-12.6. Fee waived for certified copy of birth certificate.**

43       (1) Notwithstanding Section **26-1-6** and Section **26-2-12.5**, the department shall waive  
44 a fee that would otherwise be charged for a certified copy of a birth certificate, if the individual  
45 whose birth is confirmed by the birth certificate is:

46       (a) the individual requesting the certified copy of the birth certificate; and

47       (b) (i) homeless, as defined in Section **26-18-411**;

48       (ii) a person who is homeless, as defined in Section **35A-5-302**;

49       (iii) an individual whose primary nighttime residence is a location that is not designed  
50 for or ordinarily used as a sleeping accommodation for an individual; [~~or~~]

51       (iv) a homeless service provider as verified by the Department of Workforce Services;

52 or

53       [~~(iv)~~] (v) a homeless child or youth, as defined in 42 U.S.C. Sec. 11434a.

54 (2) To satisfy the requirement in Subsection (1)(b), the department shall accept written  
55 verification that the individual is homeless or a person, child, or youth who is homeless from:

56 (a) a homeless shelter, as defined in Section 10-9a-526;

57 (b) a permanent housing, permanent, supportive, or transitional facility, as defined in  
58 Section 35A-5-302;

59 (c) the Department of Workforce Services;

60 (d) a homeless service provider as verified by the Department of Workforce Services;

61 or

62 ~~[(d) a facility that serves an individual described in Subsection (1)(b) and maintains  
63 data on an individual described in Subsection (1)(b) through the Homeless Management  
64 Information System; or]~~

65 (e) a local educational agency liaison for homeless children and youth designated under  
66 42 U.S.C. Sec. 11432(g)(1)(J)(ii).

67 Section 2. Section 53-3-104 is amended to read:

68 **53-3-104. Division duties.**

69 The division shall:

70 (1) in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,  
71 make rules:

72 (a) for examining applicants for a license, as necessary for the safety and welfare of the  
73 traveling public;

74 (b) for acceptable documentation of an applicant's identity, Social Security number,  
75 Utah resident status, Utah residence address, proof of legal presence, proof of citizenship in the  
76 United States, honorable or general discharge from the United States military, and other proof  
77 or documentation required under this chapter;

78 (c) for acceptable documentation to verify that an individual is homeless as verified by  
79 the Department of Workforce Services, for purposes of residency, address verification, and  
80 obtaining a fee waiver;

81           ~~[(e)]~~ (d) regarding the restrictions to be imposed on an individual driving a motor  
82 vehicle with a temporary learner permit or learner permit;

83           ~~[(d)]~~ (e) for exemptions from licensing requirements as authorized in this chapter;

84           ~~[(e)]~~ (f) establishing procedures for the storage and maintenance of applicant  
85 information provided in accordance with Section 53-3-205, 53-3-410, or 53-3-804; and

86           ~~[(f)]~~ (g) to provide educational information to each applicant for a license, which  
87 information shall be based on data provided by the Division of Air Quality, including:

88           (i) ways drivers can improve air quality; and

89           (ii) the harmful effects of vehicle emissions;

90           (2) examine each applicant according to the class of license applied for;

91           (3) license motor vehicle drivers;

92           (4) file every application for a license received by the division and shall maintain  
93 indices containing:

94           (a) all applications denied and the reason each was denied;

95           (b) all applications granted; and

96           (c) the name of every licensee whose license has been suspended, disqualified, or  
97 revoked by the division and the reasons for the action;

98           (5) suspend, revoke, disqualify, cancel, or deny any license issued in accordance with  
99 this chapter;

100           (6) file all accident reports and abstracts of court records of convictions received by the  
101 division under state law;

102           (7) maintain a record of each licensee showing the licensee's convictions and the traffic  
103 accidents in which the licensee has been involved where a conviction has resulted;

104           (8) consider the record of a licensee upon an application for renewal of a license and at  
105 other appropriate times;

106           (9) search the license files, compile, and furnish a report on the driving record of any  
107 individual licensed in the state in accordance with Section 53-3-109;

