



# HOUSE BILL No. 5494

April 26 1994 Introduced by Reps Ciaramitaro and Dolan and referred to the Committee on Transportation

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

'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~~ AN official state personal identification  
6 card shall contain an identification number permanently assigned  
7 to the person and the name, date of birth, sex residential

1 address, height, weight, eye color, ~~an imprinted photograph~~  
2 IMAGE, and ~~the~~ signature of the person to whom the identifica-  
3 tion card is issued ~~and~~ THE SECRETARY OF STATE shall ~~be in a~~  
4 PRESCRIBE THE form ~~prescribed by the secretary of state~~ OF THE  
5 IDENTIFICATION CARD BEGINNING JANUARY 1, 1996, THE SECRETARY OF  
6 STATE MAY RETAIN AND USE ANY OF THE INFORMATION DESCRIBED IN THIS  
7 SUBSECTION ONLY FOR PROGRAMS ADMINISTERED BY THE SECRETARY OF  
8 STATE THE SECRETARY OF STATE SHALL NOT USE A PERSON'S IMAGE OR  
9 SIGNATURE FOR A PURPOSE NOT DESCRIBED IN THIS SUBSECTION UNLESS  
10 SPECIFIC ENABLING LEGISLATION PERMITTING THE USE IS ENACTED INTO  
11 LAW

12 (2) IF A PERSON PRESENTS EVIDENCE OF STATUTORY BLINDNESS AS  
13 PROVIDED IN ACT NO 260 OF THE PUBLIC ACTS OF 1978, BEING SEC-  
14 TIONS 393 351 TO 393 368 OF THE MICHIGAN COMPILED LAWS, AND IS  
15 ISSUED OR IS THE HOLDER OF AN OFFICIAL STATE PERSONAL IDENTIFICA-  
16 TION CARD, THE SECRETARY OF STATE SHALL MARK THE PERSON'S IDENTI-  
17 FICATION CARD IN A MANNER THAT CLEARLY INDICATES THAT THE CARD-  
18 HOLDER IS LEGALLY BLIND

19 (3) IF THE SECRETARY OF STATE ISSUES AN OFFICIAL STATE PER-  
20 SONAL IDENTIFICATION CARD TO A PERSON WHO AT THE TIME OF APPLICA-  
21 TION IS 20-1/2 YEARS OF AGE OR LESS, THE SECRETARY OF STATE SHALL  
22 MARK THE PERSON'S IDENTIFICATION CARD IN A MANNER THAT CLEARLY  
23 INDICATES THAT THE CARDHOLDER IS LESS THAN 21 YEARS OF AGE

24 (4) AN OFFICIAL STATE PERSONAL IDENTIFICATION CARD MAY CON-  
25 TAIN AN IDENTIFIER FOR VOTER REGISTRATION PURPOSES BEGINNING  
26 JANUARY 1, 1996, AN OFFICIAL STATE PERSONAL IDENTIFICATION CARD  
27 MAY CONTAIN INFORMATION APPEARING IN ELECTRONIC OR MACHINE

1 READABLE CODES NEEDED TO CONDUCT A TRANSACTION WITH THE SECRETARY  
2 OF STATE

3 (5) An official state personal identification card shall be  
4 issued only upon authorization of the secretary of state, and  
5 shall be manufactured in a manner to prohibit as nearly as possi-  
6 ble the ability to reproduce, alter, counterfeit, forge, or  
7 duplicate the identification card without ready detection

8 (6) ~~An~~ THE SECRETARY OF STATE SHALL NOT ISSUE AN official  
9 state personal identification card ~~shall not be issued~~ to a  
10 person who holds an operator's or chauffeur s license issued pur-  
11 suant to the Michigan vehicle code, Act No 300 of the Public  
12 Acts of 1949, being sections 257 1 to 257 923 of the Michigan  
13 Compiled Laws, unless the license has been suspended, revoked, or  
14 restricted

15 (7) ~~A~~ EXCEPT AS OTHERWISE PROVIDED IN THIS ACT, AN APPLI-  
16 CANT SHALL PAY A fee of \$6 00 ~~shall be paid~~ to the secretary of  
17 state ~~by the applicant~~ for each original or ~~replacement~~  
18 RENEWAL identification card issued ~~If an identification card~~  
19 ~~issued under this act is lost, destroyed or mutilated or~~  
20 ~~becomes illegible, the person to whom the identification card was~~  
21 ~~issued may obtain a replacement identification card~~ Except as  
22 ~~provided in subsection (7), an~~ THE DEPARTMENT OF TREASURY SHALL  
23 DEPOSIT THE FEES RECEIVED AND COLLECTED UNDER THIS SECTION IN THE  
24 STATE TREASURY TO THE CREDIT OF THE GENERAL FUND THE LEGISLA-  
25 TURE SHALL APPROPRIATE THE FEES CREDITED TO THE GENERAL FUND  
26 UNDER THIS ACT TO THE SECRETARY OF STATE FOR THE ADMINISTRATION  
27 OF THIS ACT

