

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 761

BY STATE AFFAIRS COMMITTEE

AN ACT

1 RELATING TO VOTER IDENTIFICATION; AMENDING SECTION 34-408A, IDAHO CODE,
2 TO REVISE PROVISIONS REGARDING ELECTION DAY REGISTRATION; AMENDING
3 SECTION 34-409, IDAHO CODE, TO REVISE PROVISIONS REGARDING ELECTRONIC
4 VOTER REGISTRATION; AMENDING SECTION 34-410, IDAHO CODE, TO REVISE
5 PROVISIONS REGARDING VOTER REGISTRATION BY MAIL; AMENDING SECTION
6 34-410A, IDAHO CODE, TO REVISE PROVISIONS REGARDING FEDERAL ABSENTEE
7 REGISTRATION FORMS; AMENDING SECTION 34-411, IDAHO CODE, TO REVISE
8 PROVISIONS REGARDING VOTER REGISTRATION INFORMATION; AMENDING CHAP-
9 TER 4, TITLE 34, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 34-421,
10 IDAHO CODE, TO ESTABLISH THE ELECTION INTEGRITY FUND; APPROPRIATING
11 AND TRANSFERRING MONEYS FROM THE GENERAL FUND TO THE ELECTION INTEGRITY
12 FUND; AMENDING SECTION 34-1012, IDAHO CODE, TO REMOVE A CODE REFERENCE;
13 AMENDING SECTION 34-1106, IDAHO CODE, TO REVISE PROVISIONS REGARDING
14 DELIVERY OF BALLOTS TO ELECTORS AND TO MAKE A TECHNICAL CORRECTION;
15 AMENDING SECTION 34-1113, IDAHO CODE, TO REVISE PROVISIONS REGARDING
16 VOTER IDENTIFICATION REQUIRED AT THE POLLS; REPEALING SECTION 34-1114,
17 IDAHO CODE, RELATING TO VOTER AFFIDAVITS; AMENDING SECTION 34-217,
18 IDAHO CODE, TO REMOVE A REFERENCE TO VOTER AFFIDAVIT RECORDS; AMENDING
19 SECTION 49-306, IDAHO CODE, TO REQUIRE CITIZENSHIP STATUS FROM DRIVER'S
20 LICENSE APPLICANTS; AMENDING SECTION 49-315, IDAHO CODE, TO PROVIDE FOR
21 AN INDICATION OF UNITED STATES CITIZENSHIP AND TO MAKE TECHNICAL COR-
22 RECTIONS; AMENDING SECTION 49-321, IDAHO CODE, TO PROVIDE FOR RECORD OF
23 PROOF OF CITIZENSHIP AND TO MAKE A TECHNICAL CORRECTION; AMENDING SEC-
24 TION 49-2444, IDAHO CODE, TO PROVIDE FOR AN INDICATION OF UNITED STATES
25 CITIZENSHIP AND TO MAKE TECHNICAL CORRECTIONS; PROVIDING SEVERABILITY;
26 AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.
27

28 Be It Enacted by the Legislature of the State of Idaho:

29 SECTION 1. That Section 34-408A, Idaho Code, be, and the same is hereby
30 amended to read as follows:

31 34-408A. ELECTION DAY REGISTRATION. (1) An individual who is eligible
32 to vote may register on election day by appearing in person at the polling
33 place for the precinct in which the individual maintains residence, by com-
34 pleting a registration application, making an oath in the form prescribed
35 by the secretary of state, and providing proof of identity, residence, and
36 United States citizenship. An individual may ~~prove residence~~ provide such
37 proof for purposes of registering by: ~~showing one (1) photo identification~~
38 document, one (1) address verification document, and one (1) proof of United
39 States citizenship document.

40 (a) Acceptable photo identification documents are:

1 ~~(1) Showing an~~ (i) A current Idaho driver's license or Idaho identification card issued through the Idaho transportation department of transportation; or
 2
 3
 4 (ii) A current United States passport;
 5 (iii) A current active United States military identification card;
 6
 7 (iv) A current tribal identification card issued by a federally recognized Indian tribe as defined in section 67-4001, Idaho Code, that displays the individual's date of birth; or
 8
 9
 10 (v) A current Idaho license to carry concealed weapons that displays the individual's date of birth and physical address located in Idaho.

11
 12
 13 (b) Acceptable address verification documents must display the individual's current address and a date that is at least thirty (30) days prior to the date of the election. Acceptable address verification documents are:

14
 15
 16
 17 (i) A utility bill, not including a cellular phone bill, that is no more than six (6) months old;
 18
 19 (ii) A current residential lease agreement, rental agreement, mortgage statement, or deed of trust;
 20
 21 (iii) A W-2 or 1099 federal tax form for the most recent available tax year;
 22
 23 (iv) A military leave and earnings statement showing the Idaho residency of an individual on active military duty deployed outside the state of Idaho;
 24
 25 (v) A government record showing the individual as having paid property taxes at the address within the last year; or
 26
 27 (vi) An affidavit signed by a parent or guardian, affirming the residency of a dependent living at the parent or guardian's residential address.

28
 29
 30
 31 (c) Acceptable proof of United States citizenship is the original or legible photocopy of:

32
 33 (i) An Idaho driver's license or Idaho identification card issued through the Idaho transportation department that shows proof of United States citizenship;
 34
 35
 36 (ii) A state driver's license or state identification card issued by the equivalent governmental agency of another state or territory within the United States if the agency indicates on the card that the person has provided satisfactory proof of United States citizenship;
 37
 38
 39 (iii) The individual's birth certificate that verifies citizenship accompanied by a current photo identification document as set forth in paragraph (a) of this subsection that shows the same name or a document verifying the reason for the name change;
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 41
 42 (iv) The individual's United States passport identifying the individual and the passport number;
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 44
 45 (v) The individual's United States naturalization documents; or
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 47
 48 (vi) The individual's bureau of Indian affairs card, tribal treaty card, or tribal enrollment verification that shows the in-
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1 dividual's photo, date of birth, and declaration of United States
 2 citizenship.

3 (2) ~~Showing any document which contains a valid address in the precinct~~
 4 ~~together with a picture identification card; or~~

5 ~~(3) Showing a current valid student photo identification card from~~
 6 ~~a postsecondary educational institution in Idaho accompanied with a cur-~~
 7 ~~rent student fee statement that contains the student's valid address in the~~
 8 ~~precinct. Election day registration provided in this section shall apply to~~
 9 ~~all elections conducted under title 34, Idaho Code, and to school district~~
 10 ~~and municipal elections.~~

11 (3) An individual who is eligible to vote may also register, upon pro-
 12 viding proof of residence, at the "absent electors' polling place" provided
 13 in section 34-1006, Idaho Code.

14 SECTION 2. That Section 34-409, Idaho Code, be, and the same is hereby
 15 amended to read as follows:

16 34-409. ELECTRONIC REGISTRATION. (1) The office of the secretary of
 17 state ~~may shall~~ create and maintain an electronic system for voter registra-
 18 tion that is publicly available on its official website. Any qualified elec-
 19 tor who has a current valid driver's license or identification card issued
 20 pursuant to title 49, Idaho Code, that reflects the person's current princi-
 21 pal place of residence, ~~may~~ register to vote by submitting a completed voter
 22 registration application electronically through such website. Electronic
 23 voter registration applications shall be submitted before the close of reg-
 24 istration as provided in section 34-408, Idaho Code.

