

1                   **DRIVER LICENSE AND LICENSE PLATE AMENDMENTS**

2                                   2022 GENERAL SESSION

3                                   STATE OF UTAH

4                   **Chief Sponsor: Stephanie Pitcher**

5                                   Senate Sponsor: Todd D. Weiler

6   Cosponsor:

7   Norman K. Thurston

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9   **LONG TITLE**

10 **General Description:**

11           This bill modifies provisions of the Uniform Driver License Act and the Motor Vehicle  
12   Act.

13 **Highlighted Provisions:**

14           This bill:

15           ▶ defines terms;

16           ▶ at a vehicle owner's request and subject to written verification, requires the Motor  
17   Vehicle Division to include an invisible condition identification symbol in the  
18   vehicle owner's vehicle registration database record that indicates that an individual  
19   who is a regular driver or passenger of the vehicle is an individual with an invisible  
20   condition;

21           ▶ allows a vehicle owner to request that the Motor Vehicle Division remove an  
22   invisible condition identification symbol from the vehicle owner's vehicle  
23   registration database record;

24           ▶ at an individual's request and subject to written verification, requires the Driver  
25   License Division to include an invisible condition identification symbol on the  
26   individual's driver license or identification card to indicate that the individual is an  
27   individual with an invisible condition;

- 28           ▶ allows an individual to request that the Driver License Division remove an invisible
- 29 condition identification symbol from the individual's driver license or identification
- 30 card;
- 31           ▶ allows a law enforcement officer to obtain certain information about an individual's
- 32 invisible condition; and
- 33           ▶ makes technical changes.

34 **Money Appropriated in this Bill:**

35           None

36 **Other Special Clauses:**

37           This bill provides a special effective date.

38 **Utah Code Sections Affected:**

39 AMENDS:

40           [41-1a-213](#), as last amended by Laws of Utah 2017, Chapter 119

41           [46-1-2](#), as last amended by Laws of Utah 2019, Chapter 192

42           [53-3-207](#), as last amended by Laws of Utah 2019, Chapter 232

43           [53-3-805](#), as last amended by Laws of Utah 2018, Chapter 39



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

46           Section 1. Section **41-1a-213** is amended to read:

47           **41-1a-213. Contents of registration cards.**

48           (1) As used in this section:

49           (a) "Health care professional" means the same as that term is defined in Section

50 [53-3-207](#).

51           (b) "Invisible condition" means the same as that term is defined in Section [53-3-207](#).

52           (c) "Invisible condition identification symbol" means the same as that term is defined

53 in Section [53-3-207](#).

54           [(+)] (2) The registration card shall be delivered to the owner and shall contain:

55 (a) the date issued;

56 (b) the name of the owner;

57 (c) a description of the vehicle registered including the year, the make, the

58 identification number, and the license plate assigned to the vehicle;

59 (d) the expiration date; and

60 (e) other information as determined by the commission.

61 ~~[(2)]~~ (3) If a vehicle is leased for a period in excess of 45 days, the registration shall

62 contain:

63 (a) the owner's name; and

64 (b) the name of the lessee.

65 ~~[(3)]~~ (4) On all vehicles registered under Subsections 41-1a-1206(1)(d) and (1)(e), the

66 registration card shall also contain the gross laden weight as given in the application for

67 registration.

68 ~~[(4)]~~ (5) (a) Except as provided in Subsection ~~[(4)]~~ (5)(b), a new registration card

69 issued by the commission on or after November 1, 2013, may not display the address of the

70 owner or the lessee on the registration card.

71 (b) A new registration card issued by the commission under one of the following

72 provisions shall display the address of the owner or the lessee on the registration card:

73 (i) Section 41-1a-301 for a vehicle; or

74 (ii) Section 73-18-7 for a vessel.

75 (6) (a) The division shall include on a vehicle owner's vehicle registration database

76 record in the division's vehicle registration database an invisible condition identification

77 symbol if:

78 (i) the vehicle owner or an individual who is a regular driver of or passenger in the

79 vehicle owner's vehicle has an invisible condition; and

80 (ii) the vehicle owner submits to the commission a request on a form prescribed by the

81 commission.

