

Representative Stephanie Pitcher proposes the following substitute bill:

DRIVER LICENSE AND LICENSE PLATE AMENDMENTS

2022 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Stephanie Pitcher

Senate Sponsor: Todd D. Weiler

Cosponsor: Norman K. Thurston

LONG TITLE

General Description:

This bill modifies provisions of the Uniform Driver License Act.

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ at a vehicle owner's request, requires the Motor Vehicle Division to include in the owner's registration record information about an individual's qualifying physical or mental condition;
- ▶ at an applicant's request and subject to written verification, requires the Driver License Division to include an identifying symbol or sticker on the individual's driver license or identification card to indicate that the individual is an individual with a qualifying physical or mental condition; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:



25 None

26 **Utah Code Sections Affected:**

27 AMENDS:

28 **41-1a-213**, as last amended by Laws of Utah 2017, Chapter 119

29 **46-1-2**, as last amended by Laws of Utah 2019, Chapter 192

30 **53-3-207**, as last amended by Laws of Utah 2019, Chapter 232

31 **53-3-805**, as last amended by Laws of Utah 2018, Chapter 39



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

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

35 **41-1a-213. Contents of registration cards.**

36 (1) As used in this section:

37 (a) "Health care professional" means:

38 (i) a licensed physician, physician assistant, nurse practitioner, or mental health
39 therapist; or

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

42 (b) "Qualifying condition" means a physical or mental condition that may interfere
43 with a person's ability to communicate with a law enforcement officer, including:

44 (i) a communication impediment;

45 (ii) hearing loss;

46 (iii) blindness or a visual impairment;

47 (iv) autism spectrum disorder;

48 (v) a drug allergy;

49 (vi) Alzheimer's disease or dementia;

50 (vii) post-traumatic stress disorder;

51 (viii) traumatic brain injury;

52 (ix) schizophrenia;

53 (x) epilepsy;

54 (xi) a developmental disability;

55 (xii) Down's syndrome;

56 (xiii) diabetes;
57 (xiv) a heart condition; or
58 (xv) any other condition as approved by the commissioner or the commissioner's
59 designee.

60 (c) "Qualifying condition identification symbol" means a symbol or alphanumeric code
61 that indicates that the individual is an individual with a qualifying condition.

62 ~~[(1)]~~ (2) The registration card shall be delivered to the owner and shall contain:

63 (a) the date issued;

64 (b) the name of the owner;

65 (c) a description of the vehicle registered including the year, the make, the
66 identification number, and the license plate assigned to the vehicle;

67 (d) the expiration date; and

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

69 ~~[(2)]~~ (3) If a vehicle is leased for a period in excess of 45 days, the registration shall
70 contain:

71 (a) the owner's name; and

72 (b) the name of the lessee.

73 ~~[(3)]~~ (4) On all vehicles registered under Subsections [41-1a-1206](#)(1)(d) and (1)(e), the
74 registration card shall also contain the gross laden weight as given in the application for
75 registration.

76 ~~[(4)]~~ (5) (a) Except as provided in Subsection (4)(b), a new registration card issued by
77 the commission on or after November 1, 2013, may not display the address of the owner or the
78 lessee on the registration card.

79 (b) A new registration card issued by the commission under one of the following
80 provisions shall display the address of the owner or the lessee on the registration card:

81 (i) Section [41-1a-301](#) for a vehicle; or

82 (ii) Section [73-18-7](#) for a vessel.

83 (6) (a) The division shall include in the vehicle registration database information about
84 an individual's qualifying condition if an owner of a vehicle:

85 (i) requests the division to include the information;

86 (ii) declares that the individual is a regular driver or passenger of the vehicle; and

87 (iii) provides written verification from a health care professional that the individual has
88 a qualifying condition.

89 (b) The written verification described in Subsection (6)(a)(iii) shall be made on a form
90 provided by the division.

91 (c) The division may not charge a fee to include the information about an individual's
92 qualifying condition on the owner's registration record.