25 (2) The electronic voter registration application shall be in a form
 26 prescribed by the secretary of state and shall:

27 (a) Require the information under oath or affirmation set forth in sec-
 28 tion 34-411, Idaho Code;

29 (b) Include notice of the requirement to provide personal identifi-
 30 cation before voting at the polls as set forth in sections ~~34-1113 and~~
 31 ~~34-1114~~, Idaho Code; and

32 (c) Require an electronic signature of the applicant.

33 (3) The office of the secretary of state shall obtain a digital copy
 34 of the applicant's driver's license or identification card signature from
 35 the Idaho transportation department. The Idaho transportation department
 36 shall, upon request of the office of the secretary of state, provide a dig-
 37 ital copy of the applicant's driver's license or identification card signa-
 38 ture.

39 (4) Upon receipt of a completed voter registration application and a
 40 digital copy of the applicant's driver's license or identification card sig-
 41 nature from the Idaho transportation department, the office of the secre-
 42 tary of state shall send the information to the county clerk for the county
 43 in which the applicant resides. The county clerk shall prepare and issue to
 44 each elector registering electronically a verification of registration con-
 45 taining the name and residence of the elector and the name or number of the
 46 precinct in which the elector resides. Such verification of registration
 47 ~~may shall~~ be sent by nonforwardable ~~first-class~~ first class mail ~~or by elec-~~
 48 ~~tronic mail at the elector's option~~. If a verification is returned undeliv-
 49 erable, then the county clerk shall remove the elector from the register of

1 electors, unless the elector is a person subject to the uniformed and over-
 2 seas citizens absentee voting act, 52 U.S.C. 20301 et seq.

3 (5) An applicant using the electronic system for voter registration
 4 pursuant to this section shall not be required to complete a printed regis-
 5 tration card.

6 (6) The office of the secretary of state shall use such security mea-
 7 sures necessary to ensure the accuracy and integrity of an electronically
 8 submitted voter registration application.

9 SECTION 3. That Section 34-410, Idaho Code, be, and the same is hereby
 10 amended to read as follows:

11 34-410. MAIL REGISTRATION. (1) Any elector may register by mail for
 12 any election. Any mail registration application must be received by the
 13 county clerk prior to the close of registration as provided in section
 14 34-408, Idaho Code, provided that any mail registration application post-
 15 marked not later than twenty-five (25) days prior to an election shall be
 16 deemed timely.

17 (2) The secretary of state shall prescribe the form for the mail regis-
 18 tration application. This mail application form shall be available for dis-
 19 tribution through governmental and private entities, with particular empha-
 20 sis on making them available for organized voter registration programs.

21 (3) Any federal mail registration form adopted pursuant to the provi-
 22 sions of the national voter registration act of 1993 (P.L. 103-31) shall also
 23 be accepted as a valid registration, if such form is postmarked not later
 24 than twenty-five (25) days prior to an election.

25 (4) The county clerk shall prepare and issue by first class nonforward-
 26 able mail to each elector registering by mail a verification of registration
 27 containing the name and residence of the elector and the name or number of the
 28 precinct in which the elector resides.

29 (5) A verification returned undeliverable shall cause the county clerk
 30 to remove the elector's card from the register of electors, unless the elec-
 31 tor is a person subject to the uniformed and overseas citizens absentee vot-
 32 ing act, 52 U.S.C. 20301 et seq.

33 (6) Any registration received by mail that does not include the number
 34 of the elector's current driver's license or state identification card is-
 35 sued by the Idaho transportation department must be accompanied by a legible
 36 photocopy of a proof of United States citizenship document acceptable under
 37 section 34-408A(1) (c), Idaho Code.

38 (7) As required by the help America vote act of 2002 (P.L. 107-252), a
 39 copy of proper identification will be required prior to issuance of a ballot
 40 to anyone who has registered by mail and has not previously voted in an elec-
 41 tion for federal office in the state. Proper identification consists of:

42 (1a) A current and valid photo identification; or

43 (2b) A copy of a current utility bill, bank statement, government
 44 check, paycheck, or other government document that shows the name and
 45 address of the voter.

46 SECTION 4. That Section 34-410A, Idaho Code, be, and the same is hereby
 47 amended to read as follows:

1 34-410A. ABSENTEE REGISTRATION FOR UNIFORMED AND OVERSEAS CITI-
 2 ZENS. Whenever provision is made for absentee voting by a statute of the
 3 United States, including the "~~Uniformed and Overseas Citizens Absentee~~
 4 ~~Voting Act~~" (42 U.S.C. 1973ff.) uniformed and overseas citizens absentee
 5 voting act, 52 U.S.C. 20301 et seq., an application for an absentee ballot
 6 made under that law may be given the same effect as an application for an
 7 absentee ballot made under chapter 10, title 34, Idaho Code. Provided, how-
 8 ever, if the individual uses the federal application form, is registering to
 9 vote in Idaho for the first time, and does not provide the voter identifica-
 10 tion required by Idaho law, such applicant shall be eligible to vote only for
 11 federal offices.

12 SECTION 5. That Section 34-411, Idaho Code, be, and the same is hereby
 13 amended to read as follows:

14 34-411. APPLICATION FOR REGISTRATION -- CONTENTS. (1) Each elector
 15 who requests registration shall supply the following information under oath
 16 or affirmation:

17 (a) Full legal name, including the full first, full middle, and full
 18 last name, and sex-;

19 (b) Mailing address, residence address, or any other necessary infor-
 20 mation definitely locating the elector's residence-;

21 (c) The period of time preceding the date of registration during which
 22 the elector has resided in the state-;

23 (d) Whether or not the elector is a citizen-;

24 (e) That the elector is under no legal disqualifications to vote-;

25 (f) The county and state where the elector was previously registered,
 26 if any-;

27 (g) Date of birth-; and

28 (h) Current driver's license number or identification card issued
 29 by the Idaho transportation department. In the absence of an Idaho
 30 driver's license or state-issued identification card, the last four

31 (4) digits of the elector's social security number and acceptable
 32 proof that the elector is a United States citizen, pursuant to section
 33 34-408A(1) (c), Idaho Code.

34 (2) As provided for in section 34-404, Idaho Code, each elector shall
 35 select an affiliation with a political party qualified to participate in
 36 elections pursuant to section 34-501, Idaho Code, or select to be desig-
 37 nated as "unaffiliated." The selection of party affiliation or designation
 38 as "unaffiliated" shall be maintained within the voter registration sys-
 39 tem as provided for in section 34-437A, Idaho Code. If an elector shall
 40 fail or refuse to make such a selection, the county clerk shall record as
 41 "unaffiliated" such elector within the voter registration system as pro-
 42 vided for in section 34-437A, Idaho Code.

43 (3) Any elector who ~~shall supply~~ supplies any information under subsec-
 44 tion (1) of this section, knowing it to be false, is guilty of perjury.

