

HOUSE BILL NO. 5774

February 22, 2022, Introduced by Reps. Aiyash, Brabec, Brann, Young, Sowerby, Neeley, Cynthia Johnson, Puri, Roth, Eisen, Howell, LaGrand, Pohutsky and Sneller and referred to the Committee on Transportation.

A bill to amend 1972 PA 222, entitled

"An act to provide for an official personal identification card; to provide for its form, issuance and use; to regulate the use and disclosure of information obtained from the card; to prescribe the powers and duties of the secretary of state; to prescribe fees; to prescribe certain penalties for violations; and to provide an appropriation for certain purposes,"

by amending sections 1 and 2 (MCL 28.291 and 28.292), section 1 as amended by 2021 PA 105 and section 2 as amended by 2021 PA 73.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. (1) An individual who is a resident of this state may
2 apply to the secretary of state for an official state personal
3 identification card. ~~Upon~~ **Except as otherwise provided in**
4 **subsection (4), upon** application, the applicant shall supply a
5 photographic identity document, a birth certificate or other
6 nonphotographic identity document, and other sufficient documents
7 as the secretary of state may require to verify the identity and
8 citizenship of the applicant. If an applicant for an official state
9 personal identification card is not a citizen of the United States,
10 the applicant shall supply a photographic identity document and
11 other sufficient documents to verify the identity of the applicant
12 and the applicant's legal presence in the United States under
13 subsection ~~(5)~~. **(6)**. The documents required under this subsection
14 must include the applicant's full legal name, date of birth,
15 address, and residency and demonstrate that the applicant is a
16 citizen of the United States or is legally present in the United
17 States. If the applicant's full legal name differs from the name of
18 the applicant that appears on a document presented under this
19 subsection, the applicant shall present documents to verify his or
20 her current full legal name. An application for an official state
21 personal identification card must be made in a manner prescribed by
22 the secretary of state and must contain the applicant's full legal
23 name, date of birth, residence address, height, sex, eye color,
24 signature, intent to be an organ donor, other information required
25 or permitted on the official state personal identification card
26 and, only to the extent to comply with federal law, the applicant's
27 Social Security number. The applicant may provide a mailing address
28 if the applicant receives mail at an address different from his or
29 her residence address. Beginning June 27, 2021, if the applicant is

1 a program participant in the address confidentiality program under
2 the address confidentiality program act, 2020 PA 301, MCL 780.851
3 to 780.873, he or she shall present to the secretary of state his
4 or her participation card issued under the address confidentiality
5 program act, 2020 PA 301, MCL 780.851 to 780.873. For automatic
6 voter registration purposes under section 493a of the Michigan
7 election law, 1954 PA 116, MCL 168.493a, an applicant for an
8 official state personal identification card must indicate on the
9 application or change of address application whether he or she is a
10 citizen of the United States. An application must allow the
11 applicant to indicate that the applicant declines to use the
12 application as a voter registration application.

13 (2) The secretary of state shall accept as 1 of the
14 identification documents required under subsection (1) an
15 identification card issued by the department of corrections to
16 prisoners who are placed on parole or released from a correctional
17 facility, containing the prisoner's legal name, photograph, and
18 other information identifying the prisoner as provided in section
19 37(4) of the corrections code of 1953, 1953 PA 232, MCL 791.237.

20 (3) The secretary of state shall have electronic access to
21 prisoner information maintained by the department of corrections
22 for the purpose of verifying the identity of a prisoner who applies
23 for an official state identification card under subsection (1).

24 **(4) Beginning October 1, 2022, on receipt of application**
25 **documents required under subsection (1), a prisoner's photograph,**
26 **and information on the projected date a prisoner will be released**
27 **on parole or discharged upon completion of his or her maximum**
28 **sentence from the department of corrections as provided under**
29 **section 34c of the corrections code of 1953, 1953 PA 232, MCL**

1 791.234c, the secretary of state shall, to the extent possible,
2 issue an official state personal identification card to the
3 prisoner, if the prisoner is eligible to be issued an official
4 state personal identification card under this act. The secretary of
5 state shall do any of the following:

6 (a) Deliver the official state personal identification card
7 issued pursuant to this section to the department of corrections
8 before the projected date the prisoner issued the official state
9 personal identification card is scheduled to be released on parole
10 or discharged upon completion of his or her maximum sentence.

