



SENATE BILL No. 73

January 17, 1995, Introduced by Senator BERRYMAN and referred to the Committee on Transportation and Tourism.

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 ~~, and~~ OF THE PERSON.

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

6 (D) A STATEMENT ON THE FACE OF THE CARD SPECIFYING THAT A
7 PATIENT ADVOCATE DESIGNATION IS NOTED ON THE REVERSE SIDE OF THE
8 CARD, IF THE PERSON HAS EXPRESSED AN INTENT TO PLACE A PATIENT
9 ADVOCATE DESIGNATION NOTICE ON THE CARD PURSUANT TO SUBSECTION
10 (2).

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

15 (2) IF A PERSON TO WHOM AN OFFICIAL STATE PERSONAL IDENTIFI
16 CATION CARD IS ISSUED IS 18 YEARS OF AGE OR OLDER, HE OR SHE MAY
17 PLACE ON THE REVERSE SIDE OF THAT CARD A STATEMENT THAT THE
18 PERSON HAS EXECUTED A MEDICAL INTERVENTION DECLARATION OR HAS
19 DESIGNATED A PATIENT ADVOCATE. IF A PERSON PLACES ON THE REVERSE
20 SIDE OF AN OFFICIAL STATE PERSONAL IDENTIFICATION CARD A STATE-
21 MENT THAT HE OR SHE HAS EXECUTED A MEDICAL INTERVENTION DECLARA-
22 TION, THE PERSON MAY INCLUDE A STATEMENT IDENTIFYING THE LOCATION
23 OF THE DECLARATION, AND PROVIDE THE NAME AND 2 EMERGENCY TELE-
24 PHONE NUMBERS OF A PERSON CAPABLE OF PRODUCING THE ORIGINAL OR A
25 COPY OF THE DECLARATION. IF A PERSON PLACES ON THE REVERSE SIDE
26 OF AN OFFICIAL STATE PERSONAL IDENTIFICATION CARD A STATEMENT
27 REGARDING A PATIENT ADVOCATE DESIGNATION, THE PATIENT ADVOCATE'S

1 NAME AND 2 EMERGENCY TELEPHONE NUMBERS AT WHICH THE PATIENT
2 ADVOCATE MAY BE CONTACTED MAY ALSO BE PLACED ON THE REVERSE SIDE
3 OF THE LICENSE.

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

1 an application and fee for renewal up to 6 months before the
2 expiration of the card. A fee under this section is not required
3 if the applicant is a person 65 years of age or older, is a
4 person who has had his or her operator's or chauffeur's license
5 suspended, revoked, or denied under Act No. 300 of the Public
6 Acts of 1949 because of a mental or physical infirmity or dis-
7 ability, or is a person who presents evidence ~~of blindness as~~
8 ~~provided in~~ THAT HE OR SHE IS A BLIND PERSON AS THAT TERM IS
9 DEFINED IN SECTION 1 OF Act No. 260 of the Public Acts of 1978,
10 being ~~sections~~ SECTION 393.351 ~~to 393.368~~ of the Michigan
11 Compiled Laws. The fees received and collected under this act
12 shall be deposited by the secretary of state in the state trea-
13 sury to the credit of the general fund. The legislature shall
14 appropriate money for the administration of this act.

15 (4) ~~(2)~~ If the person identified by an official state per-
16 sonal identification card presents evidence ~~of blindness as pro-~~
17 ~~vided in~~ THAT HE OR SHE IS A BLIND PERSON AS THAT TERM IS
18 DEFINED IN SECTION 1 OF Act No. 260 of the Public Acts of 1978,
19 the secretary of state shall mark the person's card in a manner
20 which clearly indicates that the cardholder is legally blind.

21 (5) ~~(3)~~ A person who has been issued an official state
22 personal identification card shall apply for a new official state
23 personal identification card if the person changes his or her
24 name. A fee of \$6.00 shall be paid to the secretary of state by
25 the applicant for an identification card under this subsection.

26 (6) ~~(4)~~ A person who has been issued an official state
27 personal identification card shall apply for a corrected

1 identification card if he or she changes his or her residential
2 address. The secretary of state shall correct the address on an
3 identification card by affixing a label containing the correct
4 address on the back of the card. A fee shall not be charged for
5 a change of residential address.

6 (7) ~~(5)~~ Except as provided under subsections ~~(3) and (4)~~
7 (5) AND (6), a person who has been issued an official state per-
8 sonal identification card may apply for a new official state per-
9 sonal identification card for the purpose of changing any infor-
10 mation on the card. A fee of \$6.00 shall be paid to the secre-
11 tary of state by the applicant for an identification card under
12 this subsection.

13 (8) ~~(6)~~ The secretary of state shall establish and main-
14 tain a computerized central file of the information contained on
15 application forms received under this act. The computerized cen-
16 tral file shall be interfaced with the law enforcement informa-
17 tion network as provided in the L.E.I.N. policy council act of
18 1974, Act No. 163 of the Public Acts of 1974, being sections
19 28.211 to 28.216 of the Michigan Compiled Laws.

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

23 (9) ~~(8)~~ The secretary of state, when issuing an official
24 state personal identification card to a person who at the time of
25 application is less than 20-1/2 years of age, shall code the card
26 in a manner ~~which~~ THAT clearly identifies the cardholder as
27 being less than 21 years of age.

1 (10) AS USED IN THIS SECTION:

2 (A) "MEDICAL INTERVENTION" MEANS A MEDICINE, PROCEDURE, OR
3 DEVICE THAT A PHYSICIAN IS NOT PROHIBITED BY LAW FROM PRESCRIB-
4 ING, ADMINISTERING, PERFORMING, OR AUTHORIZING.

5 (B) "MEDICAL INTERVENTION DECLARATION" MEANS A DOCUMENT,
6 EXECUTED BY AN INDIVIDUAL WHO IS OF SOUND MIND AND NOT LESS THAN
7 18 YEARS OF AGE, THAT AUTHORIZES 1 OR BOTH OF THE FOLLOWING FOR
8 THAT INDIVIDUAL:

9 (i) ONE OR MORE TYPES OF MEDICAL INTERVENTION.

10 (ii) THE WITHHOLDING OR WITHDRAWING OF 1 OR MORE TYPES OF
11 MEDICAL INTERVENTION.

12 (C) "PATIENT ADVOCATE" MEANS A PERSON DESIGNATED TO MAKE
13 CARE, CUSTODY, AND MEDICAL TREATMENT DECISIONS FOR AN INDIVIDUAL
14 PURSUANT TO SECTION 496 OF THE REVISED PROBATE CODE, ACT NO. 642
15 OF THE PUBLIC ACTS OF 1978, BEING SECTION 700.496 OF THE MICHIGAN
16 COMPILED LAWS.

17 Section 2. This amendatory act shall not take effect unless
18 Senate Bill No. 72
19 of the 88th Legislature is enacted into law.