93 (d) The inclusion of an individual's qualifying condition on an owner's registration
94 record in accordance with Subsection (6)(a) does not confer any legal rights or privileges on the
95 individual, including parking privileges for individuals with disabilities under Section
96 [41-1a-414](#).

97 (7) (a) For each owner who qualifies under this section to include information about an
98 individual's qualifying condition, the division shall include in the division's vehicle registration
99 database a brief description of the nature of the individual's qualifying condition linked to the
100 owner's registration record.

101 (b) The division shall populate information in the Utah Criminal Justice Information
102 System to display the brief description described in Subsection (7)(a) to a law enforcement
103 officer upon the law enforcement officer's request.

104 (c) Except as described in Subsection (7)(b), the division may not release the
105 information described in Subsection (7)(a).

106 (8) Upon an owner's written request, the division shall remove information about an
107 individual's qualifying condition within 30 days after the day on which the division receives the
108 request.

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

110 **46-1-2. Definitions.**

111 As used in this chapter:

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

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

117 (3) "Commission" means:

- 118 (a) to empower to perform notarial acts; or
- 119 (b) the written document that gives authority to perform notarial acts, including the
120 Certificate of Authority of Notary Public that the lieutenant governor issues to a notary.
- 121 (4) "Copy certification" means a notarial act in which a notary certifies that a
122 photocopy is an accurate copy of a document that is neither a public record nor publicly
123 recorded.
- 124 (5) "Electronic recording" means the audio and video recording, described in
125 Subsection 46-1-3.6(3), of a remote notarization.
- 126 (6) "Electronic seal" means an electronic version of the seal described in Section
127 46-1-16, that conforms with rules made under Subsection 46-1-3.7(1)(d), that a remote notary
128 may attach to a notarial certificate to complete a remote notarization.
- 129 (7) "Electronic signature" means the same as that term is defined in Section 46-4-102.
- 130 (8) "In the presence of the notary" means that an individual:
- 131 (a) is physically present with the notary in close enough proximity to see and hear the
132 notary; or
- 133 (b) communicates with a remote notary by means of an electronic device or process
134 that:
- 135 (i) allows the individual and remote notary to communicate with one another
136 simultaneously by sight and sound; and
- 137 (ii) complies with rules made under Section 46-1-3.7.
- 138 (9) "Jurat" means a notarial act in which a notary certifies:
- 139 (a) the identity of a signer who:
- 140 (i) is personally known to the notary; or
- 141 (ii) provides the notary satisfactory evidence of the signer's identity;
- 142 (b) that the signer affirms or swears an oath attesting to the truthfulness of a document;
143 and
- 144 (c) that the signer voluntarily signs the document in the presence of the notary.
- 145 (10) "Notarial act" or "notarization" means an act that a notary is authorized to perform
146 under Section 46-1-6.
- 147 (11) "Notarial certificate" means the affidavit described in Section 46-1-6.5 that is:
- 148 (a) a part of or attached to a notarized document; and