11 (b) Mail the official state personal identification card
12 issued pursuant to this section as soon as possible to the
13 department of corrections. This subdivision applies if both of the
14 following conditions are met:

15 (i) The secretary could not comply with subdivision (a).

16 (ii) The prisoner is already released on parole or discharged
17 upon the completion of his or her maximum sentence.

18 (5) ~~(4)~~—The secretary of state shall not issue an official
19 state personal identification card to an individual who holds an
20 operator's or chauffeur's license issued under the Michigan vehicle
21 code, 1949 PA 300, MCL 257.1 to 257.923, unless the license has
22 been suspended, revoked, or restricted.

23 (6) ~~(5)~~—If the applicant is not a citizen of the United
24 States, the applicant shall provide, and the department shall
25 verify, documents demonstrating his or her legal presence in the
26 United States. Nothing in this act obligates this state to comply
27 with title II of the real ID act of 2005, Public Law 109-13. The
28 secretary of state may adopt rules under the administrative
29 procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328, as are

1 necessary for the administration of this subsection. A
2 determination by the secretary of state that an applicant is not
3 legally present in the United States may be appealed under section
4 631 of the revised judicature act of 1961, 1961 PA 236, MCL
5 600.631. The secretary of state shall not issue an official state
6 personal identification card to an applicant described in this
7 subsection for a term that exceeds the duration of the applicant's
8 legal presence in the United States.

9 (7) ~~(6)~~—The secretary of state shall not disclose a Social
10 Security number obtained under subsection (1) to another person
11 except for use for 1 or more of the following purposes:

12 (a) Compliance with 49 USC 31301 to 31317 and regulations and
13 rules related to this act.

14 (b) To carry out the purposes of section 466(a) of the social
15 security act, 42 USC 666, in connection with matters relating to
16 paternity, child support, or overdue child support.

17 (c) To the department of health and human services, for
18 comparison with vital records maintained by the department of
19 health and human services under part 28 of the public health code,
20 1978 PA 368, MCL 333.2801 to 333.2899.

21 (d) As otherwise required by law.

22 (8) ~~(7)~~—The secretary of state shall not display an
23 individual's Social Security number on the individual's official
24 state personal identification card.

25 (9) ~~(8)~~—A requirement under this section to include a Social
26 Security number on an application does not apply to an applicant
27 who demonstrates that he or she is exempt under law from obtaining
28 a Social Security number.

29 (10) ~~(9)~~—The secretary of state, with the approval of the

1 state administrative board created under 1921 PA 2, MCL 17.1 to
2 17.3, may enter into agreements with the United States government
3 to verify whether an applicant for an official state personal
4 identification card under this section who is not a citizen of the
5 United States is authorized under federal law to be present in the
6 United States.

7 (11) ~~(10)~~—The secretary of state shall not issue an official
8 state personal identification card to an individual holding an
9 official state personal identification card issued by another state
10 without confirmation that the individual is terminating or has
11 terminated the official state personal identification card issued
12 by the other state.

13 (12) ~~(11)~~—The secretary of state shall do all of the
14 following:

15 (a) Ensure the physical security of locations where official
16 state personal identification cards are produced and the security
17 of document materials and papers from which official state personal
18 identification cards are produced.

19 (b) Subject each person authorized to manufacture or produce
20 official state personal identification cards and each person who
21 has the ability to affect the identity information that appears on
22 official state personal identification cards to appropriate
23 security clearance requirements. The security requirements of this
24 subdivision and subdivision (a) may require that official state
25 personal identification cards be manufactured or produced in this
26 state.

27 (c) Provide fraudulent document recognition programs to
28 secretary of state employees engaged in the issuance of official
29 state personal identification cards.

1 **(13)** ~~(12)~~—If an individual meets the requirements under
2 subsection ~~(13)~~, **(14)**, beginning July 1, 2021, the secretary of
3 state shall allow the individual to elect a communication
4 impediment designation on the application maintained in the central
5 file under section 7 or in another appropriate system that limits
6 access to a person allowed access to public record information by
7 the criminal justice information policy council under the C.J.I.S.
8 policy council act, 1974 PA 163, MCL 28.211 to 28.215, and that
9 allows a person with access to view a communication impediment
10 designation with an official state personal identification card.

