



# HOUSE BILL No. 5670

March 12, 1996, Introduced by Reps. Bankes, Gubow, Freeman, Pitoniak, Oxender, Martinez, Baade, Price, Cherry, Gire, LaForge and Dalman and referred to the Committee on Commerce.

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

1 height, weight, eye color, an imprinted photograph, and the  
2 signature of the person to whom the identification card is issued  
3 and shall be in a form prescribed by the secretary of state. An  
4 official state personal identification card shall be issued only  
5 upon authorization of the secretary of state, and shall be manu-  
6 factured in a manner to prohibit as nearly as possible the abil-  
7 ity to reproduce, alter, counterfeit, forge, or duplicate the  
8 identification card without ready detection. An official state  
9 personal identification card shall not be issued to a person who  
10 holds an operator's or chauffeur's license issued pursuant to the  
11 Michigan vehicle code, Act No. 300 of the Public Acts of 1949,  
12 being sections 257.1 to 257.923 of the Michigan Compiled Laws,  
13 unless the license has been suspended, revoked, or restricted. A  
14 fee of \$6.00 shall be paid to the secretary of state by the  
15 applicant for each original or replacement identification card  
16 issued. If an identification card issued under this act is lost,  
17 destroyed, or mutilated, or becomes illegible, the person to whom  
18 the identification card was issued may obtain a replacement iden-  
19 tification card. ~~Except as provided in subsection (7), an~~ AN  
20 official state personal identification card shall expire on the  
21 birthday of the person to whom it is issued in the fourth year  
22 following the date of issuance and shall not be issued for a  
23 period greater than 4 years. An official state personal identi-  
24 fication card may be renewed within 45 days before the expiration  
25 of the card upon application and payment of a \$6.00 fee.  
26 However, the secretary of state, for good cause shown, may accept  
27 an application and fee for renewal up to 6 months before the

1 expiration of the card. A fee under this section is not required  
2 if the applicant is a person 65 years of age or older, is a  
3 person who has had his or her operator's or chauffeur's license  
4 suspended, revoked, or denied under Act No. 300 of the Public  
5 Acts of 1949 because of a mental or physical infirmity or dis-  
6 ability, or is a person who presents evidence of blindness as  
7 provided in Act No. 260 of the Public Acts of 1978, being sec-  
8 tions 393.351 to 393.368 of the Michigan Compiled Laws. The fees  
9 received and collected under this act shall be deposited by the  
10 secretary of state in the state treasury to the credit of the  
11 general fund. The legislature shall appropriate money for the  
12 administration of this act.

13 (2) If the person identified by an official state personal  
14 identification card presents evidence of blindness as provided in  
15 Act No. 260 of the Public Acts of 1978, the secretary of state  
16 shall mark the person's card in a manner which clearly indicates  
17 that the cardholder is legally blind.

18 (3) A person who has been issued an official state personal  
19 identification card shall apply for a new official state personal  
20 identification card if the person changes his or her name. A fee  
21 of \$6.00 shall be paid to the secretary of state by the applicant  
22 for an identification card under this subsection.

23 (4) A person who has been issued an official state personal  
24 identification card shall apply for a corrected identification  
25 card if he or she changes his or her residential address. The  
26 secretary of state shall correct the address on an identification  
27 card by affixing a label containing the correct address on the

1 back of the card. A fee shall not be charged for a change of  
2 residential address.

3 (5) Except as provided under subsections (3) and (4), a  
4 person who has been issued an official state personal identifica-  
5 tion card may apply for a new official state personal identifica-  
6 tion card for the purpose of changing any information on the  
7 card. A fee of \$6.00 shall be paid to the secretary of state by  
8 the applicant for an identification card under this subsection.

9 (6) The secretary of state shall establish and maintain a  
10 computerized central file of the information contained on appli-  
11 cation forms received under this act. The computerized central  
12 file shall be interfaced with the law enforcement information  
13 network as provided in the L.E.I.N. policy council act of 1974,  
14 Act No. 163 of the Public Acts of 1974, being sections 28.211 to  
15 28.216 of the Michigan Compiled Laws.

16 ~~(7) An official state personal identification card issued~~  
17 ~~before October 1, 1985 shall expire on the cardholder's birthday~~  
18 ~~in 1987.~~

19 (7) ~~(8)~~ The secretary of state, when issuing an official  
20 state personal identification card to a person who at the time of  
21 application is less than 20-1/2 years of age, shall code the card  
22 in a manner which clearly identifies the cardholder as being less  
23 than 21 years of age.

24 (8) AN OFFICIAL STATE PERSONAL IDENTIFICATION CARD PRESENTED  
25 BY THE PERSON TO WHOM THE CARD IS ISSUED SHALL BE CONSIDERED  
26 ACCEPTABLE PROOF OF IDENTIFICATION OF THAT PERSON THE SAME AS A  
27 VALID STATE OF MICHIGAN DRIVER LICENSE WHEN IDENTIFICATION IS

1 REQUESTED BY AND THE CARD IS PRESENTED TO EITHER A FINANCIAL  
2 INSTITUTION OR RETAIL BUSINESS ESTABLISHMENT IN THIS STATE OR TO  
3 A POLICE OFFICER IF THE SITUATION FOR WHICH THE POLICE OFFICER IS  
4 REQUESTING IDENTIFICATION DOES NOT PERTAIN TO THE DRIVING OF A  
5 VEHICLE. A PERSON WHO REFUSES TO ACCEPT AN OFFICIAL STATE PER-  
6 SONAL IDENTIFICATION CARD AS PROOF OF IDENTIFICATION UNDER THIS  
7 SUBSECTION IS GUILTY OF A MISDEMEANOR PUNISHABLE BY A FINE OF NOT  
8 MORE THAN \$500.00. EACH REFUSAL CONSTITUTES A SEPARATE OFFENSE  
9 FOR PURPOSES OF THIS SUBSECTION.