

# SENATE BILL No. 176

March 14, 1991, Introduced by Senator EHLERS and referred to the Committee on Health Policy.

A bill to amend section 2 of Act No. 222 of the Public Acts of 1972, entitled

"An act to provide for an official personal identification card; to provide for its form, issuance and use; to provide for certain duties of the secretary of state; and to prescribe certain penalties for violations,"

as amended by Act No. 125 of the Public Acts of 1989, being section 28.292 of the Michigan Compiled Laws.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Section 1. Section 2 of Act No. 222 of the Public Acts of  
2 1972, as amended by Act No. 125 of the Public Acts of 1989, being  
3 section 28.292 of the Michigan Compiled Laws, is amended to read  
4 as follows:

5       Sec. 2. (1) The official state personal identification card  
6 shall contain ~~an~~ EACH OF THE FOLLOWING:

1 (A) AN identification number permanently assigned to the  
2 person. ~~and the~~

3 (B) THE name, date of birth, sex, residential address,  
4 height, weight, AND eye color ~~, an~~ OF THE PERSON.

5 (C) AN imprinted photograph ~~, and the~~ OF THE PERSON.

6 (D) THE QUESTION "DO YOU WISH TO DONATE ORGANS AND TISSUE IN  
7 THE EVENT OF YOUR DEATH?" ON THE FACE OF THE PERSONAL IDENTIFI-  
8 CATION CARD, FOLLOWED BY A BOX LABELED "YES" AND A BOX LABELED  
9 "NO".

10 (E) THE signature of the person to whom the identification  
11 card is issued ~~and shall be in a form prescribed by the secre-~~  
12 ~~tary of state~~ AFTER THE QUESTION REQUIRED UNDER SUBDIVISION  
13 (D) .

14 (2) BEFORE OR AT THE TIME A PERSON APPLIES FOR AN OFFICIAL  
15 STATE PERSONAL IDENTIFICATION CARD, THE SECRETARY OF STATE SHALL  
16 DO THE FOLLOWING:

17 (A) PROVIDE THE APPLICANT WITH A WRITTEN EXPLANATION OF THE  
18 APPLICANT'S RIGHT TO MAKE AN ANATOMICAL GIFT IN ACCORDANCE WITH  
19 THIS SECTION.

20 (B) REQUIRE THE APPLICANT TO MARK THE "YES" OR "NO" BOX THAT  
21 FOLLOWS THE QUESTION IDENTIFIED IN SUBSECTION (1)(D) BEFORE SIGN-  
22 ING THE IDENTIFICATION CARD.

23 (3) AT THE TIME AN OFFICIAL STATE PERSONAL IDENTIFICATION  
24 CARD IS ISSUED TO A PERSON UNDER THIS ACT, THE SECRETARY OF STATE  
25 SHALL PROVIDE THAT PERSON WITH A STICKER THAT THE PERSON MAY  
26 ATTACH TO THE REVERSE SIDE OF THE ISSUED CARD, AND UPON WHICH  
27 THAT PERSON MAY DESIGNATE ANY OF THE FOLLOWING PURSUANT TO PART

1 101 OF THE PUBLIC HEALTH CODE, ACT NO. 368 OF THE PUBLIC ACTS OF  
2 1978, BEING SECTIONS 333.10101 TO 333.10109 OF THE MICHIGAN  
3 COMPILED LAWS:

4 (A) EACH LIMITATION, IF ANY, HE OR SHE IMPOSES UPON A DONA-  
5 TION OR GIFT OF ORGANS AND TISSUE MADE UPON THE FACE OF THE  
6 CARD.

7 (B) ADDITIONAL ANATOMICAL GIFTS OR DONATIONS HE OR SHE IS  
8 MAKING, INCLUDING THE GIFT OR DONATION OF HIS OR HER ENTIRE  
9 BODY.

10 (C) THE RESCISSION OF A GIFT DESIGNATION APPEARING UPON THE  
11 FACE OF THE CARD, OR THE ELECTION TO MAKE A GIFT THAT DOES NOT  
12 APPEAR ON THE FACE OF THE CARD.

13 (4) A PERSON SHALL NOT ATTACH A STICKER DESCRIBED IN SUBSEC-  
14 TION (3) TO HIS OR HER OFFICIAL STATE PERSONAL IDENTIFICATION  
15 CARD UNLESS HE OR SHE HAS COMPLETED AND SIGNED THE STICKER. A  
16 TERM ON A STICKER THAT IS INCONSISTENT WITH A TERM ON THE FACE OF  
17 THE CARD ISSUED TO THAT PERSON UNDER THIS ACT SUPERSEDES THE  
18 INCONSISTENT TERM APPEARING ON THE FACE OF THAT CARD.