45 (4) Each elector who requests registration may, at the elector's op-
 46 tion, supply the elector's telephone number. If the telephone number is sup-
 47 plied by the elector, the telephone number shall be available to the public.

1 SECTION 6. That Chapter 4, Title 34, Idaho Code, be, and the same is
2 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
3 ignated as Section 34-421, Idaho Code, and to read as follows:

4 34-421. ELECTION INTEGRITY FUND. There is hereby created in the state
5 treasury the election integrity fund. The moneys in the fund are continu-
6 ously appropriated for the purpose of defraying the cost of providing free
7 state identification cards for voting purposes pursuant to section 49-2444,
8 Idaho Code. The secretary of state shall, upon submission of his annual bud-
9 get request, furnish an estimate of the ending balance of the fund for the end
10 of the current fiscal year.

11 SECTION 7. CASH TRANSFER. There is hereby appropriated and the Office
12 of the State Controller shall transfer \$200,000 from the General Fund to the
13 Election Integrity Fund as soon as practicable.

14 SECTION 8. That Section 34-1012, Idaho Code, be, and the same is hereby
15 amended to read as follows:

16 34-1012. ALTERNATIVE PROCEDURES FOR ABSENTEE VOTING -- EARLY VOT-
17 ING. (1) Those counties that utilize absentee voting facilities that have
18 access to the Idaho statewide voter registration system and count ballots at
19 a central location or utilize a polling location based tabulation system may
20 elect to conduct "early voting" according to the provisions of this section.
21 For those counties that elect to do "early voting," early voting shall begin
22 on or before the third Monday before the election and end at 5:00 p.m. on
23 the Friday before the election. Primary election ballots shall be issued
24 pursuant to section 34-1002(2), Idaho Code.

25 (2) A voter who appears at an "early voting" station to vote shall state
26 his or her name and address to the election official and present the voter's
27 identification as required by sections 34-1113 and ~~34-1114~~, Idaho Code.

28 (3) The election official shall examine the records to ascertain
29 whether or not such applicant is registered and lawfully entitled to vote
30 as requested. The provisions of section 34-408A, Idaho Code, authorizing
31 election day registration shall also apply in determining the applicant's
32 qualifications to vote.

33 (4) Before receiving a ballot, each elector shall sign his or her name
34 in the election register and poll book provided for early voting.

35 (5) The elector shall then be given the appropriate ballots contain-
36 ing the official election ballot identification pursuant to section 34-901,
37 Idaho Code, and shall be given folding instructions for such ballots, if ap-
38 propriate.

39 (6) Upon receipt of the ballots, the elector shall retire to a vacant
40 voting booth and mark the ballots according to the instructions provided.

41 (7) After marking the ballot, the elector shall present himself or her-
42 self to the election official at the ballot box and state his or her name and
43 address. The elector shall then deposit the ballot in the ballot box or hand
44 it to the election official, who shall deposit it. The election official
45 shall then record that the elector has voted and proclaim the same in an audi-
46 ble voice.

1 (8) Voters requiring assistance shall be provided with such assistance
2 in accordance with section 34-1108, Idaho Code.

3 (9) Electioneering is prohibited at an early voting polling place as
4 provided in section 18-2318, Idaho Code.

5 SECTION 9. That Section 34-1106, Idaho Code, be, and the same is hereby
6 amended to read as follows:

7 34-1106. SIGNING COMBINATION ELECTION RECORD AND POLL BOOK -- DELIV-
8 ERY OF BALLOT TO ELECTOR. (1) An elector desiring to vote shall state his
9 name and address to the judge or clerk in charge of the combination election
10 record and poll book.

11 (2) Before receiving his ballot, each elector shall sign his name in
12 the combination election record and poll book following his name therein
13 and show a valid photo identification as provided for in section 34-1113,
14 Idaho Code, ~~or personal identification affidavit as provided for in section~~
15 ~~34-1114, Idaho Code.~~

16 (3) No person shall knowingly sign his name in the combination election
17 record and poll book if his residence address is not within that precinct at
18 the time of signing.

19 (4) If the residence address of a person contained in the combination
20 election record and poll book is incorrectly given due to an error in prepa-
21 ration of the combination election record and poll book, the judge shall as-
22 certain the correct address and make the necessary correction.

23 (5) The elector shall then be given the appropriate ballots ~~which that~~
24 have been marked with the official election ballot identification and shall
25 be given folding instructions for such ballots.

26 SECTION 10. That Section 34-1113, Idaho Code, be, and the same is hereby
27 amended to read as follows:

28 34-1113. IDENTIFICATION AT THE POLLS. All voters shall be required
29 to provide personal identification before voting at the polls or at absent
30 electors polling places as required by section 34-1006, Idaho Code. The per-
31 sonal identification that may be presented shall be ~~one (1) of the following:~~
32 a document acceptable under section 34-408A(1) (a), Idaho Code.

33 ~~(1) An Idaho driver's license or identification card issued by the~~
34 ~~Idaho transportation department;~~

35 ~~(2) A passport or an identification card, including a photograph, is-~~
36 ~~sued by an agency of the United States government;~~

37 ~~(3) A tribal identification card, including a photograph;~~

38 ~~(4) A current student identification card, including a photograph, is-~~
39 ~~sued by a high school or an accredited institution of higher education, in-~~
40 ~~cluding a university, college or technical school, located within the state~~
41 ~~of Idaho; or~~

42 ~~(5) A license to carry concealed weapons issued under section 18-3302,~~
43 ~~Idaho Code, or an enhanced license to carry concealed weapons issued under~~
44 ~~section 18-3302K, Idaho Code.~~

45 SECTION 11. That Section 34-1114, Idaho Code, be, and the same is hereby
46 repealed.

1 SECTION 12. That Section 34-217, Idaho Code, be, and the same is hereby
2 amended to read as follows:

3 34-217. RETENTION OF COUNTY ELECTION RECORDS. County election
4 records shall be maintained by the county clerk for the time periods outlined
5 in this section. Records shall be maintained for the period specified be-
6 ginning with the date the record is created or has become no longer valid,
7 whichever is greater.

8 (1) The following records shall be retained for not less than five (5)
9 years:

10 (a) Voter registration cards for electors whose registration has been
11 terminated;

12 (b) Correspondence relating to an elector's voter registration;

13 (c) Combination election record and poll book, including the ballot ac-
14 counting page;

15 (d) Declaration of candidacy and petition of candidacy forms filed with
16 the county clerk;

17 (e) Maps of precinct boundaries with legal descriptions;

18 (f) List of absentee voters; and

19 (g) County initiatives and petitions that qualify for placement on the
20 ballot.

