

Senator Jacob L. Anderegg proposes the following substitute bill:

INVISIBLE CONDITION INFORMATION AMENDMENTS

2023 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Jacob L. Anderegg

House Sponsor: Steve Eliason

LONG TITLE

General Description:

This bill concerns individuals with an invisible condition.

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ requires the Department of Public Safety and the Department of Health and Human Services to develop outreach materials concerning the invisible condition alert program;
- ▶ amends provisions relating to vehicle registration information concerning an individual with an invisible condition;
- ▶ amends provisions relating to license certificates, driving privilege cards, and identification cards concerning an individual with an invisible condition;
- ▶ requires the Department of Public Safety to ensure that information concerning an individual in the invisible condition alert program is immediately available to a dispatcher under certain circumstances;
- ▶ provides rulemaking authority to the Department of Public Safety to implement provisions of the invisible condition alert program;
- ▶ requires the Division of Professional Licensing to provide informational materials



26 to health care professionals regarding the invisible condition alert program; and
27 ▶ makes technical and conforming changes.

28 **Money Appropriated in this Bill:**

29 None

30 **Other Special Clauses:**

31 This bill provides a special effective date.

32 **Utah Code Sections Affected:**

33 AMENDS:

34 **41-1a-213**, as last amended by Laws of Utah 2022, Chapter 158

35 **53-3-207**, as last amended by Laws of Utah 2022, Chapter 158

36 **53-3-805**, as last amended by Laws of Utah 2022, Chapter 158

37 ENACTS:

38 **26B-7-102**, Utah Code Annotated 1953

39 **53-22-101**, Utah Code Annotated 1953

40 **53-22-102**, Utah Code Annotated 1953

41 **58-1-603**, Utah Code Annotated 1953



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

44 Section 1. Section **26B-7-102** is enacted to read:

45 **26B-7-102. Invisible condition alert program education and outreach.**

46 (1) As used in this section:

47 (a) "Health care professional" means the same as that term is defined in Section
48 [53-3-207](#).

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

50 (c) "Invisible condition alert program" means the same as that term is defined in
51 Section [53-22-101](#).

52 (2) In coordination with the Department of Public Safety as described in Section
53 [53-22-102](#), the department shall develop:

54 (a) informational materials that describe the availability of the invisible condition alert
55 program, including information on how an individual with an invisible condition may
56 participate in the program; and

57 (b) educational materials for health care professionals regarding the invisible condition
58 alert program.

59 (3) The materials described in Subsection (2) shall be made available to health care
60 professionals in accordance with Section 58-1-603.

61 Section 2. Section **41-1a-213** is amended to read:

62 **41-1a-213. Contents of registration cards.**

63 (1) As used in this section:

64 (a) "Health care professional" means the same as that term is defined in Section
65 [53-3-207](#).

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

67 (c) "Invisible condition identification decal" means the decal created by the division
68 that incorporates the invisible condition identification symbol.

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

71 (2) The registration card shall be delivered to the owner and shall contain:

72 (a) the date issued;

73 (b) the name of the owner;

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

76 (d) the expiration date; and

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

78 (3) If a vehicle is leased for a period in excess of 45 days, the registration shall contain:

79 (a) the owner's name; and

80 (b) the name of the lessee.

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

84 (5) (a) Except as provided in Subsection (5)(b), a new registration card issued by the
85 commission on or after November 1, 2013, may not display the address of the owner or the
86 lessee on the registration card.

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

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

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

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

91 (6) (a) ~~[The]~~ Except as provided in Subsection (6)(d)(ii), the division shall include on a
92 vehicle owner's vehicle registration database record in the division's vehicle registration
93 database an invisible condition identification symbol if:

94 (i) (A) the vehicle owner or an individual who is a regular driver of or passenger in the
95 vehicle owner's vehicle has an invisible condition; ~~[and]~~ or

96 ~~[(ii)]~~ (B) an individual with an invisible condition resides at the vehicle driver's
97 residence; and

98 (ii) the vehicle owner submits to the commission a request on a form prescribed by the
99 commission.

100 (b) A vehicle owner shall include in a request described in Subsection (6)(a):

101 (i) if the request is for an individual other than the vehicle owner, a declaration that the
102 individual is:

103 (A) a regular driver of or passenger in the vehicle; or

104 (B) a resident at the vehicle driver's residence;

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

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

109 (A) the commission;

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

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

116 (c) As part of the form described in Subsection ~~[(6)(b)]~~ (6)(a) and (b), the commission
117 shall advise the individual signing the waiver of liability that by submitting the signed waiver,
118 the individual consents to the release of the ~~[individuals]~~ individual with an invisible

119 condition's medical information to any person described in Subsections (6)(b)(iii)(A) through
120 (C), even if the person is otherwise ineligible to access the [~~individual's~~] individual with an
121 invisible condition's medical information under state or federal law.

