

STATE IDENTIFICATION AMENDMENTS

2021 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Rosemary Lesser

Senate Sponsor: Todd D. Weiler

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 providing proof of residency and obtaining a fee waiver; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:



28 [26-2-12.6](#), as last amended by Laws of Utah 2019, Chapter 242
 29 [53-3-104](#), as last amended by Laws of Utah 2019, Chapter 459
 30 [53-3-105](#), as last amended by Laws of Utah 2019, Chapters 242, 381, and 382
 31 [53-3-205](#), as last amended by Laws of Utah 2019, Chapters 381 and 382

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

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

35 **26-2-12.6. Fee waived for certified copy of birth certificate.**

36 (1) Notwithstanding Section [26-1-6](#) and Section [26-2-12.5](#), the department shall waive
 37 a fee that would otherwise be charged for a certified copy of a birth certificate, if the individual
 38 whose birth is confirmed by the birth certificate is:

- 39 (a) the individual requesting the certified copy of the birth certificate; and
- 40 (b) (i) homeless, as defined in Section [26-18-411](#);
- 41 (ii) a person who is homeless, as defined in Section [35A-5-302](#);
- 42 (iii) an individual whose primary nighttime residence is a location that is not designed
 43 for or ordinarily used as a sleeping accommodation for an individual; ~~or~~
- 44 (iv) a homeless service provider as verified by the Department of Workforce Services;

45 or

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

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

- 49 (a) a homeless shelter, as defined in Section [10-9a-526](#);
- 50 (b) a permanent housing, permanent, supportive, or transitional facility, as defined in
 51 Section [35A-5-302](#);
- 52 (c) the Department of Workforce Services;
- 53 (d) a homeless service provider as verified by the Department of Workforce Services;

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

57 ~~[(e)]~~ (f) a local educational agency liaison for homeless children and youth designated
 58 under 42 U.S.C. Sec. 11432(g)(1)(J)(ii).

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

60 **53-3-104. Division duties.**

61 The division shall:

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

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

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

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

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

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

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

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

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

81 (ii) the harmful effects of vehicle emissions;

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

83 (3) license motor vehicle drivers;

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

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

87 (b) all applications granted; and

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

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

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

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

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

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

100 (10) develop and implement a record system as required by Section 41-6a-604;

101 (11) in accordance with Section 53G-10-507, establish:

102 (a) procedures and standards to certify teachers of driver education classes to
103 administer knowledge and skills tests;

104 (b) minimal standards for the tests; and

105 (c) procedures to enable school districts to administer or process any tests for students
106 to receive a class D operator's license;

107 (12) in accordance with Section 53-3-510, establish:

108 (a) procedures and standards to certify licensed instructors of commercial driver
109 training school courses to administer the skills test;

110 (b) minimal standards for the test; and

111 (c) procedures to enable licensed commercial driver training schools to administer or
112 process skills tests for students to receive a class D operator's license;

113 (13) provide administrative support to the Driver License Medical Advisory Board
114 created in Section 53-3-303;

115 (14) upon request by the lieutenant governor, provide the lieutenant governor with a
116 digital copy of the driver license or identification card signature of an individual who is an
117 applicant for voter registration under Section 20A-2-206; and

118 (15) in accordance with Section 53-3-407.1, establish:

119 (a) procedures and standards to license a commercial driver license third party tester or
120 commercial driver license third party examiner to administer the commercial driver license

121 skills tests;

122 (b) minimum standards for the commercial driver license skills test; and

123 (c) procedures to enable a licensed commercial driver license third party tester or

124 commercial driver license third party examiner to administer a commercial driver license skills

125 test for an applicant to receive a commercial driver license.

126 Section 3. Section **53-3-105** is amended to read:

127 **53-3-105. Fees for licenses, renewals, extensions, reinstatements, rescheduling,**
128 **and identification cards.**

129 The following fees apply under this chapter:

130 (1) An original class D license application under Section [53-3-205](#) is \$52.

131 (2) An original provisional license application for a class D license under Section
132 [53-3-205](#) is \$39.

133 (3) An original limited term license application under Section [53-3-205](#) is \$32.