19 (5) An official state personal identification card SHALL BE  
20 IN A FORM PRESCRIBED BY THE SECRETARY OF STATE, shall be issued  
21 only upon authorization of the secretary of state, and shall be  
22 manufactured in a manner to prohibit as nearly as possible the  
23 ability to reproduce, alter, counterfeit, forge, or duplicate the  
24 identification card without ready detection. An official state  
25 personal identification card shall not be issued to a person who  
26 holds an operator's or chauffeur's license issued pursuant to the  
27 Michigan vehicle code, Act No. 300 of the Public Acts of 1949,

1 being sections 257.1 to 257.923 of the Michigan Compiled Laws,  
2 unless the license has been suspended, revoked, or restricted. A  
3 fee of \$6.00 shall be paid to the secretary of state by the  
4 applicant for each original or replacement identification card  
5 issued. If an identification card issued under this act is lost,  
6 destroyed, or mutilated, or becomes illegible, the person to whom  
7 the identification card was issued may obtain a replacement iden-  
8 tification card. Except as provided in subsection ~~(7)~~ (11), an  
9 official state personal identification card shall expire on the  
10 birthday of the person to whom it is issued in the fourth year  
11 following the date of issuance and shall not be issued for a  
12 period greater than 4 years. An official state personal identi-  
13 fication card may be renewed within 45 days before the expiration  
14 of the card upon application and payment of a \$6.00 fee.  
15 However, the secretary of state, for good cause shown, may accept  
16 an application and fee for renewal up to 6 months before the  
17 expiration of the card. A fee under this section is not required  
18 if the applicant is a person 65 years of age or older, is a  
19 person who has had his or her operator's or chauffeur's license  
20 suspended, revoked, or denied under Act No. 300 of the Public  
21 Acts of 1949 because of a mental or physical infirmity or dis-  
22 ability, or is a person who presents evidence of blindness as  
23 provided in Act No. 260 of the Public Acts of 1978, being sec-  
24 tions 393.351 to 393.368 of the Michigan Compiled Laws. The fees  
25 received and collected under this act shall be deposited by the  
26 secretary of state in the state treasury to the credit of the

1 general fund. The legislature shall appropriate money for the  
2 administration of this act.

3 (6) ~~-(2)-~~ If the person identified by an official state per-  
4 sonal identification card presents evidence of blindness as pro-  
5 vided in Act No. 260 of the Public Acts of 1978, the secretary of  
6 state shall mark the person's card in a manner which clearly  
7 indicates that the cardholder is legally blind.

8 (7) ~~-(3)-~~ A person who has been issued an official state  
9 personal identification card shall apply for a new official state  
10 personal identification card if the person changes his or her  
11 name. A fee of \$6.00 shall be paid to the secretary of state by  
12 the applicant for an identification card under this subsection.

13 (8) ~~-(4)-~~ A person who has been issued an official state  
14 personal identification card shall apply for a corrected identi-  
15 fication card if he or she changes his or her residential  
16 address. The secretary of state shall correct the address on an  
17 identification card by affixing a label containing the correct  
18 address on the back of the card. A fee shall not be charged for  
19 a change of residential address.

20 (9) ~~-(5)-~~ Except as provided under subsections ~~-(3)-~~ and ~~-(4)-~~  
21 (7) AND (8), a person who has been issued an official state per-  
22 sonal identification card may apply for a new official state per-  
23 sonal identification card for the purpose of changing any infor-  
24 mation on the card. A fee of \$6.00 shall be paid to the secre-  
25 tary of state by the applicant for an identification card under  
26 this subsection.

1       (10) ~~—(6)—~~ The secretary of state shall establish and  
2 maintain a computerized central file of the information contained  
3 on application forms received under this act. The computerized  
4 central file shall be interfaced with the law enforcement infor-  
5 mation network as provided in the L.E.I.N. policy council act of  
6 1974, Act No. 163 of the Public Acts of 1974, being sections  
7 28.211 to 28.216 of the Michigan Compiled Laws.

8       (11) ~~—(7)—~~ An official state personal identification card  
9 issued before October 1, 1985 shall expire on the cardholder's  
10 birthday in 1987.

11       (12) ~~—(8)—~~ The secretary of state, when issuing an official  
12 state personal identification card to a person who at the time of  
13 application is less than 20-1/2 years of age, shall code the card  
14 in a manner ~~—which—~~ THAT clearly identifies the cardholder as  
15 being less than 21 years of age.

16       Section 2. This amendatory act shall not take effect unless  
17 all of the following bills of the 86th Legislature are enacted  
18 into law:

19       (a) Senate Bill No. 90.

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21       (b) Senate Bill No.175.

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