- 149 (b) completed by the notary and bears the notary's signature and official seal.
- 150 (12) (a) "Notary" means an individual commissioned to perform notarial acts under this
151 chapter.
- 152 (b) "Notary" includes a remote notary.
- 153 (13) "Oath" or "affirmation" means a notarial act in which a notary certifies that a
154 person made a vow or affirmation in the presence of the notary on penalty of perjury.
- 155 (14) "Official misconduct" means a notary's performance of any act prohibited or
156 failure to perform any act mandated by this chapter or by any other law in connection with a
157 notarial act.
- 158 (15) (a) "Official seal" means the seal described in Section 46-1-16 that a notary may
159 attach to a notarial certificate to complete a notarization.
- 160 (b) "Official seal" includes an electronic seal.
- 161 (16) "Personally known" means familiarity with an individual resulting from
162 interactions with that individual over a period of time sufficient to eliminate every reasonable
163 doubt that the individual has the identity claimed.
- 164 (17) "Remote notarization" means a notarial act performed by a remote notary in
165 accordance with this chapter for an individual who is not in the physical presence of the remote
166 notary at the time the remote notary performs the notarial act.
- 167 (18) "Remote notary" means a notary that holds an active remote notary certification
168 under Section 46-1-3.5.
- 169 (19) (a) "Satisfactory evidence of identity" means:
- 170 (i) for both an in-person and remote notarization, identification of an individual based
171 on:
- 172 (A) subject to Subsection (19)(b), valid personal identification with the individual's
173 photograph, signature, and physical description that the United States government, any state
174 within the United States, or a foreign government issues;
- 175 (B) subject to Subsection (19)(b), a valid passport that any nation issues; or
- 176 (C) the oath or affirmation of a credible person who is personally known to the notary
177 and who personally knows the individual; and
- 178 (ii) for a remote notarization only, a third party's affirmation of an individual's identity
179 in accordance with rules made under Section 46-1-3.7 by means of:

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

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

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

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

190 (i) a driving privilege card under Subsection [53-3-207](#)~~[(10)]~~(11); or

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

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

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

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

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

197 Section 3. Section [53-3-207](#) is amended to read:

198 **[53-3-207. License certificates or driving privilege cards issued to drivers by class](#)**
 199 **[of motor vehicle -- Contents -- Release of anatomical gift information -- Temporary](#)**
 200 **[licenses or driving privilege cards -- Minors' licenses, cards, and permits -- Violation.](#)**

201 (1) As used in this section:

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

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

205 (c) "Health care professional" means:

206 (i) a licensed physician, physician assistant, nurse practitioner, or mental health
 207 therapist; or

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

210 ~~[(e)]~~ (d) "Political subdivision" means any county, city, town, school district, public

211 transit district, community reinvestment agency, special improvement or taxing district, local
212 district, special service district, an entity created by an interlocal agreement adopted under Title
213 11, Chapter 13, Interlocal Cooperation Act, or other governmental subdivision or public
214 corporation.

215 (e) "Qualifying condition" means a physical or mental condition that may interfere with
216 a person's ability to communicate with a law enforcement officer, including:

217 (i) a communication impediment;

218 (ii) hearing loss;

219 (iii) blindness or a visual impairment;

220 (iv) autism spectrum disorder;

221 (v) a drug allergy;

222 (vi) Alzheimer's disease or dementia;

223 (vii) post-traumatic stress disorder;

224 (viii) traumatic brain injury;

225 (ix) schizophrenia;

226 (x) epilepsy;

227 (xi) a developmental disability;

228 (xii) Down's syndrome;

229 (xiii) diabetes;

230 (xiv) a heart condition; or

231 (xv) any other condition as approved by the commissioner or the commissioner's
232 designee.

233 (f) "Qualifying condition identification symbol" means a symbol or alphanumeric code
234 that indicates that the individual is an individual with a qualifying condition.

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

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

241 (b) An individual may not drive a class of motor vehicle unless granted the privilege in

242 that class.

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

245 (i) the distinguishing number assigned to the individual by the division;

246 (ii) the name, birth date, and Utah residence address of the individual;

247 (iii) a brief description of the individual for the purpose of identification;

248 (iv) any restrictions imposed on the license under Section 53-3-208;

249 (v) a photograph of the individual;

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

251 (vii) an indication whether the individual intends to make an anatomical gift under
252 Title 26, Chapter 28, Revised Uniform Anatomical Gift Act, unless the driving privilege is
253 extended under Subsection 53-3-214(3); and

254 (viii) except as provided in Subsection (3)(b), if the individual states that the individual
255 is a veteran of the United States military on the application for a driver license in accordance
256 with Section 53-3-205 and provides verification that the individual was granted an honorable
257 or general discharge from the United States Armed Forces, an indication that the individual is a
258 United States military veteran for a regular license certificate or limited-term license certificate
259 issued on or after July 1, 2011.