134 (4) An original application for a motorcycle endorsement under Section [53-3-205](#) is
135 \$18.

136 (5) An original application for a taxicab endorsement under Section [53-3-205](#) is \$14.

137 (6) A learner permit application under Section [53-3-210.5](#) is \$19.

138 (7) A renewal of a class D license under Section [53-3-214](#) is \$52 unless Subsection
139 (12) applies.

140 (8) A renewal of a provisional license application for a class D license under Section
141 [53-3-214](#) is \$52.

142 (9) A renewal of a limited term license application under Section [53-3-214](#) is \$32.

143 (10) A renewal of a motorcycle endorsement under Section [53-3-214](#) is \$18.

144 (11) A renewal of a taxicab endorsement under Section [53-3-214](#) is \$14.

145 (12) A renewal of a class D license for an individual 65 and older under Section
146 [53-3-214](#) is \$27.

147 (13) An extension of a class D license under Section [53-3-214](#) is \$42 unless Subsection
148 (17) applies.

149 (14) An extension of a provisional license application for a class D license under
150 Section [53-3-214](#) is \$42.

151 (15) An extension of a motorcycle endorsement under Section [53-3-214](#) is \$18.

- 152 (16) An extension of a taxicab endorsement under Section 53-3-214 is \$14.
- 153 (17) An extension of a class D license for an individual 65 and older under Section
- 154 53-3-214 is \$22.
- 155 (18) An original or renewal application for a commercial class A, B, or C license or an
- 156 original or renewal of a provisional commercial class A or B license under Part 4, Uniform
- 157 Commercial Driver License Act, is \$52.
- 158 (19) A commercial class A, B, or C license skills test is \$78.
- 159 (20) Each original CDL endorsement for passengers, hazardous material, double or
- 160 triple trailers, or tankers is \$9.
- 161 (21) An original CDL endorsement for a school bus under Part 4, Uniform Commercial
- 162 Driver License Act, is \$9.
- 163 (22) A renewal of a CDL endorsement under Part 4, Uniform Commercial Driver
- 164 License Act, is \$9.
- 165 (23) (a) A retake of a CDL knowledge test provided for in Section 53-3-205 is \$26.
- 166 (b) A retake of a CDL skills test provided for in Section 53-3-205 is \$52.
- 167 (24) A retake of a CDL endorsement test provided for in Section 53-3-205 is \$9.
- 168 (25) A duplicate class A, B, C, or D license certificate under Section 53-3-215 is \$23.
- 169 (26) (a) A license reinstatement application under Section 53-3-205 is \$40.
- 170 (b) A license reinstatement application under Section 53-3-205 for an alcohol, drug, or
- 171 combination of alcohol and any drug-related offense is \$45 in addition to the fee under
- 172 Subsection (26)(a).
- 173 (27) (a) An administrative fee for license reinstatement after an alcohol, drug, or
- 174 combination of alcohol and any drug-related offense under Section 41-6a-520, 53-3-223, or
- 175 53-3-231 or an alcohol, drug, or combination of alcohol and any drug-related offense under
- 176 Part 4, Uniform Commercial Driver License Act, is \$255.
- 177 (b) This administrative fee is in addition to the fees under Subsection (26).
- 178 (28) (a) An administrative fee for providing the driving record of a driver under
- 179 Section 53-3-104 or 53-3-420 is \$8.
- 180 (b) The division may not charge for a report furnished under Section 53-3-104 to a
- 181 municipal, county, state, or federal agency.
- 182 (29) A rescheduling fee under Section 53-3-205 or 53-3-407 is \$25.

