

DRIVER LICENSE AMENDMENTS

2024 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Thomas W. Peterson

Senate Sponsor: _____

LONG TITLE

General Description:

This bill amends the information that may be displayed on a driver license or identification card.

Highlighted Provisions:

This bill:

▶ allows a concealed firearm permit holder to have the permit information included on the individual's driver license or identification card.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

53-3-207, as last amended by Laws of Utah 2023, Chapters 16, 328 and 456

53-3-805, as last amended by Laws of Utah 2023, Chapters 328, 414 and 456

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

Section 1. Section **53-3-207** is amended to read:

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



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

29 (1) As used in this section:

30 (a) "Authorized guardian" means:

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

32 (A) is under 18 years old; and

33 (B) has an invisible condition; or

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

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

36 (B) has an invisible condition.

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

39 (c) "First responder" means:

40 (i) a law enforcement officer, as defined in Section 53-13-103;

41 (ii) an emergency medical technician, as defined in Section 53-2e-101;

42 (iii) an advanced emergency medical technician, as defined in Section 53-2e-101;

43 (iv) a paramedic, as defined in Section 53-2e-101;

44 (v) a firefighter, as defined in Section 53B-8c-102; or

45 (vi) a dispatcher, as defined in Section 53-6-102.

46 (d) "Governmental entity" means the state or a political subdivision of the state.

47 (e) "Health care professional" means:

48 (i) a licensed physician, physician assistant, nurse practitioner, or mental health
49 therapist; or

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

52 (f) "Invisible condition" means a physical or mental condition that may interfere with
53 an individual's ability to communicate with a first responder, including:

54 (i) a communication impediment;

55 (ii) hearing loss;

56 (iii) blindness or a visual impairment;

57 (iv) autism spectrum disorder;

58 (v) a drug allergy;

- 59 (vi) Alzheimer's disease or dementia;
- 60 (vii) post-traumatic stress disorder;
- 61 (viii) traumatic brain injury;
- 62 (ix) schizophrenia;
- 63 (x) epilepsy;
- 64 (xi) a developmental disability;
- 65 (xii) Down syndrome;
- 66 (xiii) diabetes;
- 67 (xiv) a heart condition; or
- 68 (xv) any other condition approved by the department.

69 (g) "Invisible condition identification symbol" means a symbol or alphanumeric code
70 that indicates that an individual is an individual with an invisible condition.

71 (h) "Political subdivision" means any county, city, town, school district, public transit
72 district, community reinvestment agency, special improvement or taxing district, special
73 district, special service district, an entity created by an interlocal agreement adopted under Title
74 11, Chapter 13, Interlocal Cooperation Act, or other governmental subdivision or public
75 corporation.

76 (i) "State" means this state, and includes any office, department, agency, authority,
77 commission, board, institution, hospital, college, university, children's justice center, or other
78 instrumentality of the state.

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

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

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

- 86 (i) the distinguishing number assigned to the individual by the division;
- 87 (ii) the name, birth date, and Utah residence address of the individual;
- 88 (iii) a brief description of the individual for the purpose of identification;
- 89 (iv) any restrictions imposed on the license under Section [53-3-208](#);

90 (v) a photograph of the individual;

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

92 (vii) an indication whether the individual intends to make an anatomical gift under

93 Title 26B, Chapter 8, Part 3, Revised Uniform Anatomical Gift Act, unless the driving

94 privilege is extended under Subsection 53-3-214(3); and

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

96 is a veteran of the United States military on the application for a driver license in accordance

97 with Section 53-3-205 and provides verification that the individual was granted an honorable

98 or general discharge from the United States Armed Forces, an indication that the individual is a

99 United States military veteran for a regular license certificate or limited-term license certificate

100 issued on or after July 1, 2011.

101 (b) A regular license certificate or limited-term license certificate issued to an

102 individual younger than 21 years old on a portrait-style format as required in Subsection

103 [~~(7)(b)~~] (8)(b) is not required to include an indication that the individual is a United States

104 military veteran under Subsection (3)(a)(viii).

105 (c) A new license certificate issued by the division may not bear the individual's social

106 security number.

107 (d) (i) The regular license certificate, limited-term license certificate, or driving

108 privilege card shall be of an impervious material, resistant to wear, damage, and alteration.

109 (ii) The size, form, and color of the regular license certificate, limited-term license

110 certificate, or driving privilege card shall be as prescribed by the commissioner.