- 108 (10) develop and implement a record system as required by Section 41-6a-604;
- 109 (11) in accordance with Section 53G-10-507, establish:
  - 110 (a) procedures and standards to certify teachers of driver education classes to
  - 111 administer knowledge and skills tests;
  - 112 (b) minimal standards for the tests; and
  - 113 (c) procedures to enable school districts to administer or process any tests for students
  - 114 to receive a class D operator's license;
- 115 (12) in accordance with Section 53-3-510, establish:
  - 116 (a) procedures and standards to certify licensed instructors of commercial driver
  - 117 training school courses to administer the skills test;
  - 118 (b) minimal standards for the test; and
  - 119 (c) procedures to enable licensed commercial driver training schools to administer or
  - 120 process skills tests for students to receive a class D operator's license;
- 121 (13) provide administrative support to the Driver License Medical Advisory Board
- 122 created in Section 53-3-303;
- 123 (14) upon request by the lieutenant governor, provide the lieutenant governor with a
- 124 digital copy of the driver license or identification card signature of an individual who is an
- 125 applicant for voter registration under Section 20A-2-206; and
- 126 (15) in accordance with Section 53-3-407.1, establish:
  - 127 (a) procedures and standards to license a commercial driver license third party tester or
  - 128 commercial driver license third party examiner to administer the commercial driver license
  - 129 skills tests;
  - 130 (b) minimum standards for the commercial driver license skills test; and
  - 131 (c) procedures to enable a licensed commercial driver license third party tester or
  - 132 commercial driver license third party examiner to administer a commercial driver license skills
  - 133 test for an applicant to receive a commercial driver license.
- 134 Section 3. Section 53-3-105 is amended to read:

135           **53-3-105. Fees for licenses, renewals, extensions, reinstatements, rescheduling,**  
136 **and identification cards.**

137           The following fees apply under this chapter:

- 138           (1) An original class D license application under Section 53-3-205 is \$52.
- 139           (2) An original provisional license application for a class D license under Section  
140 53-3-205 is \$39.
- 141           (3) An original limited term license application under Section 53-3-205 is \$32.
- 142           (4) An original application for a motorcycle endorsement under Section 53-3-205 is  
143 \$18.
- 144           (5) An original application for a taxicab endorsement under Section 53-3-205 is \$14.
- 145           (6) A learner permit application under Section 53-3-210.5 is \$19.
- 146           (7) A renewal of a class D license under Section 53-3-214 is \$52 unless Subsection  
147 (12) applies.
- 148           (8) A renewal of a provisional license application for a class D license under Section  
149 53-3-214 is \$52.
- 150           (9) A renewal of a limited term license application under Section 53-3-214 is \$32.
- 151           (10) A renewal of a motorcycle endorsement under Section 53-3-214 is \$18.
- 152           (11) A renewal of a taxicab endorsement under Section 53-3-214 is \$14.
- 153           (12) A renewal of a class D license for an individual 65 and older under Section  
154 53-3-214 is \$27.
- 155           (13) An extension of a class D license under Section 53-3-214 is \$42 unless Subsection  
156 (17) applies.
- 157           (14) An extension of a provisional license application for a class D license under  
158 Section 53-3-214 is \$42.
- 159           (15) An extension of a motorcycle endorsement under Section 53-3-214 is \$18.
- 160           (16) An extension of a taxicab endorsement under Section 53-3-214 is \$14.
- 161           (17) An extension of a class D license for an individual 65 and older under Section

162 53-3-214 is \$22.

163 (18) An original or renewal application for a commercial class A, B, or C license or an  
164 original or renewal of a provisional commercial class A or B license under Part 4, Uniform  
165 Commercial Driver License Act, is \$52.

166 (19) A commercial class A, B, or C license skills test is \$78.

167 (20) Each original CDL endorsement for passengers, hazardous material, double or  
168 triple trailers, or tankers is \$9.