21 (2) The following shall be retained for two (2) years:

22 (a) Completed absentee ballot request forms;

23 (b) Tally books;

24 (c) Voted ballots;

25 (d) Any ballots that were required to be duplicated before being
26 counted;

27 (e) Certified lists of candidates or declaration of candidacy forms
28 from special districts used for ballot preparation;

29 (f) Certified ballot language from special districts for any question
30 placed on the ballot; and

31 (g) Absentee ballot affidavit envelopes, including the indication of
32 the signature's acceptance or rejection-;

33 ~~(3) The following shall be maintained for one (1) year:~~

34 ~~(a_h) Notice of election;~~

35 ~~(b) Personal identification affidavit;~~

36 ~~(e_i) Ballot tracking logs;~~

37 ~~(d_j) Automated tabulation election logs;~~

38 ~~(e_k) Copy of the election definition and program used in tabulating
39 ballots electronically and in the ballot-marking device; and~~

40 ~~(f_l) Record of the number of ballots printed and furnished to each
41 polling place.~~

42 (43) Other election supplies, including but not limited to unused bal-
43 lots, official election ballot identification or official ballot stamps,
44 receipts for supplies, and spoiled ballots, may be disposed of sixty (60)
45 days following the deadline for requesting a recount or filing an election
46 contest pursuant to chapters 20 and 21, title 34, Idaho Code.

47 SECTION 13. That Section 49-306, Idaho Code, be, and the same is hereby
48 amended to read as follows:

1 49-306. APPLICATION FOR DRIVER'S LICENSE, INSTRUCTION PERMIT,
2 COMMERCIAL LEARNER'S PERMIT OR RESTRICTED SCHOOL ATTENDANCE DRIVING PER-
3 MIT. (1) Every application for any instruction permit, restricted school
4 attendance driving permit, or for a driver's license shall be made upon
5 a form furnished by the department and shall be verified by the applicant
6 before a person authorized to administer oaths. Officers and employees of
7 the department, agents authorized by the department, and sheriffs and their
8 deputies are authorized to administer the oaths without charge. Every ap-
9 plication for a permit, extension or driver's license shall be accompanied
10 by the following fee, none of which is refundable:

11 (a) Class A, B, C (4-year) license with endorsements --
12 age 21 years and older\$40.00
13 (b) Class A, B, C (3-year) license with endorsements --
14 age 18 to 21 years\$30.00
15 (c) Class A, B, C (1-year) license with endorsements --
16 age 20 years\$15.00
17 (d) Class D (3-year) license -- under age 18 years\$30.00
18 (e) Class D (3-year) license -- age 18 to 21 years\$30.00
19 (f) Class D (1-year) license -- age 17 years or age 20 years\$20.00
20 (g) Four-year Class D license -- age 21 years and older\$35.00
21 (h) Eight-year Class D license -- age 21 to 63 years\$60.00
22 (i) Commercial learner's permit\$29.00
23 (j) Class D instruction permit or supervised instruction permit
24\$20.00
25 (k) Duplicate driver's license or permit issued under
26 section 49-318, Idaho Code\$20.00
27 (l) Driver's license extension issued under section
28 49-319, Idaho Code\$10.00
29 (m) License classification change (upgrade)\$30.00
30 (n) Endorsement addition\$20.00
31 (o) Class A, B, C skills tests not more than\$200.00
32 (p) Class D skills test not more than\$35.00
33 (q) Motorcycle endorsement skills test not more than\$25.00
34 (r) Knowledge test\$ 5.00
35 (s) Seasonal driver's license\$44.00
36 (t) Onetime motorcycle "M" endorsement\$15.00
37 (u) Motorcycle endorsement instruction permit\$15.00
38 (v) Restricted driving permit or restricted school attendance
39 driving permit\$60.00

40 (2) A person who applies for a driver's license or a driver's license
41 renewal may designate a voluntary contribution of two dollars (\$2.00) for
42 the purpose of promoting and supporting organ donation. Such a contribution
43 shall be treated as a voluntary contribution to the organ donation contribu-
44 tion fund created in section 49-2447, Idaho Code, and not as a driver's li-
45 cense fee.

46 (3) Every application shall state the true and full name, date of birth,
47 sex, declaration of Idaho residency, Idaho residence address and mailing ad-
48 dress, if different, of the applicant, height, weight, hair color, and eye
49 color, and the applicant's social security number as verified by the social
50 security administration. If an applicant has submitted an application pur-

1 suant to the provisions of chapter 58, title 19, Idaho Code, then the appli-
2 cant may state, in his or her application pursuant to this section, the ap-
3 plicant's alternative Idaho mailing address in place of his or her Idaho res-
4 idence address and mailing address. Notwithstanding the provisions of sec-
5 tion 49-303(13), Idaho Code, an applicant for a nondomiciled class A, B or
6 C driver's license or nondomiciled commercial learner's permit having res-
7 idency in a state that is prohibited from issuing class A, B or C driver's
8 licenses or commercial learner's permits, as provided in 49 CFR 384, is ex-
9 cepted from providing proof of Idaho residency and an Idaho mailing address.

10 (a) The requirement that an applicant provide a social security number
11 as verified by the social security administration shall apply only to
12 applicants who have been assigned a social security number.

13 (b) An applicant who has not been assigned a social security number
14 shall:

15 (i) Present written verification from the social security admin-
16 istration that the applicant has not been assigned a social secu-
17 rity number; and

18 (ii) Submit a birth certificate, passport or other documentary
19 evidence issued by an entity other than a state or the United
20 States; and

21 (iii) Submit such proof as the department may require that the ap-
22 plicant is lawfully present in the United States.

23 A driver's license, commercial learner's permit or any instruction
24 permit issued on and after January 1, 1993, shall not contain an appli-
25 cant's social security number. Applications on file shall be exempt
26 from disclosure except as provided in sections 49-202, 49-203, 49-203A
27 and 49-204, Idaho Code.

28 (c) Every application for a class A, B or C license shall state where the
29 applicant has been licensed for the preceding ten (10) years and under
30 which of the following driving categories the applicant will operate:

31 (i) Non-excepted interstate. The applicant operates or expects
32 to operate in interstate commerce, and is required to provide a
33 medical examiner's certificate;

34 (ii) Excepted interstate. The applicant operates or expects to
35 operate in interstate commerce, but engages exclusively in trans-
36 portation or operations excepted by the federal motor carrier
37 safety administration from all or parts of the qualification re-
38 quirements of federal motor carrier safety regulation 49, part
39 391, and is therefore not required to provide a medical examiner's
40 certificate;

41 (iii) Non-excepted intrastate. The applicant operates only in
42 intrastate commerce and is subject to and meets all Idaho driver
43 qualification requirements and the applicable parts of federal
44 motor carrier safety regulation 49, part 391, and is required to
45 provide a medical examiner's certificate; or

46 (iv) Excepted intrastate. The applicant operates in intrastate
47 commerce, but engages exclusively in exempted transportation or
48 operations as listed in section 67-2901B(2), Idaho Code, and the
49 applicable parts of federal motor carrier safety regulation 49,

1 part 391, and is therefore not required to provide a medical exam-
2 iner's certificate.

3 All applications shall also state whether the applicant has previously
4 been licensed as a driver, and if so, when and by what state or country,
5 and whether a driver's license or privileges have ever been suspended,
6 revoked, denied, disqualified, canceled or whether an application has
7 ever been refused, and if so, the date of and reason for the suspension,
8 revocation, denial, disqualification, cancellation or refusal and the
9 applicant's oath that all information is correct as signified by the ap-
10 plicant's signature.