11 **(14)** ~~(13)~~—An individual seeking an election for a
12 communication impediment designation under subsection ~~(12)~~—**(13)**
13 shall provide the secretary of state a certification that meets all
14 of the following:

15 (a) Is signed by a physician, physician assistant, certified
16 nurse practitioner, audiologist, speech-language pathologist,
17 psychologist, or physical therapist licensed to practice in this
18 state.

19 (b) Identifies the individual for whom the communication
20 impediment designation is being elected.

21 (c) Attests to the nature of the health condition that may
22 impede communication.

23 **(15)** ~~(14)~~—The secretary of state shall not display an
24 individual's communication impediment designation on the
25 individual's official state personal identification card.

26 **(16)** ~~(15)~~—A person who intentionally makes a false statement
27 of material fact or commits or attempts to commit a deception or
28 fraud on a statement described under subsection ~~(13)~~—**(14)** is guilty
29 of a misdemeanor punishable by imprisonment for not more than 30

1 days or a fine of not more than \$500.00, or both.

2 (17) ~~(16)~~ Subject to subsection ~~(17)~~, **(18)**, the secretary of
 3 state may cancel or revoke a communication impediment designation
 4 elected and maintained under this section if either of the
 5 following circumstances applies:

6 (a) The secretary of state determines that a communication
 7 impediment designation was fraudulently or erroneously elected.

8 (b) The secretary of state determines the communication
 9 impediment designation was abused during a traffic stop.

10 **(18)** ~~(17)~~ The secretary of state shall provide an individual
 11 notice and an opportunity to be heard before canceling or revoking
 12 a communication impediment designation under subsection ~~(16)~~. **(17)**.

13 **(19)** ~~(18)~~ As used in this section, "communication impediment"
 14 means an individual has a health condition that may impede
 15 communication with a police officer, including, but not limited to,
 16 any of the following:

17 (a) Deafness or hearing loss.

18 (b) An autism spectrum disorder.

19 Sec. 2. (1) An official state personal identification card
 20 must contain the following:

21 (a) An identification number permanently assigned to the
 22 individual to whom the card is issued.

23 (b) Except as provided in section 2a, the full legal name,
 24 date of birth, sex, residence address, height, weight, eye color,
 25 digital photographic image, signature of or verification and
 26 certification by the applicant, as determined by the secretary of
 27 state, and expiration date of the official state personal
 28 identification card. If an official state personal identification
 29 card is issued to an individual described in section ~~1(5)~~ **1(6)** who

1 has temporary lawful status, the official state personal
2 identification card must be issued in compliance with 6 CFR 37.21
3 or in compliance with the process established to comply with 6 CFR
4 37.71 by the secretary of state. As used in this subdivision,
5 "temporary lawful status" means that term as defined in 6 CFR 37.3.

6 (c) An indication that the identification card contains 1 or
7 more of the following:

8 (i) The blood type of the individual.

9 (ii) Immunization data of the individual.

10 (iii) Medication data of the individual.

11 (iv) A statement that the individual is deaf.

12 (d) In the case of a holder of an official state personal
13 identification card who has indicated his or her wish to
14 participate in the anatomical gift donor registry under part 101 of
15 the public health code, 1978 PA 368, MCL 333.10101 to 333.10123, a
16 heart insignia on the front of the official state personal
17 identification card.

18 (e) If requested by an individual who is a veteran as that
19 term is defined in section 1 of 1965 PA 190, MCL 35.61, a
20 designation that the individual is a veteran. The designation must
21 be in a style and format considered appropriate by the secretary of
22 state. The secretary of state shall require proof of discharge or
23 separation of service from the armed forces of this state, another
24 state, or the United States, and the nature of that discharge, for
25 the purposes of verifying an individual's status as a veteran under
26 this subdivision. The secretary of state shall consult with the
27 department of military and veterans affairs in determining the
28 proof that must be required to identify an individual's status as a
29 veteran for the purposes of this subsection. The secretary of state

1 may provide the department of military and veterans affairs and
2 agencies of the counties of this state that provide veteran
3 services with information provided by an applicant under this
4 subsection for the purpose of veterans' benefits eligibility
5 referral.