122 (d) (i) The division:

123 (A) may not charge a fee to include an invisible condition identification symbol on a
124 vehicle owner's vehicle registration database record[-]; and

125 (B) shall confirm with the Division of Professional Licensing that the health care
126 professional described in Subsection (6)(b)(ii) holds a current state license.

127 (ii) If the division is unable to confirm that the health care professional described in
128 Subsection (6)(b)(ii) holds a current state license, the division shall deny the request described
129 in Subsection (6)(a).

130 (e) The inclusion of an invisible condition identification symbol on a vehicle owner's
131 vehicle registration database record in accordance with this section does not confer any legal
132 rights or privileges on the [~~individual~~] vehicle owner or the individual with an invisible
133 condition, including parking privileges for individuals with disabilities under Section
134 [41-1a-414](#).

135 (7) (a) For each individual who qualifies under this section to include an invisible
136 condition identification symbol in a vehicle owner's vehicle registration database record, the
137 division shall:

138 (i) include in the division's vehicle registration database a brief description of the
139 nature of the individual's invisible condition linked to the vehicle owner's vehicle registration
140 database record; and

141 (ii) provide an invisible condition identification decal that may be affixed to the vehicle
142 owner's vehicle, and instructions on where the invisible condition identification decal may be
143 placed on the vehicle, which the vehicle owner may affix to the vehicle at the vehicle owner's
144 discretion.

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

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

149 (8) Within 30 days after the day on which the division receives [~~an individual's~~] a

150 vehicle owner's written request, the division shall:

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

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

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

159 Section 3. Section **53-3-207** is amended to read:

160 **53-3-207. License certificates or driving privilege cards issued to drivers by class**
161 **of motor vehicle -- Contents -- Release of anatomical gift information -- Temporary**
162 **licenses or driving privilege cards -- Minors' licenses, cards, and permits -- Violation.**

163 (1) As used in this section:

164 (a) "Authorized guardian" means:

165 (i) the parent or legal guardian of a child who:

166 (A) is under 18 years old; and

167 (B) has an invisible condition; or

168 (ii) the legal guardian or conservator of an adult who:

169 (A) is 18 years old or older; and

170 (B) has an invisible condition.

171 (b) "Driving privilege" means the privilege granted under this chapter to drive a motor
172 vehicle.

173 (c) "First responder" means:

174 (i) a law enforcement officer, as defined in Section [53-13-103](#);

175 (ii) an emergency medical technician, as defined in Section [26-8c-102](#);

176 (iii) an advanced emergency medical technician, as defined in Section [26-8c-102](#);

177 (iv) a paramedic, as defined in Section [26-8c-102](#);

178 (v) a firefighter, as defined in Section [53B-8c-102](#); or

179 (vi) a dispatcher, as defined in Section [53-6-102](#).

180 [~~(b)~~] (d) "Governmental entity" means the state or a political subdivision of the state.

181 ~~[(e)]~~ (e) "Health care professional" means:

182 (i) a licensed physician, physician assistant, nurse practitioner, or mental health
183 therapist; or

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

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

191 ~~[(e)]~~ (f) "Invisible condition" means a physical or mental condition that may interfere
192 with an individual's ability to communicate with a ~~[law enforcement officer]~~ first responder,
193 including:

194 (i) a communication impediment;

195 (ii) hearing loss;

196 (iii) blindness or a visual impairment;

197 (iv) autism spectrum disorder;

198 (v) a drug allergy;

199 (vi) Alzheimer's disease or dementia;

200 (vii) post-traumatic stress disorder;

201 (viii) traumatic brain injury;

202 (ix) schizophrenia;

203 (x) epilepsy;

204 (xi) a developmental disability;

205 (xii) Down syndrome;

206 (xiii) diabetes;

207 (xiv) a heart condition; or

208 (xv) any other condition approved by the department.

209 ~~[(f)]~~ (g) "Invisible condition identification symbol" means a symbol or alphanumeric
210 code that indicates that an individual is an individual with an invisible condition.

211 (h) "Political subdivision" means any county, city, town, school district, public transit

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

216 [(g)] (i) "State" means this state, and includes any office, department, agency,
217 authority, commission, board, institution, hospital, college, university, children's justice center,
218 or other instrumentality of the state.