82           (b) A vehicle owner shall include in a request described in Subsection (6)(a):  
83           (i) if the request is for an individual other than the vehicle owner, a declaration that the  
84 individual is a regular driver of or passenger in the vehicle;

85           (ii) written verification from a health care professional that the vehicle owner or other  
86 individual described in Subsection (6)(a)(i) has an invisible condition; and

87           (iii) a waiver of liability signed by the individual with the invisible condition or the  
88 individual's legal representative for the release of any medical information to:

89           (A) the commission;

90           (B) any person who has access to the individual's medical information as recorded on  
91 the vehicle owner's vehicle registration database record or the Utah Criminal Justice  
92 Information System; and

93           (C) any other person who may view or receive notice of the individual's medical  
94 information by seeing the vehicle owner's vehicle registration database record or the  
95 individual's information in the Utah Criminal Justice Information System.

96           (c) As part of the form described in Subsection (6)(b), the commission shall advise the  
97 individual signing the waiver of liability that by submitting the signed waiver, the individual  
98 consents to the release of the individual's medical information to any person described in  
99 Subsections (6)(b)(iii)(A) through (C), even if the person is otherwise ineligible to access the  
100 individual's medical information under state or federal law.

101           (d) The division may not charge a fee to include an invisible condition identification  
102 symbol on a vehicle owner's vehicle registration database record.

103           (e) The inclusion of an invisible condition identification symbol on a vehicle owner's  
104 vehicle registration database record in accordance with this section does not confer any legal  
105 rights or privileges on the individual, including parking privileges for individuals with  
106 disabilities under Section [41-1a-414](#).

107           (7) (a) For each individual who qualifies under this section to include an invisible  
108 condition identification symbol in a vehicle owner's vehicle registration database record, the

109 division shall include in the division's vehicle registration database a brief description of the  
110 nature of the individual's invisible condition linked to the vehicle owner's vehicle registration  
111 database record.

112 (b) The division shall provide the brief description described in Subsection (7)(a) to the  
113 Utah Criminal Justice Information System.

114 (c) Except as provided in Subsection (7)(b), the division may not release the  
115 information described in Subsection (7)(a).

116 (8) Within 30 days after the day on which the division receives an individual's written  
117 request, the division shall:

118 (a) remove the invisible condition identification symbol and brief description described  
119 in Subsection (7) from a vehicle owner's vehicle registration database record in the division's  
120 vehicle registration database; and

121 (b) provide the updated vehicle registration database record to the Utah Criminal  
122 Justice Information System.

123 (9) As provided in Section [63G-2-302](#), the information described in Subsection (6)(a)  
124 is a private record for purposes of Title 63G, Chapter 2, Government Records Access and  
125 Management Act.

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

127 **46-1-2. Definitions.**

128 As used in this chapter:

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

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

134 (3) "Commission" means:

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

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

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

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

143 (6) "Electronic seal" means an electronic version of the seal described in Section  
144 46-1-16, that conforms with rules made under Subsection 46-1-3.7(1)(d), that a remote notary  
145 may attach to a notarial certificate to complete a remote notarization.

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

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

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

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

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

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

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

156 (a) the identity of a signer who:

157 (i) is personally known to the notary; or

158 (ii) provides the notary satisfactory evidence of the signer's identity;

159 (b) that the signer affirms or swears an oath attesting to the truthfulness of a document;

160 and

161 (c) that the signer voluntarily signs the document in the presence of the notary.

162 (10) "Notarial act" or "notarization" means an act that a notary is authorized to perform

163 under Section 46-1-6.

164 (11) "Notarial certificate" means the affidavit described in Section 46-1-6.5 that is:

165 (a) a part of or attached to a notarized document; and

166 (b) completed by the notary and bears the notary's signature and official seal.

167 (12) (a) "Notary" means an individual commissioned to perform notarial acts under this  
168 chapter.

169 (b) "Notary" includes a remote notary.

170 (13) "Oath" or "affirmation" means a notarial act in which a notary certifies that a  
171 person made a vow or affirmation in the presence of the notary on penalty of perjury.

172 (14) "Official misconduct" means a notary's performance of any act prohibited or  
173 failure to perform any act mandated by this chapter or by any other law in connection with a  
174 notarial act.