6 (f) Physical security features designed to prevent tampering,
7 counterfeiting, or duplication of the official state personal
8 identification card for fraudulent purposes.

9 (2) In conjunction with the application for an official state
10 personal identification card, the secretary of state shall do all
11 of the following:

12 (a) Provide the applicant with all of the following:

13 (i) Information explaining the applicant's right to make an
14 anatomical gift in the event of death under part 101 of the public
15 health code, 1978 PA 368, MCL 333.10101 to 333.10123, and in
16 accordance with this section.

17 (ii) Information describing the donor registry program
18 maintained by Michigan's federally designated organ procurement
19 organization or its successor organization under section 10120 of
20 the public health code, 1978 PA 368, MCL 333.10120. The information
21 required under this subparagraph must include the address and
22 telephone number of Michigan's federally designated organ
23 procurement organization or its successor organization as described
24 in section 10120 of the public health code, 1978 PA 368, MCL
25 333.10120.

26 (iii) Information giving the applicant the opportunity to have
27 his or her name placed on the registry described in subparagraph

28 (ii).

29 (b) Provide the applicant with the opportunity to specify on

1 his or her official state personal identification card that he or
2 she is willing to make an anatomical gift in the event of death
3 under part 101 of the public health code, 1978 PA 368, MCL
4 333.10101 to 333.10123, and in accordance with this section.

5 (c) Inform the applicant that, if he or she indicates to the
6 secretary of state under this section a willingness to have his or
7 her name placed on the donor registry described in subdivision
8 (a) (ii), the secretary of state will mark the applicant's record for
9 the donor registry.

10 (3) The secretary of state may fulfill the requirements of
11 subsection (2) by 1 or more of the following methods:

12 (a) Providing printed material enclosed with a mailed notice
13 for the issuance or renewal of an official state personal
14 identification card.

15 (b) Providing printed material to an applicant who personally
16 appears at a secretary of state branch office.

17 (c) Through electronic information transmittals for
18 applications processed by electronic means.

19 (4) The secretary of state shall prescribe the form of the
20 official state personal identification card. The secretary of state
21 shall designate a space on the official state personal
22 identification card where the applicant may place a sticker or
23 decal of a uniform size as the secretary may specify to indicate
24 that the cardholder carries a separate emergency medical
25 information card. The sticker or decal may be provided by any
26 person, hospital, school, medical group, or association interested
27 in assisting in implementing the emergency medical information
28 card, but must meet the specifications of the secretary of state.
29 The sticker or decal also may be used to indicate that the

1 cardholder has designated 1 or more patient advocates in accordance
2 with section 5506 of the estates and protected individuals code,
3 1998 PA 386, MCL 700.5506. The emergency medical information card,
4 carried separately by the cardholder, may contain the information
5 described in subsection (2)(c), information concerning the
6 cardholder's patient advocate designation, other emergency medical
7 information, or an indication as to where the cardholder has stored
8 or registered emergency medical information. An original official
9 state personal identification card or the renewal of an existing
10 official state personal identification card issued to an individual
11 less than 21 years of age must be portrait or vertical in form, and
12 an official state personal identification card issued to an
13 individual 21 years of age or over must be landscape or horizontal
14 in form. Except as otherwise required in this act, other
15 information required on the official state personal identification
16 card under this act may appear on the official state personal
17 identification card in a form prescribed by the secretary of state.

18 (5) The official state personal identification card must not
19 contain a fingerprint or finger image of the applicant.

20 (6) Except as provided in this subsection, the secretary of
21 state shall retain and use an individual's digital photographic
22 image and signature described in subsection (1)(b) only for
23 programs administered by the secretary of state as specifically
24 authorized by law. An individual's digital photographic image or
25 signature must only be used as follows:

26 (a) By a federal, state, or local governmental agency for a
27 law enforcement purpose authorized by law.

28 (b) By the secretary of state for a use specifically
29 authorized by law.

1 (c) By the secretary of state for forwarding to the department
2 of state police the images of individuals required to be registered
3 under the sex offenders registration act, 1994 PA 295, MCL 28.721
4 to 28.730, upon the department of state police providing the
5 secretary of state an updated list of those individuals.