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

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

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

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

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

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

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

230 (v) a photograph of the individual;

231 (vi) a photograph or other facsimile of the individual's signature;

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

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

241 (b) A regular license certificate or limited-term license certificate issued to an
242 individual younger than 21 years old on a portrait-style format as required in Subsection (7)(b)

243 is not required to include an indication that the individual is a United States military veteran
244 under Subsection (3)(a)(viii).

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

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

249 (ii) The size, form, and color of the regular license certificate, limited-term license
250 certificate, or driving privilege card shall be as prescribed by the commissioner.

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

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

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

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

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

262 (A) the department;

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

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

270 (b) As part of the form described in Subsection (4)(a), the department shall advise the
271 individual or the individual's authorized guardian that by submitting the signed waiver, the
272 individual or the individual's authorized guardian consents to the release of the individual's
273 medical information to any person described in Subsections (4)(a)(iii)(A) through (C), even if

274 the person is otherwise ineligible to access the individual's medical information under state or
275 federal law.

276 (c) The division may not:

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

280 (ii) after including the invisible condition identification symbol on the individual's
281 previously issued regular license certificate, limited-term license certificate, or driving
282 privilege card, require the individual to provide subsequent written verification described in
283 Subsection (4)(a)(ii) to include the invisible condition identification symbol on the individual's
284 renewed or extended regular license certificate, limited-term license certificate, or driving
285 privilege card.

286 (d) The division shall confirm with the Division of Professional Licensing that the
287 health care professional described in Subsection (4)(a)(ii) holds a current state license.

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

292 ~~[(e)]~~ (f) For each individual issued a regular license certificate, limited-term license
293 certificate, or driving privilege card under this section that includes an invisible condition
294 identification symbol, the division shall include in the division's database a brief description of
295 the nature of the individual's invisible condition in the individual's record and provide the brief
296 description to the Utah Criminal Justice Information System.

297 ~~[(f)]~~ (g) Except as provided in this section, the division may not release the information
298 described in Subsection ~~[(4)(e)]~~ (4)(f).

299 ~~[(g)]~~ (h) Within 30 days after the day on which the division receives an individual's or
300 the individual's authorized guardian's written request, the division shall:

301 (i) remove from the individual's record in the division's database the invisible condition
302 identification symbol and the brief description described in Subsection ~~[(4)(e)]~~ (4)(f); and

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

305 (5) As provided in Section [63G-2-302](#), the information described in Subsection (4)(a)
306 is a private record for purposes of Title 63G, Chapter 2, Government Records Access and
307 Management Act.

308 (6) (a) (i) The division, upon determining after an examination that an applicant is
309 mentally and physically qualified to be granted a driving privilege, may issue to an applicant a
310 receipt for the fee if the applicant is eligible for a regular license certificate or limited-term
311 license certificate.

312 (ii) (A) The division shall issue a temporary regular license certificate or temporary
313 limited-term license certificate allowing the individual to drive a motor vehicle while the
314 division is completing the division's investigation to determine whether the individual is
315 entitled to be granted a driving privilege.

316 (B) A temporary regular license certificate or a temporary limited-term license
317 certificate issued under this Subsection (6) shall be recognized and have the same rights and
318 privileges as a regular license certificate or a limited-term license certificate.

319 (b) The temporary regular license certificate or temporary limited-term license
320 certificate shall be in the individual's immediate possession while driving a motor vehicle, and
321 the temporary regular license certificate or temporary limited-term license certificate is invalid
322 when the individual's regular license certificate or limited-term license certificate has been
323 issued or when, for good cause, the privilege has been refused.

324 (c) The division shall indicate on the temporary regular license certificate or temporary
325 limited-term license certificate a date after which the temporary regular license certificate or
326 temporary limited-term license certificate is not valid as a temporary license.

327 (d) (i) Except as provided in Subsection (6)(d)(ii), the division may not issue a
328 temporary driving privilege card or other temporary permit to an applicant for a driving
329 privilege card.

330 (ii) The division may issue a learner permit issued in accordance with Section
331 [53-3-210.5](#) to an applicant for a driving privilege card.

332 (7) (a) The division shall distinguish learner permits, temporary permits, regular
333 license certificates, limited-term license certificates, and driving privilege cards issued to any
334 individual younger than 21 years old by use of plainly printed information or the use of a color
335 or other means not used for other regular license certificates, limited-term license certificates,

336 or driving privilege cards.