11 (d) The applicant must submit proof of identity and citizenship sta-
12 tus acceptable to the examiner or the department and date of birth as
13 set forth in a certified copy of his birth certificate. When a certified
14 copy of his birth certificate or a delayed birth certificate is impossi-
15 ble to obtain from a vital statistics agency, another government-issued
16 document may be submitted that provides satisfactory evidence of a per-
17 son's full legal name and date of birth acceptable to the examiner or the
18 department.

19 (e) Every applicant for a class A, B or C driver's license or commer-
20 cial learner's permit shall provide proof of United States citizenship
21 or lawful permanent residency in the United States upon application for
22 issuance, transfer, upgrade or renewal, unless the applicant's driving
23 record already contains documentation confirming United States citi-
24 zenship or lawful permanent residency. Every applicant for a nondomi-
25 ciled class A, B or C driver's license or commercial learner's permit
26 domiciled in a foreign country must provide an unexpired employment au-
27 thorization document issued by the department of homeland security or
28 an unexpired foreign passport accompanied by an approved I-94 form doc-
29 umenting the applicant's most recent admittance into the United States.

30 (f) Individuals required to register in compliance with section 3 of
31 the federal military selective service act, 50 U.S.C. App. 451 et seq.,
32 as amended, shall be provided an opportunity to fulfill such registra-
33 tion requirements in conjunction with an application for a driver's li-
34 cense, commercial learner's permit or instruction permit. Any regis-
35 tration information so supplied shall be transmitted by the department
36 to the selective service system.

37 (4) Whenever an application is received from a person previously li-
38 censed in another jurisdiction, the department shall request a copy of the
39 driver's record from the other jurisdiction and shall contact the national
40 driver register. When received, the driver's record from the previous ju-
41 risdiction shall become a part of the driver's record in this state with the
42 same force and effect as though entered on the driver's record in this state
43 in the original instance.

44 (5) Whenever the department receives a request for a driver's record
45 from another licensing jurisdiction, the record shall be forwarded without
46 charge.

47 (6) The department shall contact and notify the commercial driver li-
48 cense information system of the proposed application for a class A, B or C
49 driver's license or commercial learner's permit to ensure identification of
50 the person and to obtain clearance to issue the license.

1 (7) When the fees required under this section are collected by a county
2 officer, they shall, except as provided in subsection (8) of this section,
3 be paid over to the county treasurer not less often than monthly, who shall
4 immediately:

5 (a) Deposit an amount equal to five dollars (\$5.00) from each commer-
6 cial license, ten dollars (\$10.00) from each driver's license except
7 an eight-year class D license, or any class D instruction permit appli-
8 cation fees, application for a duplicate driver's license or permit,
9 classification change, seasonal driver's license and additional en-
10 dorsement, and fifteen dollars (\$15.00) from each eight-year class D
11 driver's license, in the current expense fund;

12 (b) Deposit two dollars and fifty cents (\$2.50) from each motorcycle
13 endorsement and motorcycle endorsement instruction permit fee in the
14 current expense fund;

15 (c) Deposit an amount equal to five dollars (\$5.00) from each fee for a
16 knowledge test in the current expense fund;

17 (d) Deposit an amount up to twenty-five dollars (\$25.00) from each fee
18 for a motorcycle endorsement skills test in the current expense fund;
19 provided however, if a contractor administers the skills test he shall
20 be entitled to the entire fee;

21 (e) Remit the remainder to the state treasurer; and

22 (f) Deposit up to twenty-eight dollars and fifty cents (\$28.50) from
23 each fee for a class D skills test into the county current expense fund,
24 unless the test is administered by a department-approved contractor, in
25 which case the contractor shall be entitled to up to twenty-eight dol-
26 lars and fifty cents (\$28.50) of each fee.

27 (8) When the fees required under this section are collected by the de-
28 partment or an agent authorized by the department, they shall be paid over
29 to the state treasurer. When the department or an agent authorized by the
30 department collects the fees required under this section, the portion of
31 fees to be retained by the county shall be retained by the issuing authorized
32 agent.

33 (9) The state treasurer shall distribute the moneys received from fees
34 imposed by the provisions of this section, whether collected by a county of-
35 ficer or by a state officer or agency as follows:

36 (a) Two dollars (\$2.00) of each fee for a four-year driver's license
37 or seasonal driver's license, and four dollars (\$4.00) of each fee for
38 an eight-year class D driver's license, and one dollar and fifty cents
39 (\$1.50) of each fee charged for driver's licenses pursuant to subsec-
40 tion (1) (b), (d) and (e) of this section, and fifty cents (50¢) of each
41 fee charged for driver's licenses pursuant to subsection (1) (c) and
42 (f) of this section shall be deposited in the emergency medical ser-
43 vices fund II created in section 56-1018A, Idaho Code, and four dollars
44 (\$4.00) of each fee charged pursuant to subsection (1) (a), (g) and (s)
45 of this section and eight dollars (\$8.00) of each fee charged pursuant
46 to subsection (1) (h) of this section and three dollars (\$3.00) of each
47 fee for driver's licenses pursuant to subsection (1) (b), (d) and (e) of
48 this section, and one dollar (\$1.00) of each fee charged for driver's
49 licenses pursuant to subsection (1) (c) and (f) of this section shall be

1 deposited in the emergency medical services fund III created in section
2 56-1018B, Idaho Code;

3 (b) Twenty-eight dollars (\$28.00) of each fee for a seasonal or class A,
4 B or C driver's license, and nineteen dollars and fifty cents (\$19.50)
5 of each fee charged for a license pursuant to subsection (1) (b) of this
6 section, and eight dollars and sixteen cents (\$8.16) of each fee charged
7 for a license pursuant to subsection (1) (c) of this section shall be de-
8 posited in the state highway account;

9 (c) Twenty dollars (\$20.00) of each fee for a commercial learner's per-
10 mit or driver's license classification change shall be deposited in the
11 state highway account;

12 (d) Four dollars (\$4.00) of each fee for a commercial learner's permit
13 shall be deposited in the emergency medical services fund III created in
14 section 56-1018B, Idaho Code;

15 (e) Ten dollars (\$10.00) of each fee for a duplicate seasonal or class
16 A, B or C driver's license, class A, B or C driver's license extension,
17 or additional endorsement shall be deposited in the state highway ac-
18 count;

19 (f) Seven dollars and fifty cents (\$7.50) of each fee for a motorcycle
20 endorsement and motorcycle endorsement instruction permit shall be de-
21 posited in the state highway account;

22 (g) Five dollars and thirty cents (\$5.30) of each fee for a four-year
23 class D driver's license, and ten dollars and sixty cents (\$10.60) of
24 each fee for an eight-year class D driver's license, and four dollars
25 (\$4.00) of each fee charged for a license pursuant to subsection (1) (d)
26 and (e) of this section, and one dollar and thirty-three cents (\$1.33)
27 of each fee charged for a license pursuant to subsection (1) (f) of this
28 section shall be deposited in the driver training account;

29 (h) Twelve dollars and seventy cents (\$12.70) of each fee for a
30 four-year class D driver's license, and twenty dollars and forty cents
31 (\$20.40) of each fee for an eight-year class D driver's license, and ten
32 dollars and fifty cents (\$10.50) of each fee charged for a license pur-
33 suant to subsection (1) (d) and (e) of this section, and six dollars and
34 eighty-three cents (\$6.83) of each fee charged for a license pursuant
35 to subsection (1) (f) of this section shall be deposited in the highway
36 distribution account;