169 (21) An original CDL endorsement for a school bus under Part 4, Uniform Commercial  
170 Driver License Act, is \$9.

171 (22) A renewal of a CDL endorsement under Part 4, Uniform Commercial Driver  
172 License Act, is \$9.

173 (23) (a) A retake of a CDL knowledge test provided for in Section 53-3-205 is \$26.

174 (b) A retake of a CDL skills test provided for in Section 53-3-205 is \$52.

175 (24) A retake of a CDL endorsement test provided for in Section 53-3-205 is \$9.

176 (25) A duplicate class A, B, C, or D license certificate under Section 53-3-215 is \$23.

177 (26) (a) A license reinstatement application under Section 53-3-205 is \$40.

178 (b) A license reinstatement application under Section 53-3-205 for an alcohol, drug, or  
179 combination of alcohol and any drug-related offense is \$45 in addition to the fee under  
180 Subsection (26)(a).

181 (27) (a) An administrative fee for license reinstatement after an alcohol, drug, or  
182 combination of alcohol and any drug-related offense under Section 41-6a-520, 53-3-223, or  
183 53-3-231 or an alcohol, drug, or combination of alcohol and any drug-related offense under  
184 Part 4, Uniform Commercial Driver License Act, is \$255.

185 (b) This administrative fee is in addition to the fees under Subsection (26).

186 (28) (a) An administrative fee for providing the driving record of a driver under  
187 Section 53-3-104 or 53-3-420 is \$8.

188 (b) The division may not charge for a report furnished under Section 53-3-104 to a

189 municipal, county, state, or federal agency.

190 (29) A rescheduling fee under Section 53-3-205 or 53-3-407 is \$25.

191 (30) (a) Except as provided under Subsections (30)(b) and (c), an identification card  
192 application under Section 53-3-808 is \$23.

193 (b) An identification card application under Section 53-3-808 for a person with a  
194 disability, as defined in 42 U.S.C. Sec. 12102, is \$17.

195 (c) A fee may not be charged for an identification card application if the individual  
196 applying:

197 (i) (A) has not been issued a Utah driver license;

198 (B) is indigent; and

199 (C) is at least 18 years of age; or

200 (ii) submits written verification that the individual is homeless, as defined in Section  
201 26-18-411, a person who is homeless, as defined in Section 35A-5-302, or a child or youth who  
202 is homeless, as defined in 42 U.S.C. Sec. 11434a(2), from:

203 (A) a homeless shelter, as defined in Section 10-9a-526;

204 (B) a permanent housing, permanent, supportive, or transitional facility, as defined in  
205 Section 35A-5-302;

206 (C) the Department of Workforce Services; or

207 (D) a local educational agency liaison for homeless children and youth designated  
208 under 42 U.S.C. Sec. 11432(g)(1)(J)(ii).

209 (31) (a) An extension of a regular identification card under Subsection 53-3-807(4) for  
210 a person with a disability, as defined in 42 U.S.C. Sec. 12102, is \$17.

211 (b) The fee described in Subsection (31)(a) is waived if the applicant submits written  
212 verification that the individual is homeless, as defined in Section 26-18-411, or a person who is  
213 homeless, as defined in Section 35A-5-302, or a child or youth who is homeless, as defined in  
214 42 U.S.C. Sec. 11434a(2), from:

215 (i) a homeless shelter, as defined in Section 10-9a-526;



216 (ii) a permanent housing, permanent, supportive, or transitional facility, as defined in  
 217 Section [35A-5-302](#);

218 (iii) the Department of Workforce Services; ~~[or]~~

219 (iv) a homeless service provider as verified by the Department of Workforce Services  
 220 as described in Section [26-2-12.6](#); or

221 ~~[(iv)]~~ (v) a local educational agency liaison for homeless children and youth designated  
 222 under 42 U.S.C. Sec. 11432(g)(1)(J)(ii).

223 (32) (a) An extension of a regular identification card under Subsection [53-3-807](#)(5) is  
 224 \$23.