6 (d) By the secretary of state for forwarding to the department
7 of state police a digitized photograph taken of the applicant for
8 an official state personal identification card for use as provided
9 in section 5c of 1927 PA 372, MCL 28.425c.

10 (e) By the secretary of state for forwarding to the department
11 of licensing and regulatory affairs the images of applicants for an
12 official state registry identification card issued under section 6
13 of the Michigan Medical Marihuana Act, 2008 IL 1, MCL 333.26426, if
14 the department of licensing and regulatory affairs promulgates
15 rules requiring a photograph as a design element for an official
16 state registry identification card.

17 (f) As necessary to comply with a law of this state or the
18 United States.

19 (7) If an individual presents evidence of statutory blindness
20 as provided in 1978 PA 260, MCL 393.351 to 393.368, and is issued
21 or is the holder of an official state personal identification card,
22 the secretary of state shall mark the individual's official state
23 personal identification card in a manner that clearly indicates
24 that the cardholder is legally blind.

25 (8) The secretary of state shall maintain a record of an
26 individual who indicates a willingness to have his or her name
27 placed on the donor registry described in subsection (2) (a) (ii) .
28 Information about an individual's indication of a willingness to
29 have his or her name placed on the donor registry that is obtained

1 by the secretary of state and forwarded under this section is
2 exempt from disclosure under section 13(1)(d) of the freedom of
3 information act, 1976 PA 442, MCL 15.243. As required in section
4 10120 of the public health code, 1978 PA 368, MCL 333.10120, the
5 secretary of state shall establish and maintain the donor registry
6 in a manner that complies with that section and that provides
7 electronic access, including, but not limited to, the transfer of
8 data to this state's federally designated organ procurement
9 organization or its successor organization, tissue banks, and eye
10 banks.

11 (9) An official state personal identification card may contain
12 an identifier for voter registration purposes.

13 (10) An official state personal identification card must
14 contain information appearing in electronic or machine-readable
15 codes needed to conduct a transaction with the secretary of state.
16 The information must be limited to the information described in
17 subsection (1)(a) and (b) except for the individual's digital
18 photographic image and signature or verification and certification,
19 state of issuance, and other information necessary for use with
20 electronic devices, machine readers, or automatic teller machines
21 and must not contain the individual's driving record or other
22 personal identifier. The official state personal identification
23 card must identify the encoded information.

24 (11) An official state personal identification card must be
25 issued only upon authorization of the secretary of state, and must
26 be manufactured in a manner to prohibit as nearly as possible the
27 ability to reproduce, alter, counterfeit, forge, or duplicate the
28 official state personal identification card without ready
29 detection.

1 (12) Except as otherwise provided in this act, an applicant
2 shall pay a fee of \$10.00 to the secretary of state for each
3 original or renewal official state personal identification card
4 issued. The secretary of state shall not assess a late renewal fee
5 for an official state personal identification card that expires on
6 or after March 1, 2020 and is renewed before March 31, 2021. The
7 secretary of state shall not assess a late renewal fee for an
8 official state personal identification card that expires after
9 March 31, 2021 but before August 1, 2021 and is renewed within 120
10 days after the date of the expiration. The secretary of state
11 shall, upon an applicant's request, reimburse a late renewal fee
12 assessed and collected for an official state personal
13 identification card that expires after March 31, 2021 but before
14 August 1, 2021 and is renewed within 120 days after the date of the
15 expiration of the official state personal identification card. The
16 department of treasury shall deposit the fees received and
17 collected under this section in the state treasury to the credit of
18 the general fund. The legislature shall appropriate the fees
19 credited to the general fund under this act to the secretary of
20 state for the administration of this act. Appropriations from the
21 Michigan transportation fund created under section 10 of 1951 PA
22 51, MCL 247.660, must not be used to compensate the secretary of
23 state for costs incurred and services performed under this section.

24 (13) An original or renewal official state personal
25 identification card expires on the birthday of the individual to
26 whom it is issued in the fourth year following the date of issuance
27 or on the date the individual is no longer considered to be legally
28 present in the United States under section 1, whichever is earlier.
29 The secretary of state shall not issue an official state personal

1 identification card under this act for a period greater than 4
2 years. Except as provided in this subsection, the secretary of
3 state may issue a renewal official state personal identification
4 card for 1 additional 4-year period or beginning on July 1, 2021,
5 for 2 additional 4-year periods, by mail or by other methods
6 prescribed by the secretary of state. The secretary of state shall
7 require renewal in person by an individual required under section
8 5a of the sex offenders registration act, 1994 PA 295, MCL 28.725a,
9 to maintain a valid operator's or chauffeur's license or official
10 state personal identification card.