111 (iii) The commissioner may also prescribe the issuance of a special type of limited

112 regular license certificate, limited-term license certificate, or driving privilege card under

113 Subsection 53-3-220(4).

114 (4) (a) The division shall include an individual's concealed firearm permit number on

115 the individual's regular license certificate, limited-term license, or commercial driver license if:

116 (i) the individual requests that the division include the information; and

117 (ii) the individual holds a valid concealed firearm permit under Title 53, Chapter 5,

118 Part 7, Concealed Firearm Act.

119 (b) Within fourteen days after the day on which the individual makes the request

120 described in Subsection (4)(a)(i), the division shall verify with the Bureau of Criminal

121 Identification that the individual holds a valid permit described in Subsection (4)(a)(ii).

122 ~~[(4)]~~ (5) (a) The division shall include or affix an invisible condition identification
123 symbol on an individual's regular license certificate, limited-term license certificate, or driving
124 privilege card if the individual or the individual's authorized guardian, on a form prescribed by
125 the department:

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

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

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

130 (A) the department;

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

134 (C) any other person who may view or receive notice of the individual's medical
135 information by seeing the individual's regular license certificate, limited-term license
136 certificate, or driving privilege card or the individual's information in the Utah Criminal Justice
137 Information System;

138 (D) a local law enforcement agency that receives a copy of the form described in this
139 Subsection ~~[(4)(a)]~~ (5)(a) and enters the contents of the form into the local law enforcement
140 agency's record management system or computer-aided dispatch system; and

141 (E) a dispatcher who accesses the information regarding the individual's invisible
142 condition through the use of a local law enforcement agency's record management system or
143 computer-aided dispatch system.

144 (b) As part of the form described in Subsection ~~[(4)(a)]~~ (5)(a), the department shall
145 advise the individual or the individual's authorized guardian that by submitting the signed
146 waiver, the individual or the individual's authorized guardian consents to the release of the
147 individual's medical information to any person described in Subsections ~~[(4)(a)(iii)(A) through~~
148 ~~(E)]~~ (5)(a)(iii)(A) through (E), even if the person is otherwise ineligible to access the
149 individual's medical information under state or federal law.

150 (c) The division may not:

151 (i) charge a fee to include the invisible condition identification symbol on the

152 individual's regular license certificate, limited-term license certificate, or driving privilege card;
153 or

154 (ii) after including the invisible condition identification symbol on the individual's
155 previously issued regular license certificate, limited-term license certificate, or driving
156 privilege card, require the individual to provide subsequent written verification described in
157 Subsection ~~[(4)(a)(ii)]~~ (5)(a)(ii) to include the invisible condition identification symbol on the
158 individual's renewed or extended regular license certificate, limited-term license certificate, or
159 driving privilege card.

160 (d) The division shall confirm with the Division of Professional Licensing that the
161 health care professional described in Subsection ~~[(4)(a)(ii)]~~ (5)(a)(ii) holds a current state
162 license.

163 (e) The inclusion of an invisible condition identification symbol on an individual's
164 license certificate, limited-term license certificate, or driving privilege card in accordance with
165 Subsection ~~[(4)(a)]~~ (5)(a) does not confer any legal rights or privileges on the individual,
166 including parking privileges for individuals with disabilities under Section [41-1a-414](#).

167 (f) For each individual issued a regular license certificate, limited-term license
168 certificate, or driving privilege card under this section that includes an invisible condition
169 identification symbol, the division shall include in the division's database a brief description of
170 the nature of the individual's invisible condition in the individual's record and provide the brief
171 description to the Utah Criminal Justice Information System.

172 (g) Except as provided in this section, the division may not release the information
173 described in Subsection ~~[(4)(f)]~~ (5)(f).

174 (h) Within 30 days after the day on which the division receives an individual's or the
175 individual's authorized guardian's written request, the division shall:

176 (i) remove from the individual's record in the division's database the invisible condition
177 identification symbol and the brief description described in Subsection ~~[(4)(f)]~~ (5)(f); and

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

180 ~~[(5)]~~ (6) As provided in Section [63G-2-302](#), the information described in Subsection
181 ~~[(4)(a)]~~ (5)(a) is a private record for purposes of Title 63G, Chapter 2, Government Records
182 Access and Management Act.

183 ~~[(6)]~~ (7) (a) (i) The division, upon determining after an examination that an applicant is
184 mentally and physically qualified to be granted a driving privilege, may issue to an applicant a
185 receipt for the fee if the applicant is eligible for a regular license certificate or limited-term
186 license certificate.