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

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

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

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

271 (iii) The commissioner may also prescribe the issuance of a special type of limited
272 regular license certificate, limited-term license certificate, or driving privilege card under

273 Subsection 53-3-220(4).

274 (4) (a) The division shall include or affix a qualifying condition identification symbol
275 on an applicant's regular license certificate, limited-term license certificate, or driving privilege
276 card if the applicant:

277 (i) submits an application to the division requesting to include the qualifying condition
278 identification symbol;

279 (ii) provides written verification from a health care professional that the applicant is an
280 individual with a qualifying condition; and

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

282 (A) the department;

283 (B) any person who has access to the applicant's medical information as recorded on
284 the applicant's driving record under this chapter; and

285 (C) any other person who may view or receive notice of the applicant's medical
286 information by virtue of having seen the applicant's regular license certificate, limited-term
287 license certificate, or driving privilege card.

288 (b) The application described in Subsection (4)(a)(i) shall advise the applicant that the
289 applicant consents to the release of the applicant's medical information to any person described
290 in Subsections (4)(a)(iii)(A) through (C), even if the person is otherwise ineligible to access the
291 applicant's medical information under state or federal law.

292 (c) The written verification described in Subsection (4)(a)(ii) shall be made on a form
293 provided by the division.

294 (d) The division may not:

295 (i) charge a fee to include the qualifying condition identification symbol on the
296 applicant's regular license certificate, limited-term license certificate, or driving privilege card;
297 or

298 (ii) after including the qualifying condition identification symbol on the applicant's
299 previously issued regular license certificate, limited-term license certificate, or driving
300 privilege card, require the applicant to provide subsequent written verification described in
301 Subsection (4)(a)(ii) to include the qualifying condition identification symbol on the applicant's
302 renewed or extended regular license certificate, limited-term license certificate, or driving
303 privilege card.

304 (e) The inclusion of a qualifying condition identification symbol on an individual's
305 license certificate, limited-term license certificate, or driving privilege card in accordance with
306 Subsection (4)(a) does not confer any legal rights or privileges on the individual, including
307 parking privileges for individuals with disabilities under Section 41-1a-414.

308 (f) For each individual issued a regular license certificate, limited-term license
309 certificate, or driving privilege card under this section that includes a qualifying condition
310 identification symbol, the division shall include in the division's database a brief description of
311 the nature of the qualifying condition in the individual's record.

312 (g) Upon the law enforcement officer's request, the division shall release the brief
313 description described in Subsection (4)(f) to a law enforcement officer who is responding to a
314 person's medical emergency or investigating a person for a potential traffic or criminal offense
315 while the person is in the law enforcement officer's presence.

316 (h) Except as provided in Subsection (4)(g), the division may not release the
317 information described in Subsection (4)(f).

318 (i) Upon an individual's written request, the division shall remove information about
319 the individual's qualifying condition within 30 days after the day on which the division receives
320 the request.

321 [~~4~~] (5) (a) (i) The division, upon determining after an examination that an applicant is
322 mentally and physically qualified to be granted a driving privilege, may issue to an applicant a
323 receipt for the fee if the applicant is eligible for a regular license certificate or limited-term
324 license certificate.

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

329 (B) A temporary regular license certificate or a temporary limited-term license
330 certificate issued under this Subsection [~~4~~] (5) shall be recognized and have the same rights
331 and privileges as a regular license certificate or a limited-term license certificate.

332 (b) The temporary regular license certificate or temporary limited-term license
333 certificate shall be in the individual's immediate possession while driving a motor vehicle, and
334 [~~it~~] the temporary regular license certificate or temporary limited-term license certificate is

335 invalid when the individual's regular license certificate or limited-term license certificate has
336 been issued or when, for good cause, the privilege has been refused.