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

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

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

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

190 (B) is indigent; and

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

192 (ii) submits written verification that the individual is homeless, as defined in Section
193 26-18-411, a person who is homeless, as defined in Section 35A-5-302, or a child or youth who
194 is homeless, as defined in 42 U.S.C. Sec. 11434a(2), from:

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

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

198 (C) the Department of Workforce Services; or

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

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

203 (b) The fee described in Subsection (31)(a) is waived if the applicant submits written
204 verification that the individual is homeless, as defined in Section 26-18-411, or a person who is
205 homeless, as defined in Section 35A-5-302, or a child or youth who is homeless, as defined in
206 42 U.S.C. Sec. 11434a(2), from:

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

208 (ii) a permanent housing, permanent, supportive, or transitional facility, as defined in
209 Section 35A-5-302;

210 (iii) the Department of Workforce Services; ~~or~~

211 (iv) a homeless service provider as verified by the Department of Workforce Services
212 as described in Section 26-2-12.6;

213 (v) a facility that serves an individual described in Subsection 26-2-12.6(1)(b) and

214 maintains data on an individual described in Subsection 26-2-12.6(1)(b) through the Homeless
 215 Management Information System; or

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

218 (32) (a) An extension of a regular identification card under Subsection 53-3-807(5) is
 219 \$23.

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

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

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

226 (iii) the Department of Workforce Services[-];

227 (iv) a homeless service provider as verified by the Department of Workforce Services
 228 as described in Section 26-2-12.6; or

229 (v) a facility that serves an individual described in Subsection 26-2-12.6(1)(b) and
 230 maintains data on an individual described in Subsection 26-2-12.6(1)(b) through the Homeless
 231 Management Information System.

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

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

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

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

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

240 **53-3-205. Application for license or endorsement -- Fee required -- Tests --**

241 **Expiration dates of licenses and endorsements -- Information required -- Previous**

242 **licenses surrendered -- Driving record transferred from other states -- Reinstatement --**

243 **Fee required -- License agreement.**

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

- 245 (a) made upon a form furnished by the division; and
- 246 (b) accompanied by a nonrefundable fee set under Section 53-3-105.
- 247 (2) An application and fee for an original provisional class D license or an original
- 248 class D license entitle the applicant to:
 - 249 (a) not more than three attempts to pass both the knowledge and the skills tests for a
 - 250 class D license within six months after the date of the application;
 - 251 (b) a learner permit if needed pending completion of the application and testing
 - 252 process; and
 - 253 (c) an original class D license and license certificate after all tests are passed and
 - 254 requirements are completed.
- 255 (3) An application and fee for a motorcycle or taxicab endorsement entitle the
- 256 applicant to:
 - 257 (a) not more than three attempts to pass both the knowledge and skills tests within six
 - 258 months after the date of the application;
 - 259 (b) a motorcycle learner permit after the motorcycle knowledge test is passed; and
 - 260 (c) a motorcycle or taxicab endorsement when all tests are passed.
- 261 (4) An application for a commercial class A, B, or C license entitles the applicant to:
 - 262 (a) not more than two attempts to pass a knowledge test when accompanied by the fee
 - 263 provided in Subsection 53-3-105(18);
 - 264 (b) not more than two attempts to pass a skills test when accompanied by a fee in
 - 265 Subsection 53-3-105(19) within six months after the date of application;
 - 266 (c) both a commercial driver instruction permit and a temporary license permit for the
 - 267 license class held before the applicant submits the application if needed after the knowledge
 - 268 test is passed; and
 - 269 (d) an original commercial class A, B, or C license and license certificate when all
 - 270 applicable tests are passed.
- 271 (5) An application and fee for a CDL endorsement entitle the applicant to:
 - 272 (a) not more than two attempts to pass a knowledge test and not more than two
 - 273 attempts to pass a skills test within six months after the date of the application; and
 - 274 (b) a CDL endorsement when all tests are passed.
 - 275 (6) (a) If a CDL applicant does not pass a knowledge test, skills test, or an endorsement

276 test within the number of attempts provided in Subsection (4) or (5), each test may be taken
277 two additional times within the six months for the fee provided in Section 53-3-105.