1 (8) AN ORIGINAL OR RENEWAL official state personal  
 2 identification card shall expire on the birthday of the person to  
 3 whom it is issued in the fourth year following the date of  
 4 issuance ~~and~~ THE SECRETARY OF STATE shall not ~~be issued~~  
 5 ISSUE AN OFFICIAL STATE PERSONAL IDENTIFICATION CARD UNDER THIS  
 6 ACT for a period greater than 4 years ~~An official state per-~~  
 7 ~~sonal identification card may be renewed within 45 days before~~  
 8 ~~the expiration of the card upon application and payment of a~~  
 9 ~~\$6.00 fee~~ However, the secretary of state, for good cause  
 10 shown, may accept an application and fee for renewal up to 6  
 11 months before the expiration of the card A PERSON MAY APPLY FOR  
 12 A RENEWAL OF AN OFFICIAL STATE PERSONAL IDENTIFICATION CARD BY  
 13 MAIL OR BY OTHER METHODS PRESCRIBED BY THE SECRETARY OF STATE

14 (9) THE SECRETARY OF STATE SHALL WAIVE THE fee under this  
 15 section ~~is not required~~ if the applicant is a person 65 years  
 16 of age or older, is a person who has had his or her operator s or  
 17 chauffeur s license suspended, revoked, or denied under Act  
 18 No 300 of the Public Acts of 1949 because of a mental or phys1-  
 19 cal infirmity or disability, or is a person who presents evidence  
 20 of STATUTORY blindness as provided in Act No 260 of the Public  
 21 Acts of 1978 ~~, being sections 393-351 to 393-368 of the~~  
 22 ~~Michigan Compiled Laws~~ The fees received and collected under  
 23 this act shall be deposited by the secretary of state in the  
 24 state treasury to the credit of the general fund The legisla-  
 25 ture shall appropriate money for the administration of this act  
 26 (2) ~~If the person identified by an official state personal~~  
 27 ~~identification card presents evidence of blindness as provided in~~

~~1 Act No 260 of the Public Acts of 1978, the secretary of state~~  
~~2 shall mark the person's card in a manner which clearly indicates~~  
~~3 that the cardholder is legally blind~~

4 (10) ~~(3)~~ A person who has been issued an official state  
 5 personal identification card shall apply for a ~~new~~ RENEWAL  
 6 official state personal identification card if the person changes  
 7 his or her name ~~A fee of \$6.00 shall be paid to the secretary~~  
~~8 of state by the applicant for an identification card under this~~  
~~9 subsection~~

10 (11) ~~(4)~~ A person who has been issued an official state  
 11 personal identification card shall apply for a corrected identi-  
 12 fication card if he or she changes his or her residential  
 13 address The secretary of state ~~shall~~ MAY correct the address  
 14 on an identification card by ~~affixing a label containing the~~  
 15 ~~correct address on the back of the card~~ A METHOD PRESCRIBED BY  
 16 THE SECRETARY OF STATE A fee shall not be charged for a change  
 17 of residential address

18 (12) ~~(5)~~ Except as OTHERWISE provided ~~under~~ IN subsec-  
 19 tions ~~(3)~~ (10) and ~~(4)~~ (11), a person who has been issued an  
 20 official state personal identification card may apply for a ~~new~~  
 21 RENEWAL official state personal identification card for ~~the pur-~~  
 22 ~~pose of changing~~ 1 OR MORE OF THE FOLLOWING REASONS

23 (A) THE PERSON WANTS TO CHANGE any information on the  
 24 IDENTIFICATION 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 (B) AN IDENTIFICATION CARD ISSUED UNDER THIS ACT IS LOST,  
2 DESTROYED, MUTILATED, OR BECOMES ILLEGIBLE

3 (13) ~~(6)~~ The secretary of state shall establish and main-  
4 tain a computerized central file of the information contained on  
5 application forms received under this act The computerized cen-  
6 tral file shall be interfaced with the law enforcement informa-  
7 tion network as provided in the L E I N policy council act of  
8 1974, Act No 163 of the Public Acts of 1974, being sections  
9 28 211 to 28 216 of the Michigan Compiled Laws

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

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

18 Section 2 This amendatory act shall take effect January 1,  
19 1995

20 Section 3 This amendatory act shall not take effect unless  
21 Senate Bill No \_\_\_\_ or House Bill No \_\_\_\_ (request  
22 no 01663'93 \*) of the 87th Legislature is enacted into law