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

340 (d) (i) Except as provided in Subsection ~~[(4)]~~ (5)(d)(ii), the division may not issue a
341 temporary driving privilege card or other temporary permit to an applicant for a driving
342 privilege card.

343 (ii) The division may issue a learner permit issued in accordance with Section
344 53-3-210.5 to an applicant for a driving privilege card.

345 ~~[(5)]~~ (6) (a) The division shall distinguish learner permits, temporary permits, regular
346 license certificates, limited-term license certificates, and driving privilege cards issued to any
347 individual younger than 21 years ~~[of age]~~ old by use of plainly printed information or the use of
348 a color or other means not used for other regular license certificates, limited-term license
349 certificates, or driving privilege cards.

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

356 ~~[(6)]~~ (7) The division shall distinguish a limited-term license certificate by clearly
357 indicating on the document:

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

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

360 ~~[(7)]~~ (8) (a) The division shall only issue a driving privilege card to an individual
361 whose privilege was obtained without providing evidence of lawful presence in the United
362 States as required under Subsection 53-3-205(8).

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

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

365 (ii) clearly displaying on the front of the driving privilege card a phrase substantially

366 similar to "FOR DRIVING PRIVILEGES ONLY -- NOT VALID FOR IDENTIFICATION".

367 ~~[(8)]~~ (9) The provisions of Subsection ~~[(5)]~~ (6)(b) do not apply to a learner permit,
368 temporary permit, temporary regular license certificate, temporary limited-term license
369 certificate, or any other temporary permit.

370 ~~[(9)]~~ (10) The division shall issue temporary license certificates of the same nature,
371 except as to duration, as the license certificates that they temporarily replace, as are necessary
372 to implement applicable provisions of this section and Section [53-3-223](#).

373 ~~[(10)]~~ (11) (a) A governmental entity may not accept a driving privilege card as proof
374 of personal identification.

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

377 ~~[(11) A person]~~ (12) An individual who violates Subsection (2)(b) is guilty of an
378 infraction.

379 ~~[(12)]~~ (13) Unless otherwise provided, the provisions, requirements, classes,
380 endorsements, fees, restrictions, and sanctions under this code apply to a:

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

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

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

386 **53-3-805. Identification card -- Contents -- Specifications.**

387 (1) As used in this section:

388 (a) "Health care professional" means the same as that term is defined in Subsection
389 [53-3-207\(1\)](#).

390 (b) "Qualifying condition" means a physical or mental condition that may interfere
391 with a person's ability to communicate with a law enforcement officer, including:

392 (i) a communication impediment;

393 (ii) hearing loss;

394 (iii) blindness or a visual impairment;

395 (iv) autism spectrum disorder;

396 (v) a drug allergy;

397 (vi) Alzheimer's disease or dementia;
398 (vii) post-traumatic stress disorder;
399 (viii) traumatic brain injury;
400 (ix) schizophrenia;
401 (x) epilepsy;
402 (xi) a developmental disability;
403 (xii) Down's syndrome;
404 (xiii) diabetes;
405 (xiv) a heart condition; or
406 (xv) any other condition as approved by the commissioner or the commissioner's
407 designee.

408 (c) "Qualifying condition identification symbol" means a symbol or alphanumeric code
409 that indicates that the individual is an individual with a qualifying condition.

410 ~~[(1)]~~ (2) (a) The division shall issue an identification card that bears:

411 (i) the distinguishing number assigned to the [person] individual by the division;
412 (ii) the name, birth date, and Utah residence address of the [person] individual;
413 (iii) a brief description of the [person] individual for the purpose of identification;
414 (iv) a photograph of the [person] individual;
415 (v) a photograph or other facsimile of the [person's] individual's signature;
416 (vi) an indication whether the [person] individual intends to make an anatomical gift
417 under Title 26, Chapter 28, Revised Uniform Anatomical Gift Act; and

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

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

426 ~~[(2)]~~ (3) (a) The card shall be of an impervious material, resistant to wear, damage, and
427 alteration.