225 (b) The fee described in Subsection (32)(a) is waived if the applicant submits written  
 226 verification that the individual is homeless, as defined in Section [26-18-411](#), or a person who is  
 227 homeless, as defined in Section [35A-5-302](#), from:

228 (i) a homeless shelter, as defined in Section [10-9a-526](#);

229 (ii) a permanent housing, permanent, supportive, or transitional facility, as defined in  
 230 Section [35A-5-302](#); ~~[or]~~

231 (iii) the Department of Workforce Services~~[-];~~ or

232 (iv) a homeless service provider as verified by the Department of Workforce Services  
 233 as described in Section [26-2-12.6](#).

234 (33) In addition to any license application fees collected under this chapter, the division  
 235 shall impose on individuals submitting fingerprints in accordance with Section [53-3-205.5](#) the  
 236 fees that the Bureau of Criminal Identification is authorized to collect for the services the  
 237 Bureau of Criminal Identification provides under Section [53-3-205.5](#).

238 (34) An original mobility vehicle permit application under Section [41-6a-1118](#) is \$30.

239 (35) A renewal of a mobility vehicle permit under Section [41-6a-1118](#) is \$30.

240 (36) A duplicate mobility vehicle permit under Section [41-6a-1118](#) is \$12.

241 Section 4. Section **53-3-205** is amended to read:

242 **53-3-205. Application for license or endorsement -- Fee required -- Tests --**

243 **Expiration dates of licenses and endorsements -- Information required -- Previous**  
244 **licenses surrendered -- Driving record transferred from other states -- Reinstatement --**  
245 **Fee required -- License agreement.**

246 (1) An application for an original license, provisional license, or endorsement shall be:

247 (a) made upon a form furnished by the division; and

248 (b) accompanied by a nonrefundable fee set under Section [53-3-105](#).

249 (2) An application and fee for an original provisional class D license or an original  
250 class D license entitle the applicant to:

251 (a) not more than three attempts to pass both the knowledge and the skills tests for a  
252 class D license within six months after the date of the application;

253 (b) a learner permit if needed pending completion of the application and testing  
254 process; and

255 (c) an original class D license and license certificate after all tests are passed and  
256 requirements are completed.

257 (3) An application and fee for a motorcycle or taxicab endorsement entitle the  
258 applicant to:

259 (a) not more than three attempts to pass both the knowledge and skills tests within six  
260 months after the date of the application;

261 (b) a motorcycle learner permit after the motorcycle knowledge test is passed; and

262 (c) a motorcycle or taxicab endorsement when all tests are passed.

263 (4) An application for a commercial class A, B, or C license entitles the applicant to:

264 (a) not more than two attempts to pass a knowledge test when accompanied by the fee  
265 provided in Subsection [53-3-105\(18\)](#);

266 (b) not more than two attempts to pass a skills test when accompanied by a fee in  
267 Subsection [53-3-105\(19\)](#) within six months after the date of application;

268 (c) both a commercial driver instruction permit and a temporary license permit for the  
269 license class held before the applicant submits the application if needed after the knowledge

270 test is passed; and

271 (d) an original commercial class A, B, or C license and license certificate when all  
272 applicable tests are passed.

273 (5) An application and fee for a CDL endorsement entitle the applicant to:

274 (a) not more than two attempts to pass a knowledge test and not more than two  
275 attempts to pass a skills test within six months after the date of the application; and

276 (b) a CDL endorsement when all tests are passed.

277 (6) (a) If a CDL applicant does not pass a knowledge test, skills test, or an endorsement  
278 test within the number of attempts provided in Subsection (4) or (5), each test may be taken  
279 two additional times within the six months for the fee provided in Section 53-3-105.

280 (b) (i) Beginning July 1, 2015, an out-of-state resident who holds a valid CDIP issued  
281 by a state or jurisdiction that is compliant with 49 C.F.R. Part 383 may take a skills test  
282 administered by the division if the out-of-state resident pays the fee provided in Subsection  
283 53-3-105(19).