175 (15) (a) "Official seal" means the seal described in Section 46-1-16 that a notary may  
176 attach to a notarial certificate to complete a notarization.

177 (b) "Official seal" includes an electronic seal.

178 (16) "Personally known" means familiarity with an individual resulting from  
179 interactions with that individual over a period of time sufficient to eliminate every reasonable  
180 doubt that the individual has the identity claimed.

181 (17) "Remote notarization" means a notarial act performed by a remote notary in  
182 accordance with this chapter for an individual who is not in the physical presence of the remote  
183 notary at the time the remote notary performs the notarial act.

184 (18) "Remote notary" means a notary that holds an active remote notary certification  
185 under Section 46-1-3.5.

186 (19) (a) "Satisfactory evidence of identity" means:

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

189 (A) subject to Subsection (19)(b), valid personal identification with the individual's

190 photograph, signature, and physical description that the United States government, any state  
191 within the United States, or a foreign government issues;

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

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

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

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

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

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

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

207 (i) a driving privilege card under Subsection 53-3-207~~(10)~~(12); or

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

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

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

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

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

214 Section 3. Section 53-3-207 is amended to read:

215 **53-3-207. License certificates or driving privilege cards issued to drivers by class**  
216 **of motor vehicle -- Contents -- Release of anatomical gift information -- Temporary**

217 **licenses or driving privilege cards -- Minors' licenses, cards, and permits -- Violation.**

218 (1) As used in this section:

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

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

222 (c) "Health care professional" means:

223 (i) a licensed physician, physician assistant, nurse practitioner, or mental health  
224 therapist; or

225 (ii) any other licensed health care professional the division designates by rule made in  
226 accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act.

227 [~~(c)~~] (d) "Political subdivision" means any county, city, town, school district, public  
228 transit district, community reinvestment agency, special improvement or taxing district, local  
229 district, special service district, an entity created by an interlocal agreement adopted under Title  
230 11, Chapter 13, Interlocal Cooperation Act, or other governmental subdivision or public  
231 corporation.

232 (e) "Invisible condition" means a physical or mental condition that may interfere with  
233 an individual's ability to communicate with a law enforcement officer, including:

234 (i) a communication impediment;

235 (ii) hearing loss;

236 (iii) blindness or a visual impairment;

237 (iv) autism spectrum disorder;

238 (v) a drug allergy;

239 (vi) Alzheimer's disease or dementia;

240 (vii) post-traumatic stress disorder;

241 (viii) traumatic brain injury;

242 (ix) schizophrenia;

243 (x) epilepsy;

- 244 (xi) a developmental disability;
- 245 (xii) Down syndrome;
- 246 (xiii) diabetes;
- 247 (xiv) a heart condition; or
- 248 (xv) any other condition approved by the department.

249 (f) "Invisible condition identification symbol" means a symbol or alphanumeric code  
250 that indicates that an individual is an individual with an invisible condition.

251 ~~(f)~~ (g) "State" means this state, and includes any office, department, agency,  
252 authority, commission, board, institution, hospital, college, university, children's justice center,  
253 or other instrumentality of the state.

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

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

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

- 261 (i) the distinguishing number assigned to the individual by the division;
- 262 (ii) the name, birth date, and Utah residence address of the individual;
- 263 (iii) a brief description of the individual for the purpose of identification;
- 264 (iv) any restrictions imposed on the license under Section 53-3-208;
- 265 (v) a photograph of the individual;
- 266 (vi) a photograph or other facsimile of the ~~[person's]~~ individual's signature;
- 267 (vii) an indication whether the individual intends to make an anatomical gift under  
268 Title 26, Chapter 28, Revised Uniform Anatomical Gift Act, unless the driving privilege is  
269 extended under Subsection 53-3-214(3); and

270 (viii) except as provided in Subsection (3)(b), if the individual states that the individual

271 is a veteran of the United States military on the application for a driver license in accordance  
272 with Section 53-3-205 and provides verification that the individual was granted an honorable  
273 or general discharge from the United States Armed Forces, an indication that the individual is a  
274 United States military veteran for a regular license certificate or limited-term license certificate  
275 issued on or after July 1, 2011.