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

191 (B) A temporary regular license certificate or a temporary limited-term license
192 certificate issued under this Subsection ~~[(6)]~~ (7) shall be recognized and have the same rights
193 and privileges as a regular license certificate or a limited-term license certificate.

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

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

202 (d) (i) Except as provided in Subsection ~~[(6)(d)(ii)]~~ (7)(d)(ii), the division may not
203 issue a temporary driving privilege card or other temporary permit to an applicant for a driving
204 privilege card.

205 (ii) The division may issue a learner permit issued in accordance with Section
206 [53-3-210.5](#) to an applicant for a driving privilege card.

207 ~~[(7)]~~ (8) (a) The division shall distinguish learner permits, temporary permits, regular
208 license certificates, limited-term license certificates, and driving privilege cards issued to any
209 individual younger than 21 years old by use of plainly printed information or the use of a color
210 or other means not used for other regular license certificates, limited-term license certificates,
211 or driving privilege cards.

212 (b) The division shall distinguish a regular license certificate, limited-term license
213 certificate, or driving privilege card issued to an individual younger than 21 years old by use of

214 a portrait-style format not used for other regular license certificates, limited-term license
215 certificates, or driving privilege cards and by plainly printing the date the regular license
216 certificate, limited-term license certificate, or driving privilege card holder is 21 years old.

217 ~~[(8)]~~ (9) The division shall distinguish a limited-term license certificate by clearly
218 indicating on the document:

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

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

221 ~~[(9)]~~ (10) (a) The division shall only issue a driving privilege card to an individual
222 whose privilege was obtained without providing evidence of lawful presence in the United
223 States as required under Subsection 53-3-205(8).

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

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

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

228 ~~[(10)]~~ (11) The provisions of Subsection ~~[(7)(b)]~~ (8)(b) do not apply to a learner
229 permit, temporary permit, temporary regular license certificate, temporary limited-term license
230 certificate, or any other temporary permit.

231 ~~[(11)]~~ (12) The division shall issue temporary license certificates of the same nature,
232 except as to duration, as the license certificates that they temporarily replace, as are necessary
233 to implement applicable provisions of this section and Section 53-3-223.

234 ~~[(12)]~~ (13) (a) A governmental entity may not accept a driving privilege card as proof
235 of personal identification.

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

238 ~~[(13)]~~ (14) An individual who violates Subsection (2)(b) is guilty of an infraction.

239 ~~[(14)]~~ (15) Unless otherwise provided, the provisions, requirements, classes,
240 endorsements, fees, restrictions, and sanctions under this code apply to a:

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

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

245 Section 2. Section 53-3-805 is amended to read:

246 **53-3-805. Identification card -- Contents -- Specifications.**

247 (1) As used in this section:

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

249 (b) "Health care professional" means the same as that term is defined in Section
250 53-3-207.

251 (c) "Invisible condition" means the same as that term is defined in Section 53-3-207.

252 (d) "Invisible condition identification symbol" means the same as that term is defined
253 in Section 53-3-207.

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

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

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

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

258 (iv) a photograph of the individual;

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

260 (vi) an indication whether the individual intends to make an anatomical gift under Title
261 26B, Chapter 8, Part 3, Revised Uniform Anatomical Gift Act; and

262 (vii) if the individual states that the individual is a veteran of the United States military
263 on the application for an identification card in accordance with Section 53-3-804 and provides
264 verification that the individual received an honorable or general discharge from the United
265 States Armed Forces, an indication that the individual is a United States military veteran for a
266 regular identification card or a limited-term identification card issued on or after July 1, 2011.

267 (b) An identification card issued by the division may not bear the individual's social
268 security number or place of birth.

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

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

273 (4) (a) The division shall include an individual's concealed firearm permit number on
274 the individual's identification card if:

275 (i) the individual requests that the division include the information; and

276 (ii) the individual holds a valid concealed firearm permit under Title 53, Chapter 5,
277 Part 7, Concealed Firearm Act.

278 (b) Within fourteen days after the day on which the individual makes the request
279 described in Subsection (4)(a)(i), the division shall verify with the Bureau of Criminal
280 Identification that the individual holds a valid permit described in Subsection (4)(a)(ii).

281 ~~[(4)]~~ (5) At the applicant's request, the card may include a statement that the applicant
282 has a special medical problem or allergies to certain drugs, for the purpose of medical
283 treatment.