11 (14) The secretary of state shall waive the fee under this
12 section if the applicant is any of the following:

13 (a) An individual 65 years of age or older.

14 (b) An individual who has had his or her operator's or
15 chauffeur's license suspended, revoked, or denied under the
16 Michigan vehicle code, 1949 PA 300, MCL 257.1 to 257.923, because
17 of a mental or physical infirmity or disability.

18 (c) An individual who presents evidence of statutory blindness
19 as provided in 1978 PA 260, MCL 393.351 to 393.368.

20 (d) An individual who presents evidence of 1 or more of the
21 following:

22 (i) A notice of case action from the department of health and
23 human services indicating that the individual is a participant in 1
24 or both of the following programs and is making his or her
25 application for an official state personal identification card
26 during a period in which he or she is receiving benefits:

27 (A) The family independence program.

28 (B) The state disability assistance program.

29 (ii) A United States Social Security Administration benefit

1 award letter indicating the applicant is currently receiving
2 payments under the federal supplemental security income program as
3 that term is defined in section 57 of the social welfare act, 1939
4 PA 280, MCL 400.57, or the Social Security disability income
5 program.

6 (iii) A United States Social Security Administration benefit
7 verification letter indicating the applicant is currently receiving
8 payments under the federal supplemental security income program as
9 that term is defined in section 57 of the social welfare act, 1939
10 PA 280, MCL 400.57, or the Social Security disability income
11 program.

12 (e) An individual who decides to add or remove a heart
13 insignia described in subsection (1) (d).

14 (f) An individual who is a veteran as that term is defined in
15 section 1 of 1965 PA 190, MCL 35.61. The secretary of state shall
16 require an individual who seeks a waiver of the fee under this
17 subdivision to provide the secretary of state the same
18 documentation required for a veteran designation under subsection
19 (1) (e) before granting the fee waiver.

20 (g) An individual who presents both of the following:

21 (i) A homeless verification letter that states that the
22 individual meets the definition of category 1 homeless as that term
23 is defined by the United States Department of Housing and Urban
24 Development. A letter provided as evidence under this subparagraph
25 must be submitted on the official letterhead of a public service
26 agency. The secretary of state may verify the information contained
27 in the letter with the agency of issuance before issuing an
28 official state personal identification card.

29 (ii) A photo identification card generated from the United

1 States Department of Housing and Urban Development Homeless
2 Management Information System.

3 (15) An individual who has been issued an official state
4 personal identification card shall apply for a renewal official
5 state personal identification card if the individual changes his or
6 her name.

7 (16) An individual who has been issued an official state
8 personal identification card shall apply for a corrected
9 identification card if he or she changes his or her residence
10 address. The secretary of state may correct the address on an
11 official state personal identification card by a method prescribed
12 by the secretary of state. A fee must not be charged for a change
13 of residence address.

14 (17) An individual who has been issued an official state
15 personal identification card may apply for a renewal official state
16 personal identification card for 1 or more of the following
17 reasons:

18 (a) The individual wants to change any information on the
19 official state personal identification card.

20 (b) An official state personal identification card issued
21 under this act is lost, destroyed, or mutilated, or becomes
22 illegible.

23 (18) An individual may indicate on an official state personal
24 identification card in a place designated by the secretary of state
25 his or her blood type, emergency contact information, immunization
26 data, medication data, or a statement that the individual is deaf.

27 (19) The secretary of state shall develop and shall, in
28 conjunction with the department of state police, implement a
29 process using the L.E.I.N. or any other appropriate system that

1 limits access to law enforcement that allows law enforcement
2 agencies of this state to access emergency contact information and,
3 beginning July 1, 2021, to view a communication impediment
4 designation that the holder of an official state personal
5 identification card has voluntarily provided to the secretary of
6 state.

7 (20) If an applicant provides proof to the secretary of state
8 that he or she is a minor who has been emancipated under 1968 PA
9 293, MCL 722.1 to 722.6, the official state personal identification
10 card must bear the designation of the individual's emancipated
11 status in a manner prescribed by the secretary of state.