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

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

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

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

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

290 (4) (a) The division shall include or affix an invisible condition identification symbol  
291 on an individual's regular license certificate, limited-term license certificate, or driving  
292 privilege card if the individual, on a form prescribed by the department:

293 (i) requests the division to include the invisible condition identification symbol;

294 (ii) provides written verification from a health care professional that the individual is  
295 an individual with an invisible condition; and

296 (iii) signs a waiver of liability for the release of any medical information to:

297 (A) the department;

298 (B) any person who has access to the individual's medical information as recorded on  
299 the individual's driving record or the Utah Criminal Justice Information System under this  
300 chapter; and

301 (C) any other person who may view or receive notice of the individual's medical  
302 information by seeing the individual's regular license certificate, limited-term license  
303 certificate, or driving privilege card or the individual's information in the Utah Criminal Justice  
304 Information System.

305 (b) As part of the form described in Subsection (4)(a), the department shall advise the  
306 individual that by submitting the signed waiver, the individual consents to the release of the  
307 individual's medical information to any person described in Subsections (4)(a)(iii)(A) through  
308 (C), even if the person is otherwise ineligible to access the individual's medical information  
309 under state or federal law.

310 (c) The division may not:

311 (i) charge a fee to include the invisible condition identification symbol on the  
312 individual's regular license certificate, limited-term license certificate, or driving privilege card;  
313 or

314 (ii) after including the invisible condition identification symbol on the individual's  
315 previously issued regular license certificate, limited-term license certificate, or driving  
316 privilege card, require the individual to provide subsequent written verification described in  
317 Subsection (4)(a)(ii) to include the invisible condition identification symbol on the individual's  
318 renewed or extended regular license certificate, limited-term license certificate, or driving  
319 privilege card.

320 (d) The inclusion of an invisible condition identification symbol on an individual's  
321 license certificate, limited-term license certificate, or driving privilege card in accordance with  
322 Subsection (4)(a) does not confer any legal rights or privileges on the individual, including  
323 parking privileges for individuals with disabilities under Section [41-1a-414](#).

324 (e) For each individual issued a regular license certificate, limited-term license

325 certificate, or driving privilege card under this section that includes an invisible condition  
326 identification symbol, the division shall include in the division's database a brief description of  
327 the nature of the individual's invisible condition in the individual's record and provide the brief  
328 description to the Utah Criminal Justice Information System.

329 (f) Except as provided in this section, the division may not release the information  
330 described in Subsection (4)(e).

331 (g) Within 30 days after the day on which the division receives an individual's written  
332 request, the division shall:

333 (i) remove from the individual's record in the division's database the invisible condition  
334 identification symbol and the brief description described in Subsection (4)(e); and

335 (ii) provide the individual's updated record to the Utah Criminal Justice Information  
336 System.

337 (5) As provided in Section 63G-2-302, the information described in Subsection (4)(a)  
338 is a private record for purposes of Title 63G, Chapter 2, Government Records Access and  
339 Management Act.

340 ~~[(4)]~~ (6) (a) (i) The division, upon determining after an examination that an applicant is  
341 mentally and physically qualified to be granted a driving privilege, may issue to an applicant a  
342 receipt for the fee if the applicant is eligible for a regular license certificate or limited-term  
343 license certificate.

344 (ii) (A) The division shall issue a temporary regular license certificate or temporary  
345 limited-term license certificate allowing the individual to drive a motor vehicle while the  
346 division is completing ~~[its]~~ the division's investigation to determine whether the individual is  
347 entitled to be granted a driving privilege.

348 (B) A temporary regular license certificate or a temporary limited-term license  
349 certificate issued under this Subsection ~~[(4)]~~ (6) shall be recognized and have the same rights  
350 and privileges as a regular license certificate or a limited-term license certificate.

351 (b) The temporary regular license certificate or temporary limited-term license

352 certificate shall be in the individual's immediate possession while driving a motor vehicle, and  
353 ~~[it]~~ the temporary regular license certificate or temporary limited-term license certificate is  
354 invalid when the individual's regular license certificate or limited-term license certificate has  
355 been issued or when, for good cause, the privilege has been refused.