284 (ii) The division shall:

285 (A) electronically transmit skills test results for an out-of-state resident to the licensing  
286 agency in the state or jurisdiction in which the out-of-state resident has obtained a valid CDIP;  
287 and

288 (B) provide the out-of-state resident with documentary evidence upon successful  
289 completion of the skills test.

290 (7) (a) (i) Except as provided under Subsections (7)(a)(ii), (f), and (g), an original class  
291 D license expires on the birth date of the applicant in the eighth year after the year the license  
292 certificate was issued.

293 (ii) An original provisional class D license expires on the birth date of the applicant in  
294 the fifth year following the year the license certificate was issued.

295 (iii) Except as provided in Subsection (7)(f), a limited term class D license expires on  
296 the birth date of the applicant in the fifth year the license certificate was issued.

297 (b) Except as provided under Subsections (7)(f) and (g), a renewal or an extension to a  
298 license expires on the birth date of the licensee in the eighth year after the expiration date of the  
299 license certificate renewed or extended.

300 (c) Except as provided under Subsections (7)(f) and (g), a duplicate license expires on  
301 the same date as the last license certificate issued.

302 (d) An endorsement to a license expires on the same date as the license certificate  
303 regardless of the date the endorsement was granted.

304 (e) (i) A regular license certificate and an endorsement to the regular license certificate  
305 held by an individual described in Subsection (7)(e)(ii), that expires during the time period the  
306 individual is stationed outside of the state, is valid until 90 days after the individual's orders are  
307 terminated, the individual is discharged, or the individual's assignment is changed or  
308 terminated, unless:

309 (A) the license is suspended, disqualified, denied, or has been cancelled or revoked by  
310 the division; or

311 (B) the licensee updates the information or photograph on the license certificate.

312 (ii) The provisions in Subsection (7)(e)(i) apply to an individual:

313 (A) ordered to active duty and stationed outside of Utah in any of the armed forces of  
314 the United States;

315 (B) who is an immediate family member or dependent of an individual described in  
316 Subsection (7)(e)(ii)(A) and is residing outside of Utah;

317 (C) who is a civilian employee of the United States State Department or United States  
318 Department of Defense and is stationed outside of the United States; or

319 (D) who is an immediate family member or dependent of an individual described in  
320 Subsection (7)(e)(ii)(C) and is residing outside of the United States.

321 (f) (i) Except as provided in Subsection (7)(f)(ii), a limited-term license certificate or a  
322 renewal to a limited-term license certificate expires:

323 (A) on the expiration date of the period of time of the individual's authorized stay in

324 the United States or on the date provided under this Subsection (7), whichever is sooner; or

325 (B) on the date of issuance in the first year following the year that the limited-term  
326 license certificate was issued if there is no definite end to the individual's period of authorized  
327 stay.

328 (ii) A limited-term license certificate or a renewal to a limited-term license certificate  
329 issued to an approved asylee or a refugee expires on the birth date of the applicant in the fifth  
330 year following the year that the limited-term license certificate was issued.

331 (g) A driving privilege card issued or renewed under Section 53-3-207 expires on the  
332 birth date of the applicant in the first year following the year that the driving privilege card was  
333 issued or renewed.

334 (8) (a) In addition to the information required by Title 63G, Chapter 4, Administrative  
335 Procedures Act, for requests for agency action, an applicant shall:

336 (i) provide:

337 (A) the applicant's full legal name;

338 (B) the applicant's birth date;

339 (C) the applicant's gender;

340 (D) (I) documentary evidence of the applicant's valid social security number;

341 (II) written proof that the applicant is ineligible to receive a social security number;

342 (III) the applicant's temporary identification number (ITIN) issued by the Internal

343 Revenue Service for an individual who:

344 (Aa) does not qualify for a social security number; and

345 (Bb) is applying for a driving privilege card; or

346 (IV) other documentary evidence approved by the division;

347 (E) the applicant's Utah residence address as documented by a form or forms

348 acceptable under rules made by the division under Section 53-3-104, unless the application is