37 (i) Two dollars and sixty cents (\$2.60) of each fee for a class D in-
38 struction permit, duplicate class D license or permit, and class D li-
39 cense extension shall be deposited in the driver training account;

40 (j) Seven dollars and forty cents (\$7.40) of each fee for a class D in-
41 struction permit, duplicate class D license or permit, and class D li-
42 cense extension shall be deposited in the highway distribution account;

43 (k) Ten dollars (\$10.00) of each fee for a class A, B or C skills test
44 shall be deposited in the state highway account;

45 (l) One dollar (\$1.00) of each fee for a class A, B, C or four-year D
46 driver's license, and two dollars (\$2.00) of each fee for an eight-year
47 class D driver's license, and one dollar (\$1.00) of each fee charged for
48 a license pursuant to subsection (1) (b), (d) and (e) of this section,
49 and thirty-four cents (34¢) of each fee charged for a license pursuant
50 to subsection (1) (c) and (f) of this section shall be deposited in the

1 motorcycle safety program fund established in section 33-4904, Idaho
2 Code;

3 (m) Six dollars and fifty cents (\$6.50) of each fee for a class D skills
4 test shall be deposited into the state highway account; and

5 (n) Each voluntary contribution of two dollars (\$2.00) as described in
6 subsection (2) of this section, less actual administrative costs asso-
7 ciated with collecting and transferring such contributions, shall be
8 deposited into the organ donation contribution fund created in section
9 49-2447, Idaho Code.

10 (10) The contractor administering a class A, B or C skills test shall
11 be entitled to not more than one hundred ninety dollars (\$190) of the skills
12 test fee. A contractor administering a class A, B or C skills test may col-
13 lect an additional fee for the use of the contractor's vehicle for the skills
14 test.

15 (11) Sixty dollars (\$60.00) of each restricted driving permit and each
16 restricted school attendance driving permit shall be deposited in the state
17 highway account.

18 (12) The department may issue seasonal class B or C driver's licenses to
19 drivers who are employees of agri-chemical businesses, custom harvesters,
20 farm retail outlets and suppliers, and livestock feeders that:

21 (a) Will only be valid for driving commercial vehicles that normally
22 require class B or C commercial driver's licenses;

23 (b) Will be valid for seasonal periods that begin on the date of is-
24 suance and that are not to exceed one hundred eighty (180) days in a
25 twelve (12) month period;

26 (c) May only be obtained twice in a driver's lifetime;

27 (d) Are valid only within a one hundred fifty (150) mile radius of the
28 place of business or farm being serviced; and

29 (e) Will be valid only in conjunction with valid Idaho class D driver's
30 licenses.

31 (13) The department may issue seasonal class B or C driver's licenses to
32 drivers who:

33 (a) Have not violated the single license provisions of applicable fed-
34 eral regulations;

35 (b) Have not had any license suspensions, revocations or cancella-
36 tions;

37 (c) Have not had any convictions in any vehicle for any offense listed
38 in section 49-335(1) or (2), Idaho Code, or any one (1) serious traffic
39 offense;

40 (d) Have at least one (1) year of driving experience with a class D or
41 equivalent license in any type motor vehicle; and

42 (e) Are at least sixteen (16) years old.

43 SECTION 14. That Section 49-315, Idaho Code, be, and the same is hereby
44 amended to read as follows:

45 49-315. LICENSES ISSUED TO DRIVERS. (1) The department shall issue
46 to every qualifying applicant a distinguishing driver's license as applied
47 for, which shall bear a distinguishing number assigned to the licensee, the
48 full name, date of birth, Idaho residence address, sex, weight, height, eye
49 color, hair color, color photograph, name of this state, date of issuance,

1 date of expiration, license class, endorsements, restrictions, and the ap-
2 plicant's signature. If an applicant has submitted an application pursuant
3 to the provisions of chapter 58, title 19, Idaho Code, then the applicant's
4 driver's license shall contain his or her alternative Idaho mailing address
5 in place of his or her Idaho residence address. Driver's licenses for per-
6 sons under eighteen (18) years of age shall include a notation "under 18
7 until (month, day, year)," and driver's licenses for persons eighteen (18)
8 years of age to twenty-one (21) years of age shall include a notation "under
9 21 until (month, day, year)." No driver's license shall be valid until it
10 has been signed on the signature line of the license by the licensee. On and
11 after January 1, 2023, driver's license applicants who are United States
12 citizens may have the notation "USA" included on the license.

13 (2) Every driver's license shall bear a color photograph of the li-
14 censee, which shall be taken by the examiner at the time the application is
15 made. The photograph shall be taken without headgear or other clothing or
16 device that disguises or otherwise conceals the face or head of the appli-
17 cant. A waiver may be granted by the department allowing the applicant to
18 wear headgear or other head covering for medical, religious or safety pur-
19 poses as long as the face is not disguised or otherwise concealed. At the
20 request of the applicant, a driver's license may contain a statement or indi-
21 cation of the medical condition of the licensee.

22 (3) The department shall notify the commercial driver license infor-
23 mation system that a class A, B or C driver's license has been issued as re-
24 quired by 49 CFR parts 383 and 384.

25 (4) A licensee applying for a hazardous material endorsement on a
26 driver's license shall have a security background records check and shall
27 receive clearance from the federal transportation security administration
28 before the endorsement can be issued, renewed or transferred as required
29 by 49 CFR part 383, subject to procedures established by the federal trans-
30 portation security administration.

31 (5) A licensee who desires to donate any or all organs or tissue in the
32 event of death, and who has completed a document of gift pursuant to the pro-
33 visions for donation of anatomical gifts as set forth in chapter 34, title
34 39, Idaho Code, may, at the option of the donor, indicate this desire on the
35 driver's license by the imprinting of the word "donor" on the license. The
36 provisions of this subsection shall apply to licensees fifteen (15) years of
37 age or older but less than eighteen (18) years of age if the requirements pro-
38 vided in chapter 34, title 39, Idaho Code, have been complied with and the
39 donor indicates this desire be placed on the license.

40 (6) A licensee who is a person with a permanent disability may request
41 that the notation "permanently disabled" be imprinted on the driver's li-
42 cense, provided the licensee presents written certification from a licensed
43 physician verifying that the licensee's stated impairment qualifies as a
44 permanent disability according to the provisions of section 49-117, Idaho
45 Code.

46 (7) (a) A licensee who is a veteran may request that his or her status as
47 such be designated on the driver's license at no additional cost. Any
48 such request shall be accompanied by proof of being a current or former
49 member of the United States armed forces. Upon request and submission
50 of satisfactory proof, the department shall indicate such person's sta-

1 tus as a veteran on any class of driver's license issued pursuant to this
2 section. Such designation shall be made upon original issuance or re-
3 newal of a driver's license. Designation shall also be made on any du-
4 plicate driver's license issued, provided that the fee for such dupli-
5 cate driver's license is paid in accordance with section 49-306, Idaho
6 Code.