12 (21) The secretary of state shall inquire of each individual
13 who applies for or who holds an official state personal
14 identification card, in person or by mail, whether he or she agrees
15 to participate in the anatomical gift donor registry under part 101
16 of the public health code, 1978 PA 368, MCL 333.10101 to 333.10123.
17 An individual who has agreed to participate in the donor registry
18 is not considered to have revoked that agreement solely because the
19 individual's official state personal identification card has
20 expired. Enrollment in the donor registry is a legal agreement that
21 remains binding and in effect after the donor's death regardless of
22 the expressed desires of the deceased donor's next of kin who may
23 oppose the donor's anatomical gift.

24 (22) A valid official state personal identification card
25 presented by the individual to whom the card is issued is
26 considered the same as a valid state of Michigan driver license
27 when identification is requested except as otherwise specifically
28 provided by law.

29 (23) Beginning July 1, 2021, if an official state personal

1 identification card issued under this act is lost, destroyed, or
2 mutilated, or becomes illegible, the individual to whom the
3 official state personal identification card was issued may obtain a
4 duplicate upon the payment of the fee required in subsection (24)
5 and upon furnishing proof satisfactory to the secretary of state
6 that the official state personal identification card has been lost,
7 destroyed, or mutilated, or has become illegible.

8 (24) Except as otherwise provided in subsection (25), for each
9 duplicate official state personal identification card, and for each
10 correction of an official state personal identification card,
11 beginning July 1, 2021, an individual may apply for renewal of the
12 official state personal identification card and pay the renewal fee
13 prescribed in this act or the individual may, at his or her option
14 and upon payment of the fee prescribed in this section, apply for a
15 duplicate official state personal identification card that expires
16 on the same date as the official state personal identification card
17 that was lost, destroyed, or mutilated, or became illegible. The
18 fee for a duplicate official state personal identification card is
19 \$10.00. A renewal fee must not be charged for a change of address,
20 a correction required to correct a department error, or to add or
21 remove a heart insignia described in subsection (1)(d).

22 (25) Except with regard to an individual who is less than 21
23 years of age, for each duplicate official state personal
24 identification card, and for each correction of an official state
25 personal identification card, beginning July 1, 2021, an individual
26 shall apply for renewal of the official state personal
27 identification card and pay the renewal fee prescribed in this act
28 if the official state personal identification card was due to
29 expire within the next 12 months. Except as otherwise provided in

1 this act, an official state personal identification card renewed
2 under this subsection or subsection (24) must be renewed for the
3 combined period of the time remaining on the official state
4 personal identification card before its renewal and the 4-year
5 renewal period.

6 (26) Notwithstanding subsection (13), an official state
7 personal identification card that expires on or after March 1, 2020
8 is considered valid until March 31, 2021. Notwithstanding
9 subsection (13), an official state personal identification card
10 that expires after March 31, 2021 but before August 1, 2021 is
11 considered valid until 120 days after the date of the expiration.
12 If the secretary of state receives an application to renew an
13 official state personal identification card that expires on or
14 after March 1, 2020 before March 31, 2021, the secretary of state
15 shall process the application as a renewal of an existing official
16 state personal identification card. If the secretary of state
17 receives an application to renew an official state personal
18 identification card that expires after March 31, 2021 but before
19 August 1, 2021, the secretary of state shall process the
20 application as a renewal of an existing official state personal
21 identification card until 120 days after the date of the
22 expiration.

23 (27) As used in this section:

24 (a) "Communication impediment" means an individual has a
25 health condition that may impede communication with a police
26 officer, including, but not limited to, the following:

27 (i) Deafness or hearing loss.

28 (ii) An autism spectrum disorder.

29 (b) "Emergency contact information" means the name, telephone

1 number, or address of an individual that is used for the sole
2 purpose of contacting that individual when the holder of an
3 official state personal identification card has been involved in an
4 emergency.

5 Enacting section 1. This amendatory act does not take effect
6 unless all of the following bills of the 101st Legislature are
7 enacted into law:

8 (a) House Bill No. 5382.

9 (b) Senate Bill No. ____ or House Bill No. ____ (request no.
10 05622'21).