356 (c) The division shall indicate on the temporary regular license certificate or temporary  
357 limited-term license certificate a date after which ~~[it]~~ the temporary regular license certificate  
358 or temporary limited-term license certificate is not valid as a temporary license.

359 (d) (i) Except as provided in Subsection ~~[(4)]~~ (6)(d)(ii), the division may not issue a  
360 temporary driving privilege card or other temporary permit to an applicant for a driving  
361 privilege card.

362 (ii) The division may issue a learner permit issued in accordance with Section  
363 53-3-210.5 to an applicant for a driving privilege card.

364 ~~[(5)]~~ (7) (a) The division shall distinguish learner permits, temporary permits, regular  
365 license certificates, limited-term license certificates, and driving privilege cards issued to any  
366 individual younger than 21 years ~~[of age]~~ old by use of plainly printed information or the use of  
367 a color or other means not used for other regular license certificates, limited-term license  
368 certificates, or driving privilege cards.

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

375 ~~[(6)]~~ (8) The division shall distinguish a limited-term license certificate by clearly  
376 indicating on the document:

377 (a) that ~~[it]~~ the limited-term license certificate is temporary; and

378 (b) ~~[its]~~ the limited-term license certificate's expiration date.

379           ~~[(7)]~~ (9) (a) The division shall only issue a driving privilege card to an individual  
380 whose privilege was obtained without providing evidence of lawful presence in the United  
381 States as required under Subsection 53-3-205(8).

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

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

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

386           ~~[(8)]~~ (10) The provisions of Subsection ~~[(5)]~~ (7)(b) do not apply to a learner permit,  
387 temporary permit, temporary regular license certificate, temporary limited-term license  
388 certificate, or any other temporary permit.

389           ~~[(9)]~~ (11) The division shall issue temporary license certificates of the same nature,  
390 except as to duration, as the license certificates that they temporarily replace, as are necessary  
391 to implement applicable provisions of this section and Section 53-3-223.

392           ~~[(10)]~~ (12) (a) A governmental entity may not accept a driving privilege card as proof  
393 of personal identification.

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

396           ~~[(11) A person]~~ (13) An individual who violates Subsection (2)(b) is guilty of an  
397 infraction.

398           ~~[(12)]~~ (14) Unless otherwise provided, the provisions, requirements, classes,  
399 endorsements, fees, restrictions, and sanctions under this code apply to a:

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

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

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

405           **53-3-805. Identification card -- Contents -- Specifications.**

406 (1) As used in this section:

407 (a) "Health care professional" means the same as that term is defined in Section  
408 [53-3-207](#).

409 (b) "Invisible condition" means the same as that term is defined in Section [53-3-207](#).

410 (c) "Invisible condition identification symbol" means the same as that term is defined  
411 in Section [53-3-207](#).

412 ~~[(1)]~~ (2) (a) The division shall issue an identification card that bears:

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

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

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

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

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

418 (vi) an indication whether the ~~[person]~~ individual intends to make an anatomical gift  
419 under Title 26, Chapter 28, Revised Uniform Anatomical Gift Act; and

420 (vii) if the ~~[person]~~ individual states that the ~~[person]~~ individual is a veteran of the  
421 United States military on the application for an identification card in accordance with Section  
422 [53-3-804](#) and provides verification that the ~~[person]~~ individual received an honorable or  
423 general discharge from the United States Armed Forces, an indication that the ~~[person]~~  
424 individual is a United States military veteran for a regular identification card or a limited-term  
425 identification card issued on or after July 1, 2011.

426 (b) An identification card issued by the division may not bear the ~~[person's]~~  
427 individual's Social Security number or place of birth.

428 ~~[(2)]~~ (3) (a) The card shall be of an impervious material, resistant to wear, damage, and  
429 alteration.

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

432 ~~[(3)]~~ (4) At the applicant's request, the card may include a statement that the applicant

433 has a special medical problem or allergies to certain drugs, for the purpose of medical  
434 treatment.