428 (b) Except as provided under Section 53-3-806, the size, form, and color of the card is
429 prescribed by the commissioner.

430 ~~[(3)]~~ (4) At the applicant's request, the card may include a statement that the applicant
431 has a special medical problem or allergies to certain drugs, for the purpose of medical
432 treatment.

433 (5) (a) The division shall include or affix a qualifying condition identification symbol
434 on an applicant's identification card if the applicant:

435 (i) submits an application to the division requestion to include the qualifying condition
436 identification symbol; and

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

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

440 (A) the department;

441 (B) any person who has access to the applicant's medical information as recorded on
442 the applicant's driving record under this chapter; and

443 (C) any other person who may view or receive notice of the applicant's medical
444 information by virtue of having seen the applicant's regular license certificate, limited-term
445 license certificate, or driving privilege card.

446 (b) The application described in Subsection (4)(a)(i) shall advise the applicant that the
447 applicant consents to the release of the applicant's medical information to any person described
448 in Subsections (4)(a)(iii)(A) through (C), even if the person is otherwise ineligible to access the
449 applicant's medical information under state or federal law.

450 (b) The written verification described in Subsection (5)(a)(ii) shall be made on a form
451 provided by the division.

452 (c) The division may not:

453 (i) charge a fee to include the qualifying condition identification symbol on the
454 applicant's identification card; or

455 (ii) after including the qualifying condition identification symbol on the applicant's
456 previously issued identification card, require the applicant to provide subsequent written
457 verification described in Subsection (5)(a)(ii) to include the qualifying condition identification
458 symbol on the applicant's extended identification card.

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

463 (e) For each individual issued an identification card under this section that includes a
464 qualifying condition identification symbol, the division shall include in the division's database
465 a brief description of the nature of the qualifying condition in the individual's record.

466 (f) Upon the law enforcement officer's request, the division shall release the brief
467 description described in Subsection (5)(e) to a law enforcement officer who is responding to a
468 person's medical emergency or investigating a person for a potential traffic or criminal offense
469 while the person is in the law enforcement officer's presence.

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

472 (h) Upon an individual's written request, the division shall remove information about
473 the individual's qualifying condition within 30 days after the day on which the division receives
474 the request.

475 ~~[(4)]~~ (6) (a) The indication of intent under Subsection 53-3-804(2)(j) shall be
476 authenticated by the applicant in accordance with division rule.

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

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

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

484 (B) inform applicants of anatomical gift options, procedures, and benefits.

485 ~~[(5)]~~ (7) Notwithstanding Title 63G, Chapter 2, Government Records Access and
486 Management Act, the division may release to the Department of Veterans and Military Affairs
487 the names and addresses of all ~~[persons]~~ individuals who indicate their status as a veteran
488 under Subsection 53-3-804(2)(l).

489 ~~[(6)]~~ (8) The division and ~~[its]~~ the division's employees are not liable, as a result of

490 false or inaccurate information provided under Subsection 53-3-804(2)(j) or (l), for direct or
491 indirect:

492 (a) loss;

493 (b) detriment; or

494 (c) injury.

495 ~~[(7)]~~ (9) (a) The division may issue a temporary regular identification card to [a
496 ~~person~~] an individual while the [~~person~~] individual obtains the required documentation to
497 establish verification of the information described in Subsections 53-3-804(2)(a), (b), (c), (d),
498 and (i)(i).

499 (b) A temporary regular identification card issued under this Subsection ~~[(7)]~~ (9) shall
500 be recognized and grant the [~~person~~] individual the same privileges as a regular identification
501 card.

502 (c) A temporary regular identification card issued under this Subsection ~~[(7)]~~ (9) is
503 invalid:

504 (i) when the [~~person's~~] individual's regular identification card has been issued;

505 (ii) when, for good cause, an applicant's application for a regular identification card has
506 been refused; or

507 (iii) upon expiration of the temporary regular identification card.