337 (b) The division shall distinguish a regular license certificate, limited-term license
338 certificate, or driving privilege card issued to an individual younger than 21 years old by use of
339 a portrait-style format not used for other regular license certificates, limited-term license
340 certificates, or driving privilege cards and by plainly printing the date the regular license
341 certificate, limited-term license certificate, or driving privilege card holder is 21 years old.

342 (8) The division shall distinguish a limited-term license certificate by clearly indicating
343 on the document:

344 (a) that the limited-term license certificate is temporary; and

345 (b) the limited-term license certificate's expiration date.

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

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

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

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

353 (10) The provisions of Subsection (7)(b) do not apply to a learner permit, temporary
354 permit, temporary regular license certificate, temporary limited-term license certificate, or any
355 other temporary permit.

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

359 (12) (a) A governmental entity may not accept a driving privilege card as proof of
360 personal identification.

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

363 (13) An individual who violates Subsection (2)(b) is guilty of an infraction.

364 (14) Unless otherwise provided, the provisions, requirements, classes, endorsements,
365 fees, restrictions, and sanctions under this code apply to a:

366 (a) driving privilege in the same way as a license or limited-term license issued under

367 this chapter; and

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

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

371 **53-3-805. Identification card -- Contents -- Specifications.**

372 (1) As used in this section:

373 (a) "Authorized guardian" means the same as that term is defined in Section 53-3-207.

374 (b) "Health care professional" means the same as that term is defined in Section
375 53-3-207.

376 [~~(b)~~] (c) "Invisible condition" means the same as that term is defined in Section
377 53-3-207.

378 [~~(c)~~] (d) "Invisible condition identification symbol" means the same as that term is
379 defined in Section 53-3-207.

380 (2) (a) The division shall issue an identification card that bears:

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

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

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

384 (iv) a photograph of the individual;

385 (v) a photograph or other facsimile of the individual's signature;

386 (vi) an indication whether the individual intends to make an anatomical gift under Title

387 26, Chapter 28, Revised Uniform Anatomical Gift Act; and

388 (vii) if the individual states that the individual is a veteran of the United States military

389 on the application for an identification card in accordance with Section 53-3-804 and provides

390 verification that the individual received an honorable or general discharge from the United

391 States Armed Forces, an indication that the individual is a United States military veteran for a

392 regular identification card or a limited-term identification card issued on or after July 1, 2011.

393 (b) An identification card issued by the division may not bear the individual's Social
394 Security number or place of birth.

395 (3) (a) The card shall be of an impervious material, resistant to wear, damage, and
396 alteration.

397 (b) Except as provided under Section 53-3-806, the size, form, and color of the card is

398 prescribed by the commissioner.

399 (4) At the applicant's request, the card may include a statement that the applicant has a
400 special medical problem or allergies to certain drugs, for the purpose of medical treatment.

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

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

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

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

408 (A) the department;

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

412 (C) any other person who may view or receive notice of the individual's medical
413 information by seeing the individual's [~~regular license certificate, limited-term license~~
414 ~~certificate, or driving privilege~~] identification card or the individual's information in the Utah
415 Criminal Justice Information System.

416 (b) As part of the form described in Subsection (5)(a), the department shall advise the
417 individual or the individual's authorized guardian that by submitting the request and signed
418 waiver, the individual or the individual's authorized guardian consents to the release of the
419 individual's medical information to any person described in Subsections (5)(a)(iii)(A) through
420 (C), even if the person is otherwise ineligible to access the individual's medical information
421 under state or federal law.

422 (c) The division may not:

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

425 (ii) after including the invisible condition identification symbol on the individual's
426 previously issued identification card, require the individual to provide subsequent written
427 verification described in Subsection (5)(a)(ii) to include the invisible condition identification
428 symbol on the individual's extended identification card.

429 (d) The division shall confirm with the Division of Professional Licensing that the
430 health care professional described in Subsection (5)(a)(ii) holds a current state license.

431 (e) The inclusion of an invisible condition identification symbol on an individual's
432 identification card in accordance with Subsection (5)(a) does not confer any legal rights or
433 privileges on the individual, including parking privileges for individuals with disabilities under
434 Section 41-1a-414.

435 [(e)] (f) For each individual issued an identification card under this section that
436 includes an invisible condition identification symbol, the division shall include in the division's
437 database a brief description of the nature of the individual's invisible condition in the
438 individual's record and provide the brief description to the Utah Criminal Justice Information
439 System.

440 [(f)] (g) Except as provided in this section, the division may not release the information
441 described in Subsection [(5)(e)] (5)(f).