435 (5) (a) The division shall include or affix an invisible condition identification symbol  
436 on an individual's identification card if the individual, on a form prescribed by the department:

437 (i) requests the division to include the invisible condition identification symbol;

438 (ii) provides written verification from a health care professional that the individual is  
439 an individual with an invisible condition; and

440 (iii) submits a signed waiver of liability for the release of any medical information to:

441 (A) the department;

442 (B) any person who has access to the individual's medical information as recorded on  
443 the individual's driving record or the Utah Criminal Justice Information System under this  
444 chapter; and

445 (C) any other person who may view or receive notice of the individual's medical

446 information by seeing the individual's regular license certificate, limited-term license

447 certificate, or driving privilege card or the individual's information in the Utah Criminal Justice  
448 Information System.

449 (b) As part of the form described in Subsection (5)(a), the department shall advise the  
450 individual that by submitting the request and signed waiver, the individual consents to the

451 release of the individual's medical information to any person described in Subsections

452 (5)(a)(iii)(A) through (C), even if the person is otherwise ineligible to access the individual's  
453 medical information under state or federal law.

454 (c) The division may not:

455 (i) charge a fee to include the invisible condition identification symbol on the  
456 individual's identification card; or

457 (ii) after including the invisible condition identification symbol on the individual's

458 previously issued identification card, require the individual to provide subsequent written

459 verification described in Subsection (5)(a)(ii) to include the invisible condition identification

460 symbol on the individual's extended identification card.

461 (d) The inclusion of an invisible condition identification symbol on an individual's  
462 identification card in accordance with Subsection (5)(a) does not confer any legal rights or  
463 privileges on the individual, including parking privileges for individuals with disabilities under  
464 Section [41-1a-414](#).

465 (e) For each individual issued an identification card under this section that includes an  
466 invisible condition identification symbol, the division shall include in the division's database a  
467 brief description of the nature of the individual's invisible condition in the individual's record  
468 and provide the brief description to the Utah Criminal Justice Information System.

469 (f) Except as provided in this section, the division may not release the information  
470 described in Subsection (5)(e).

471 (g) Within 30 days after the day on which the division receives an individual's written  
472 request, the division shall:

473 (i) remove from the individual's record in the division's database the invisible condition  
474 identification symbol and the brief description described in Subsection (5)(e); and

475 (ii) provide the individual's updated record to the Utah Criminal Justice Information  
476 System.

477 (6) As provided in Section [63G-2-302](#), the information described in Subsection (5)(a)  
478 is a private record for purposes of Title 63G, Chapter 2, Government Records Access and  
479 Management Act.

480 ~~[(4)]~~ (7) (a) The indication of intent under Subsection [53-3-804\(2\)\(j\)](#) shall be  
481 authenticated by the applicant in accordance with division rule.

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

487 (ii) An organ procurement organization may use released information only to:  
488 (A) obtain additional information for an anatomical gift registry; and  
489 (B) inform applicants of anatomical gift options, procedures, and benefits.  
490 ~~[(5)]~~ (8) Notwithstanding Title 63G, Chapter 2, Government Records Access and  
491 Management Act, the division may release to the Department of Veterans and Military Affairs  
492 the names and addresses of all ~~[persons]~~ individuals who indicate their status as a veteran  
493 under Subsection 53-3-804(2)(l).

494 ~~[(6)]~~ (9) The division and ~~[its]~~ the division's employees are not liable, as a result of  
495 false or inaccurate information provided under Subsection 53-3-804(2)(j) or (l), for direct or  
496 indirect:

- 497 (a) loss;
- 498 (b) detriment; or
- 499 (c) injury.

500 ~~[(7)]~~ (10) (a) The division may issue a temporary regular identification card to ~~[a~~  
501 ~~person]~~ an individual while the ~~[person]~~ individual obtains the required documentation to  
502 establish verification of the information described in Subsections 53-3-804(2)(a), (b), (c), (d),  
503 and (i)(i).

504 (b) A temporary regular identification card issued under this Subsection ~~[(7)]~~ (10) shall  
505 be recognized and grant the ~~[person]~~ individual the same privileges as a regular identification  
506 card.

507 (c) A temporary regular identification card issued under this Subsection ~~[(7)]~~ (10) is  
508 invalid:

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

513 Section 5. **Effective date.**

514

This bill takes effect on October 15, 2022.