7 (b) Satisfactory proof of being a current or former member of the United
8 States armed forces must be furnished by an applicant to the department
9 before a designation of veteran status will be indicated on any class
10 of driver's license. Acceptable proof shall be a copy of form DD214 or
11 an equivalent document or statement from the department of veterans af-
12 fairs that identifies a character of service upon separation as "honor-
13 able" or "general under honorable conditions."

14 SECTION 15. That Section 49-321, Idaho Code, be, and the same is hereby
15 amended to read as follows:

16 49-321. RECORDS TO BE KEPT BY THE DEPARTMENT. (1) The department shall
17 file every application for a driver's license received by it and shall main-
18 tain suitable indices containing:

19 (a) All applications denied and on each note the reason for denial;

20 (b) All applications granted;

21 (c) The name of every licensee whose driver's license has been sus-
22 pended, revoked, canceled, denied or disqualified by the department and
23 after each name note the reasons for the action;

24 (d) The driver's license number for the applicant; ~~and~~

25 (e) The social security number of the applicant; and

26 (f) Record of the proof relied upon by the department in determining the
27 applicant's status as a United States citizen or non-United States cit-
28 izen.

29 (2) The department shall file the original or copy of the medical exam-
30 iner's certificates, medical exemption letters and skill performance evalu-
31 ation certificates of all commercial driver's license or instruction permit
32 holders required to provide documentation of their physical qualification.
33 The department shall maintain the document(s) for a period of three (3) years
34 beyond the date the certificate or document was issued.

35 (3) The department shall also file all accident reports and abstracts
36 of court records of convictions received by it under the law from any juris-
37 diction and is authorized to forward records of convictions, suspensions or
38 disqualifications to any jurisdiction. Records may be in either paper or
39 electronic form. The department shall maintain convenient records or make
40 suitable notations in order that an individual record of each licensee show-
41 ing the convictions and the traffic accidents in which the licensee has been
42 involved shall be readily ascertainable and available for consideration of
43 the department upon any application for renewal of a driver's license and at
44 other suitable times.

45 (4) The department of health and welfare, on or about the ~~25th~~
46 twenty-fifth day of each month, shall, upon the request of the department,
47 furnish the department a listing showing the name, age, county of residence,
48 and residence address of each Idaho resident who has died during the pre-
49 ceding month. The listing shall be used only for purposes of updating the

1 driver's license files of the department and shall be subject to disclosure
2 according to chapter 1, title 74, Idaho Code.

3 (5) The department, upon request by the office of the secretary of
4 state, shall provide the office of the secretary of state with a digital copy
5 of the driver's license or identification card signature of a person who is
6 an applicant for voter registration pursuant to section 34-409, Idaho Code.

7 SECTION 16. That Section 49-2444, Idaho Code, be, and the same is hereby
8 amended to read as follows:

9 49-2444. IDENTIFICATION CARD ISSUED -- FOUR-YEAR OR EIGHT-YEAR. (1)
10 The department shall issue a distinguishing identification card that shall
11 set forth the information contained in the application, in a form as pre-
12 scribed by the department. All identification cards issued on or after Jan-
13 uary 1, 1993, shall not contain the applicant's social security number. An
14 applicant's social security number shall be exempt from disclosure except
15 for inquiries from agencies or institutions authorized to obtain such infor-
16 mation by federal law or regulation, from peace officers, or from jury com-
17 missioners. Each card shall have printed on it the applicant's full name,
18 date of birth, Idaho residence address, sex, weight, height, eye color, and
19 hair color and shall be issued a distinguishing number assigned to the ap-
20 plicant. If an applicant has submitted an application pursuant to the provi-
21 sions of chapter 58, title 19, Idaho Code, then the applicant's identifica-
22 tion card shall contain his or her alternative Idaho mailing address in place
23 of his or her Idaho residence address. Each card shall also have printed on
24 it the name of this state, the date of issuance, and the date of expiration.
25 An identification card shall not be valid until it has been signed on the sig-
26 nature line by the applicant. Each card shall bear upon it a color photograph
27 of the applicant, which shall be taken by the examiner at the time of appli-
28 cation. The photograph shall be taken without headgear or other clothing or
29 device that disguises or otherwise conceals the face or head of the appli-
30 cant. A waiver may be granted by the department allowing the applicant to
31 wear headgear or other head covering for medical, religious or safety pur-
32 poses as long as the face is not disguised or otherwise concealed. At the re-
33 quest of the applicant, an identification card may contain a statement or in-
34 dication of the medical condition of the applicant.

35 (2) No person shall receive an identification card unless and until he
36 surrenders to the department all identification cards in his possession is-
37 sued to him by Idaho or any other jurisdiction, or any driver's license is-
38 sued by any other jurisdiction within the United States, or until he executes
39 an affidavit that he does not possess an identification card or any driver's
40 license.

41 (3) (a) Identification cards issued to persons under eighteen (18)
42 years of age shall include a notation "under 18 until (month, day,
43 year)," and identification cards issued to persons eighteen (18) years
44 of age to twenty-one (21) years of age shall include a notation "under 21
45 until (month, day, year)."

46 (b) The nonrefundable fee for a four (4) year identification card is-
47 sued to persons twenty-one (21) years of age or older shall be fifteen
48 dollars (\$15.00), of which ten dollars (\$10.00) shall be retained by
49 the county and credited to the current expense fund, and five dollars

1 (\$5.00) shall be deposited in the state treasury to the credit of the
2 highway distribution account.

3 (c) The nonrefundable fee for identification cards issued to persons
4 under twenty-one (21) years of age shall be ten dollars (\$10.00), of
5 which five dollars (\$5.00) shall be retained by the authorized issu-
6 ing agent or, if issued by the county, shall be credited to the current
7 expense fund, and five dollars (\$5.00) shall be deposited in the state
8 treasury to the credit of the highway distribution account.

9 (d) The nonrefundable fee for an eight (8) year identification card
10 shall be twenty-five dollars (\$25.00), of which fifteen dollars
11 (\$15.00) shall be retained by the authorized issuing agent or, if issued
12 by the county, shall be credited to the current expense fund, and ten
13 dollars (\$10.00) shall be deposited in the state treasury to the credit
14 of the highway distribution account.

15 (e) The department shall issue a four (4) year identification card,
16 free of charge, to any person who does not possess a valid Idaho driver's
17 license or state identification card issued by the department, is a
18 citizen of the United States, is at least eighteen (18) years of age,
19 is an Idaho resident, and requires an identification card for voting
20 purposes. For each such card issued for voting purposes, the state con-
21 troller shall transfer ten dollars (\$10.00) from the election integrity
22 fund established by section 34-421, Idaho Code, to the authorized issu-
23 ing agent or appropriate county current expense fund and five dollars
24 (\$5.00) from the election integrity fund to the highway distribution
25 account.

26 (f) At the option of the applicant, the identification card issued to
27 a person twenty-one (21) years of age or older shall expire either on
28 the card holder's birthday in the fourth year or the eighth year fol-
29 lowing issuance of the card, except as otherwise provided in subsection
30 ~~(3)~~ (7) (b) of this section. Every identification card issued to a per-
31 son under eighteen (18) years of age shall expire five (5) days after
32 the person's eighteenth birthday, except as otherwise provided in sub-
33 section ~~(3)~~ (7) (b) of this section. Every identification card issued
34 to a person eighteen (18) years of age but under twenty-one (21) years
35 of age shall expire five (5) days after the person's twenty-first birth-
36 day, except as otherwise provided in subsection ~~(3)~~ (7) (b) of this sec-
37 tion.

