

SENATE BILL NO. 74

January 29, 2019, Introduced by Senators GEISS, JOHNSON, HOLLIER, IRWIN, WOJNO, THEIS, POLEHANKI, MCMORROW, MOSS, BAYER and DALEY and referred to the Committee on Judiciary and Public Safety.

A bill to amend 2008 PA 23, entitled
"Enhanced driver license and enhanced official state personal
identification card act,"

by amending section 4 (MCL 28.304), as amended by 2018 PA 47.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Sec. 4. (1) The secretary of state may issue an enhanced
- 2 driver's license or enhanced official state personal identification
- 3 card to an applicant who provides satisfactory proof of his or her

1 full legal name, United States citizenship, identity, date of
2 birth, ~~social security~~ **Social Security** number, residence address,
3 **proof of enrollment in the address confidentiality program under**
4 **the address confidentiality program act, if applicable,** and a
5 photographic identity document. An applicant may choose to apply
6 for a standard driver license or standard official state personal
7 identification card or an enhanced driver license or enhanced state
8 personal identification card.

9 (2) An enhanced driver license or enhanced official state
10 personal identification card shall include reasonable security
11 measures to protect against unauthorized disclosure of personal
12 information regarding residents of this state that is contained in
13 the enhanced driver license or enhanced official state personal
14 identification card.

15 (3) An enhanced driver license or enhanced official state
16 personal identification card may include radio frequency
17 identification technology that is limited to a randomly assigned
18 number, which shall be encrypted if agreed to by the Department of
19 Homeland Security, and does not include biometric data. The
20 secretary of state shall ensure that the radio frequency
21 identification technology is secure from unauthorized data access
22 and includes reasonable security measures to protect against
23 unauthorized disclosure of personal information. An applicant must
24 sign a declaration acknowledging his or her understanding of the
25 radio frequency identification technology before he or she is
26 issued an enhanced driver license or enhanced official state
27 personal identification card.

28 (4) The requirements of this act are in addition to the
29 requirements otherwise imposed on individuals who apply for a

1 standard driver license or standard official state personal
2 identification card.

3 (5) The holder of an enhanced driver license issued under this
4 act is subject to every licensing sanction provided under the
5 Michigan vehicle code, 1949 PA 300, MCL 257.1 to 257.923. As used
6 in this subsection, "licensing sanction" means the restriction,
7 suspension, revocation, or denial of a driver license; the addition
8 of points to a driving record; until October 1, 2018, the
9 assessment of a driver responsibility fee; the assessment of a
10 civil fine or criminal penalty resulting from a conviction; a civil
11 infraction determination; the imposition of probationary terms and
12 conditions; or any other penalty provided under the Michigan
13 vehicle code, 1949 PA 300, MCL 257.1 to 257.923.

14 (6) Beginning on February 16, 2021, upon receipt of a notice
15 from the department of the attorney general that an individual who
16 has been issued an enhanced driver license or enhanced official
17 state personal identification card under this act has been
18 certified as a participant in the address confidentiality program,
19 the secretary of state shall issue a corrected enhanced driver
20 license or enhanced official state personal identification card to
21 that individual by mailing the license or card to his or her
22 designated address. The enhanced driver license or enhanced
23 official state personal identification card shall display the
24 individual's designated address and shall not display the
25 individual's residence address. The requirements of this subsection
26 are in addition to the requirements for individuals who are issued
27 a corrected standard driver license under section 310f of the
28 Michigan vehicle code, 1949 PA 300, MCL 257.310f, or a corrected
29 official state personal identification card under section 2a of

1 1972 PA 222, MCL 28.292a. As used in this subsection:

2 (a) "Address confidentiality program" means a program as that
3 term is defined in the address confidentiality program act.

4 (b) "Designated address" means that term as defined in the
5 address confidentiality program act.

6 Enacting section 1. This amendatory act takes effect 180 days
7 after the date it is enacted into law.

8 Enacting section 2. This amendatory act does not take effect
9 unless Senate Bill No. 70
10 of the 100th Legislature is enacted into law.