284 ~~[(5)]~~ (6) (a) The division shall include or affix an invisible condition identification
285 symbol on an individual's identification card if the individual or the individual's authorized
286 guardian, on a form prescribed by the department:

287 (i) requests the division to include the invisible condition identification symbol;
288 (ii) provides written verification from a health care professional that the individual is
289 an individual with an invisible condition; and

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

291 (A) the department;

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

295 (C) any other person who may view or receive notice of the individual's medical
296 information by seeing the individual's identification card or the individual's information in the
297 Utah Criminal Justice Information System;

298 (D) a local law enforcement agency that receives a copy of the form described in this
299 Subsection ~~[(5)(a)]~~ (6)(a) and enters the contents of the form into the local law enforcement
300 agency's record management system or computer-aided dispatch system; and

301 (E) a dispatcher who accesses the information regarding the individual's invisible
302 condition through the use of a local law enforcement agency's record management system or
303 computer-aided dispatch system.

304 (b) As part of the form described in Subsection ~~[(5)(a)]~~ (6)(a), the department shall
305 advise the individual or the individual's authorized guardian that by submitting the request and
306 signed waiver, the individual or the individual's authorized guardian consents to the release of

307 the individual's medical information to any person described in Subsection [~~(5)(a)(iii)~~]
308 (6)(a)(iii), even if the person is otherwise ineligible to access the individual's medical
309 information 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 identification card; or

313 (ii) after including the invisible condition identification symbol on the individual's
314 previously issued identification card, require the individual to provide subsequent written
315 verification described in Subsection [~~(5)(a)(ii)~~] (6)(a)(ii) to include the invisible condition
316 identification symbol on the individual's extended identification card.

317 (d) The division shall confirm with the Division of Professional Licensing that the
318 health care professional described in Subsection [~~(5)(a)(ii)~~] (6)(a)(ii) holds a current state
319 license.

320 (e) The inclusion of an invisible condition identification symbol on an individual's
321 identification card in accordance with Subsection [~~(5)(a)~~] (6)(a) does not confer any legal rights
322 or privileges on the individual, including parking privileges for individuals with disabilities
323 under Section [41-1a-414](#).

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

328 (g) Except as provided in this section, the division may not release the information
329 described in Subsection [~~(5)(f)~~] (6)(f).

330 (h) Within 30 days after the day on which the division receives an individual's or the
331 individual's authorized guardian's written request, the division shall:

332 (i) remove from the individual's record in the division's database the invisible condition
333 identification symbol and the brief description described in Subsection [~~(5)(f)~~] (6)(f); and

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

336 [~~(6)~~] (7) As provided in Section [63G-2-302](#), the information described in Subsection
337 [~~(5)(a)~~] (6)(a) is a private record for purposes of Title 63G, Chapter 2, Government Records

338 Access and Management Act.

339 ~~[(7)]~~ (8) (a) The indication of intent under Subsection 53-3-804(2)(j) shall be
340 authenticated by the applicant in accordance with division rule.

341 (b) (i) Notwithstanding Title 63G, Chapter 2, Government Records Access and
342 Management Act, the division may, upon request, release to an organ procurement
343 organization, as defined in Section 26B-8-301, the names and addresses of all individuals who
344 under Subsection 53-3-804(2)(j) indicate that they intend to make an anatomical gift.

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

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

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

348 ~~[(8)]~~ (9) Notwithstanding Title 63G, Chapter 2, Government Records Access and
349 Management Act, the division may release to the Department of Veterans and Military Affairs
350 the names and addresses of all individuals who indicate their status as a veteran under
351 Subsection 53-3-804(2)(l).

352 ~~[(9)]~~ (10) The division and the division's employees are not liable, as a result of false or
353 inaccurate information provided under Subsection 53-3-804(2)(j) or (l), for direct or indirect:

354 (a) loss;

355 (b) detriment; or

356 (c) injury.

357 ~~[(10)]~~ (11) (a) The division may issue a temporary regular identification card to an
358 individual while the individual obtains the required documentation to establish verification of
359 the information described in Subsections 53-3-804(2)(a), (b), (c), (d), and (i)(i).

360 (b) A temporary regular identification card issued under this Subsection ~~[(10)]~~ (11)
361 shall be recognized and grant the individual the same privileges as a regular identification card.

362 (c) A temporary regular identification card issued under this Subsection ~~[(10)]~~ (11) is
363 invalid:

364 (i) when the individual's regular identification card has been issued;

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

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

368 (d) The division shall coordinate with the Department of Corrections in providing an

369 inmate with a temporary regular identification card as described in Section [64-13-10.6](#).

370 Section 3. **Effective date.**

371 This bill takes effect on May 1, 2024.