349 for a temporary CDL issued under Subsection 53-3-407(2)(b); and

350 (F) fingerprints and a photograph in accordance with Section 53-3-205.5 if the

351 applicant is applying for a driving privilege card;

352 (ii) provide evidence of the applicant's lawful presence in the United States by

353 providing documentary evidence:

354 (A) that the applicant is:

355 (I) a United States citizen;

356 (II) a United States national; or

357 (III) a legal permanent resident alien; or

358 (B) of the applicant's:

359 (I) unexpired immigrant or nonimmigrant visa status for admission into the United

360 States;

361 (II) pending or approved application for asylum in the United States;

362 (III) admission into the United States as a refugee;

363 (IV) pending or approved application for temporary protected status in the United

364 States;

365 (V) approved deferred action status;

366 (VI) pending application for adjustment of status to legal permanent resident or

367 conditional resident; or

368 (VII) conditional permanent resident alien status;

369 (iii) provide a description of the applicant;

370 (iv) state whether the applicant has previously been licensed to drive a motor vehicle

371 and, if so, when and by what state or country;

372 (v) state whether the applicant has ever had a license suspended, cancelled, revoked,

373 disqualified, or denied in the last 10 years, or whether the applicant has ever had a license

374 application refused, and if so, the date of and reason for the suspension, cancellation,

375 revocation, disqualification, denial, or refusal;

376 (vi) state whether the applicant intends to make an anatomical gift under Title 26,

377 Chapter 28, Revised Uniform Anatomical Gift Act, in compliance with Subsection (15);

378 (vii) state whether the applicant is required to register as a sex offender in accordance  
379 with Title 77, Chapter 41, Sex and Kidnap Offender Registry;

380 (viii) state whether the applicant is a veteran of the United States military, provide  
381 verification that the applicant was granted an honorable or general discharge from the United  
382 States Armed Forces, and state whether the applicant does or does not authorize sharing the  
383 information with the Department of Veterans and Military Affairs;

384 (ix) provide all other information the division requires; and

385 (x) sign the application which signature may include an electronic signature as defined  
386 in Section [46-4-102](#).

387 (b) ~~[An]~~ Unless the applicant provides acceptable verification of homelessness as  
388 described in rules made by the division, an applicant shall have a Utah residence address,  
389 unless the application is for a temporary CDL issued under Subsection [53-3-407\(2\)\(b\)](#).

390 (c) An applicant shall provide evidence of lawful presence in the United States in  
391 accordance with Subsection (8)(a)(ii), unless the application is for a driving privilege card.

392 (d) The division shall maintain on the division's computerized records an applicant's:

393 (i) (A) social security number;

394 (B) temporary identification number (ITIN); or

395 (C) other number assigned by the division if Subsection (8)(a)(i)(D)(IV) applies; and

396 (ii) indication whether the applicant is required to register as a sex offender in

397 accordance with Title 77, Chapter 41, Sex and Kidnap Offender Registry.

398 (9) The division shall require proof of an applicant's name, birth date, and birthplace by  
399 at least one of the following means:

400 (a) current license certificate;

401 (b) birth certificate;

402 (c) Selective Service registration; or

403 (d) other proof, including church records, family Bible notations, school records, or

404 other evidence considered acceptable by the division.

405 (10) (a) Except as provided in Subsection (10)(c), if an applicant receives a license in a  
406 higher class than what the applicant originally was issued:

- 407 (i) the license application is treated as an original application; and
- 408 (ii) license and endorsement fees is assessed under Section 53-3-105.

409 (b) An applicant that receives a downgraded license in a lower license class during an  
410 existing license cycle that has not expired:

- 411 (i) may be issued a duplicate license with a lower license classification for the  
412 remainder of the existing license cycle; and
- 413 (ii) shall be assessed a duplicate license fee under Subsection 53-3-105(25) if a  
414 duplicate license is issued under Subsection (10)(b)(i).