442 [(g)] (h) Within 30 days after the day on which the division receives an individual's or
443 the individual's authorized guardian's written request, the division shall:

444 (i) remove from the individual's record in the division's database the invisible condition
445 identification symbol and the brief description described in Subsection [(5)(e)] (5)(f); and

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

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

451 (7) (a) The indication of intent under Subsection 53-3-804(2)(j) shall be authenticated
452 by the applicant in accordance with division rule.

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

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

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

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

460 (8) Notwithstanding Title 63G, Chapter 2, Government Records Access and
461 Management Act, the division may release to the Department of Veterans and Military Affairs
462 the names and addresses of all individuals who indicate their status as a veteran under
463 Subsection [53-3-804\(2\)\(l\)](#).

464 (9) The division and the division's employees are not liable, as a result of false or
465 inaccurate information provided under Subsection [53-3-804\(2\)\(j\)](#) or (l), for direct or indirect:

- 466 (a) loss;
- 467 (b) detriment; or
- 468 (c) injury.

469 (10) (a) The division may issue a temporary regular identification card to an individual
470 while the individual obtains the required documentation to establish verification of the
471 information described in Subsections [53-3-804\(2\)\(a\)](#), (b), (c), (d), and (i)(i).

472 (b) A temporary regular identification card issued under this Subsection (10) shall be
473 recognized and grant the individual the same privileges as a regular identification card.

474 (c) A temporary regular identification card issued under this Subsection (10) is invalid:

- 475 (i) when the individual's regular identification card has been issued;
- 476 (ii) when, for good cause, an applicant's application for a regular identification card has
477 been refused; or
- 478 (iii) upon expiration of the temporary regular identification card.

479 Section 5. Section **53-22-101** is enacted to read:

480 **CHAPTER 22. INVISIBLE CONDITION ALERT PROGRAM**

481 **53-22-101. Definitions.**

482 As used in this chapter:

- 483 (1) "Dispatcher" means the same as that term is defined in Section [53-6-102](#).
- 484 (2) "First responder" means the same as that term is defined in Section [53-3-207](#).
- 485 (3) "Invisible condition" means the same as that term is defined in Section [53-3-207](#).
- 486 (4) "Invisible condition alert program" means the voluntary disclosure of an invisible
487 condition in accordance with Subsection [41-1a-213\(6\)](#), [53-3-207\(4\)](#), or [53-3-805\(5\)](#).

488 Section 6. Section **53-22-102** is enacted to read:

489 **53-22-102. Invisible condition alert program -- Access to information -- Outreach**
490 **-- Administrative rulemaking.**

491 (1) If an individual elects to disclose the individual's invisible condition in accordance
492 with the invisible condition alert program, the department shall ensure that information
493 concerning the individual's invisible condition is immediately available to a dispatcher when
494 the dispatcher receives a report concerning the individual's:

495 (a) name;

496 (b) residence;

497 (c) motor vehicle registration in accordance with Subsections [41-1a-213\(6\)](#) and [\(7\)](#);

498 (d) license certificate or driving privilege card in accordance with Subsection

499 [53-3-207\(4\)](#); or

500 (e) identification card in accordance with Subsection [53-3-805\(5\)](#).

501 (2) The department shall prepare outreach materials concerning the invisible condition
502 alert program in coordination with the Department of Health and Human Services as described
503 in Section [26B-7-102](#).

504 (3) The department may, in accordance with Title 63G, Chapter 3, Utah Administrative
505 Rulemaking Act, make rules to establish procedures for implementing this section.

506 Section 7. Section **58-1-603** is enacted to read:

507 **58-1-603. Invisible condition alert program information -- Health care**
508 **professionals.**

509 (1) As used in this section:

510 (a) "Health care professional" means the same as that term is defined in Section
511 [53-3-207](#).

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

513 (c) "Invisible condition alert program" means the same as that term is defined in
514 Section [53-22-101](#).

515 (2) The division, in conjunction with the Department of Health and Human Services
516 created in Section [26B-1-201](#), shall provide information to each health care professional in the
517 state regarding the invisible condition alert program, including:

518 (a) access to informational materials described in Section [26B-7-102](#) that health care
519 professionals shall make available to patients; and

520 (b) access to educational materials for health care professionals regarding the invisible
521 condition alert program.

522 (3) A health care professional in this state shall make available to the health care
523 professional's patients the informational materials described in Subsection (2)(a).

524 (4) The division may, in accordance with Title 63G, Chapter 3, Utah Administrative
525 Rulemaking Act, make rules that establish procedures for implementing this section.

526 Section 8. **Effective date.**

527 This bill takes effect on July 1, 2023.