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

282 (ii) The division shall:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

321 (A) on the expiration date of the period of time of the individual's authorized stay in
322 the United States or on the date provided under this Subsection (7), whichever is sooner; or

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

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

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

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

334 (i) provide:

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

336 (B) the applicant's birth date;

337 (C) the applicant's gender;

- 338 (D) (I) documentary evidence of the applicant's valid social security number;
- 339 (II) written proof that the applicant is ineligible to receive a social security number;
- 340 (III) the applicant's temporary identification number (ITIN) issued by the Internal
- 341 Revenue Service for an individual who:
 - 342 (Aa) does not qualify for a social security number; and
 - 343 (Bb) is applying for a driving privilege card; or
 - 344 (IV) other documentary evidence approved by the division;
 - 345 (E) the applicant's Utah residence address as documented by a form or forms
 - 346 acceptable under rules made by the division under Section 53-3-104, unless the application is
 - 347 for a temporary CDL issued under Subsection 53-3-407(2)(b); and
 - 348 (F) fingerprints and a photograph in accordance with Section 53-3-205.5 if the
 - 349 applicant is applying for a driving privilege card;
 - 350 (ii) provide evidence of the applicant's lawful presence in the United States by
 - 351 providing documentary evidence:
 - 352 (A) that the applicant is:
 - 353 (I) a United States citizen;
 - 354 (II) a United States national; or
 - 355 (III) a legal permanent resident alien; or
 - 356 (B) of the applicant's:
 - 357 (I) unexpired immigrant or nonimmigrant visa status for admission into the United
 - 358 States;
 - 359 (II) pending or approved application for asylum in the United States;
 - 360 (III) admission into the United States as a refugee;
 - 361 (IV) pending or approved application for temporary protected status in the United
 - 362 States;
 - 363 (V) approved deferred action status;
 - 364 (VI) pending application for adjustment of status to legal permanent resident or
 - 365 conditional resident; or
 - 366 (VII) conditional permanent resident alien status;
 - 367 (iii) provide a description of the applicant;
 - 368 (iv) state whether the applicant has previously been licensed to drive a motor vehicle

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

370 (v) state whether the applicant has ever had a license suspended, cancelled, revoked,
371 disqualified, or denied in the last 10 years, or whether the applicant has ever had a license
372 application refused, and if so, the date of and reason for the suspension, cancellation,
373 revocation, disqualification, denial, or refusal;

374 (vi) state whether the applicant intends to make an anatomical gift under Title 26,
375 Chapter 28, Revised Uniform Anatomical Gift Act, in compliance with Subsection (15);

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

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

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

383 (x) sign the application which signature may include an electronic signature as defined
384 in Section 46-4-102.

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

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

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

391 (i) (A) social security number;

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

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

394 (ii) indication whether the applicant is required to register as a sex offender in
395 accordance with Title 77, Chapter 41, Sex and Kidnap Offender Registry.

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

398 (a) current license certificate;

399 (b) birth certificate;

400 (c) Selective Service registration; or

401 (d) other proof, including church records, family Bible notations, school records, or
402 other evidence considered acceptable by the division.

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

405 (i) the license application is treated as an original application; and

406 (ii) license and endorsement fees is assessed under Section 53-3-105.

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

409 (i) may be issued a duplicate license with a lower license classification for the
410 remainder of the existing license cycle; and

411 (ii) shall be assessed a duplicate license fee under Subsection 53-3-105(25) if a
412 duplicate license is issued under Subsection (10)(b)(i).

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

415 (i) may, when eligible, receive a duplicate license in the highest class previously issued
416 during a license cycle that has not expired for the remainder of the existing license cycle; and

417 (ii) shall be assessed a duplicate license fee under Subsection 53-3-105(25) if a
418 duplicate license is issued under Subsection (10)(c)(i).

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

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

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

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

430 (14) An applicant who applies for an original license or renewal of a license agrees that

431 the individual's license is subject to a suspension or revocation authorized under this title or
432 Title 41, Motor Vehicles.

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

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

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

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

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

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

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

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

453 (a) loss;

454 (b) detriment; or

455 (c) injury.

456 (19) An applicant who knowingly fails to provide the information required under
457 Subsection (8)(a)(vii) is guilty of a class A misdemeanor.

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

460 (21) (a) An applicant who applies for an original motorcycle endorsement to a regular
461 license certificate is exempt from the requirement to pass the knowledge and skills test to be

462 eligible for the motorcycle endorsement if the applicant:

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

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

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

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

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

471 (v) provides the necessary information and documentary evidence required under
472 Subsection (8).

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

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

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