415 (c) An applicant who has received a downgraded license in a lower license class under  
416 Subsection (10)(b):

- 417 (i) may, when eligible, receive a duplicate license in the highest class previously issued  
418 during a license cycle that has not expired for the remainder of the existing license cycle; and
- 419 (ii) shall be assessed a duplicate license fee under Subsection 53-3-105(25) if a  
420 duplicate license is issued under Subsection (10)(c)(i).

421 (11) (a) When an application is received from an applicant previously licensed in  
422 another state to drive a motor vehicle, the division shall request a copy of the driver's record  
423 from the other state.

424 (b) When received, the driver's record becomes part of the driver's record in this state  
425 with the same effect as though entered originally on the driver's record in this state.

426 (12) An application for reinstatement of a license after the suspension, cancellation,  
427 disqualification, denial, or revocation of a previous license is accompanied by the additional  
428 fee or fees specified in Section 53-3-105.

429 (13) An individual who has an appointment with the division for testing and fails to  
430 keep the appointment or to cancel at least 48 hours in advance of the appointment shall pay the  
431 fee under Section 53-3-105.



432           (14) An applicant who applies for an original license or renewal of a license agrees that  
433 the individual's license is subject to a suspension or revocation authorized under this title or  
434 Title 41, Motor Vehicles.

435           (15) (a) A licensee shall authenticate the indication of intent under Subsection  
436 (8)(a)(vi) in accordance with division rule.

437           (b) (i) Notwithstanding Title 63G, Chapter 2, Government Records Access and  
438 Management Act, the division may, upon request, release to an organ procurement  
439 organization, as defined in Section [26-28-102](#), the names and addresses of all applicants who,  
440 under Subsection (8)(a)(vi), indicate that they intend to make an anatomical gift.

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

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

443           (B) inform licensees of anatomical gift options, procedures, and benefits.

444           (16) Notwithstanding Title 63G, Chapter 2, Government Records Access and  
445 Management Act, the division may release to the Department of Veterans and Military Affairs  
446 the names and addresses of all applicants who indicate their status as a veteran under  
447 Subsection (8)(a)(viii).

448           (17) Notwithstanding Title 63G, Chapter 2, Government Records Access and  
449 Management Act, the division shall, upon request, release to the Sex and Kidnap Offender  
450 Registry office in the Department of Corrections, the names and addresses of all applicants  
451 who, under Subsection (8)(a)(vii), indicate they are required to register as a sex offender in  
452 accordance with Title 77, Chapter 41, Sex and Kidnap Offender Registry.

453           (18) The division and its employees are not liable, as a result of false or inaccurate  
454 information provided under Subsection (8)(a)(vi) or (viii), for direct or indirect:

455           (a) loss;

456           (b) detriment; or

457           (c) injury.

458           (19) An applicant who knowingly fails to provide the information required under

459 Subsection (8)(a)(vii) is guilty of a class A misdemeanor.

460           (20) A person may not hold both an unexpired Utah license certificate and an  
461 unexpired identification card.

462           (21) (a) An applicant who applies for an original motorcycle endorsement to a regular  
463 license certificate is exempt from the requirement to pass the knowledge and skills test to be  
464 eligible for the motorcycle endorsement if the applicant:

465           (i) is a resident of the state of Utah;

466           (ii) (A) is ordered to active duty and stationed outside of Utah in any of the armed  
467 forces of the United States; or

468           (B) is an immediate family member or dependent of an individual described in  
469 Subsection (21)(a)(ii)(A) and is residing outside of Utah;

470           (iii) has a digitized driver license photo on file with the division;

471           (iv) provides proof to the division of the successful completion of a certified  
472 Motorcycle Safety Foundation rider training course; and

473           (v) provides the necessary information and documentary evidence required under  
474 Subsection (8).

475           (b) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the  
476 division shall make rules:

477           (i) establishing the procedures for an individual to obtain a motorcycle endorsement  
478 under this Subsection (21); and

479           (ii) identifying the applicable restrictions for a motorcycle endorsement issued under  
480 this Subsection (21).