38 (4) Individuals required to register in compliance with section 3 of
39 the federal military selective service act, 50 U.S.C. App. 451 et seq., as
40 amended, shall be provided an opportunity to fulfill such registration re-
41 quirements in conjunction with an application for an identification card.
42 Any registration information so supplied shall be transmitted by the depart-
43 ment to the selective service system.

44 (25) Every identification card, except those issued to persons under
45 twenty-one (21) years of age, shall be renewable on or before its expiration,
46 but not more than twenty-five (25) months before, and upon application and
47 payment of the required fee.

48 (36) The applicant for an identification card must submit proof of
49 identity, citizenship status, and date of birth as set forth in a certified
50 copy of his birth certificate. When a certified copy of his birth certifi-

1 cate or a delayed birth certificate is impossible to obtain from a vital
2 statistics agency, another government-issued document may be accepted as
3 proof of a person's full legal name, date of birth, and citizenship.

4 (7) (a) On and after January 1, 2023, every identification card appli-
5 cant who is a citizen of the United States may have the notation "USA"
6 included on his identification card.

7 (b) Every identification card issued to a person who is not a citizen or
8 permanent legal resident of the United States shall have an expiration
9 date that is the same date as the end of lawful stay in the United States
10 as indicated on documents issued and verified by the department of home-
11 land security, provided however, that the expiration date shall not ex-
12 tend beyond the expiration date for the same category of identification
13 card issued to citizens. Persons whose department of homeland security
14 documents do not state an expiration date shall be issued an identifi-
15 cation card with an expiration date of one (1) year from the date of is-
16 suance.

17 (48) When an identification card has been expired for less than twenty-
18 five (25) months, the renewal of the identification card shall start from
19 the original date of expiration, regardless of the year in which the applica-
20 tion for renewal is made. If the identification card is expired for more than
21 twenty-five (25) months, the application shall expire, at the option of the
22 applicant, on the applicant's birthday in the fourth year or the eighth year
23 following reissuance of the identification card, except as otherwise pro-
24 vided in subsection ~~(3)~~ (7) (b) of this section.

25 (59) (a) If an Idaho identification card has expired or will expire
26 and the identification card holder is temporarily out of state, except
27 on active military duty, the identification card holder may request
28 in writing on a form prescribed by the department an extension of the
29 identification card. The request shall be accompanied by the fee
30 fixed in section 49-306, Idaho Code, and the extension shall be no more
31 than a twelve (12) month period. If the department determines that an
32 extension of the identification card is necessary, it may issue an iden-
33 tification card showing the date to which the expired identification
34 card is extended. Identification card extensions are limited to two (2)
35 consecutive extensions per identification card holder.

36 (b) Upon returning to the state of Idaho, the identification card
37 holder shall, within ten (10) days, apply for a renewal of the expired
38 identification card and surrender the extended identification card and
39 the expired identification card.

40 (610) An Idaho identification card issued to any person prior to serv-
41 ing on active duty in the armed forces of the United States, or a member of the
42 immediate family accompanying such a person, if valid and in full force and
43 effect upon entering active duty, shall remain in full force and effect and
44 shall, upon application, be extended for a period of four (4) years as long
45 as active duty continues, and the identification card shall remain in full
46 force and effect sixty (60) days following the date the card holder is re-
47 leased from active duty.

48 (711) A person possessing an identification card who desires to donate
49 any or all organs or tissue in the event of death, and who has completed a
50 document of gift pursuant to the provisions for donation of anatomical gifts

1 as set forth in chapter 34, title 39, Idaho Code, may, at the option of the
2 donor, indicate this desire on the identification card by the imprinting of
3 the word "donor" on the identification card. The provisions of this subsec-
4 tion shall apply to persons possessing an identification card who are fif-
5 teen (15) years of age or older but less than eighteen (18) years of age if
6 the requirements provided in chapter 34, title 39, Idaho Code, have been com-
7 plied with.

8 (~~8~~12) A person possessing an identification card or an applicant for an
9 identification card who is a person with a permanent disability may request
10 that the notation "permanently disabled" be imprinted on the identification
11 card, provided the person presents written certification from a licensed
12 physician verifying that the person's stated impairment qualifies as a per-
13 manent disability according to the provisions of section 49-117, Idaho Code.

14 (~~9~~) (13) (a) A person who is a veteran may request that his or her status
15 as such be designated on an identification card at no additional cost.
16 Any such request shall be accompanied by proof of being a current or for-
17 mer member of the United States armed forces. Upon request and submis-
18 sion of satisfactory proof, the department shall indicate such person's
19 status as a veteran on any identification card issued pursuant to the
20 provisions of this section. Such designation shall be made upon origi-
21 nal issuance or renewal of an identification card. Designation shall
22 also be made on any duplicate identification card issued, provided that
23 the fee for such duplicate card is paid in accordance with this section.

24 (b) Satisfactory proof of being a current or former member of the United
25 States armed forces must be furnished by an applicant to the depart-
26 ment before a designation of veteran status will be indicated on any
27 identification card. Acceptable proof shall be a copy of form DD214
28 or an equivalent document or statement from the department of veterans
29 affairs that identifies a character of service upon separation as "hon-
30 orable" or "general under honorable conditions."

31 (~~10~~4) In the case of a name change, the applicant shall provide legal
32 documentation to verify the change in accordance with department rules.

33 (~~11~~5) Whenever any person, after applying for or receiving an identifi-
34 cation card, shall move from the address shown on the application or on the
35 identification card issued, that person shall, within thirty (30) days, no-
36 tify the transportation department in writing of the old and new addresses.

37 (~~12~~6) The department shall cancel any identification card upon deter-
38 mining that the person was not entitled to the issuance of the identification
39 card or that the person failed to give the required and correct information
40 in his application or committed fraud in making the application. Upon can-
41 cellation, the person shall surrender the canceled identification card to
42 the department.

43 (~~13~~7) If any person shall fail to return to the department the identifi-
44 cation card as required, the department may direct any peace officer to se-
45 cure its possession and return the identification card to the department.

46 (~~14~~8) The department may issue a no-fee identification card to an indi-
47 vidual whose driver's license has been canceled and voluntarily surrendered
48 as provided in section 49-322 (5), Idaho Code. The identification card may be
49 renewed at no cost to the applicant as long as the driver's license remains
50 canceled.

1 (159) It is an infraction for any person to fail to notify the department
2 of a change of address as required by the provisions of subsection (145) of
3 this section.

4 SECTION 17. SEVERABILITY. The provisions of this act are hereby de-
5 clared to be severable and if any provision of this act or the application
6 of such provision to any person or circumstance is declared invalid for any
7 reason, such declaration shall not affect the validity of the remaining por-
8 tions of this act.

9 SECTION 18. An emergency existing therefor, which emergency is hereby
10 declared to exist, this act shall be in full force and effect on and after
11 July 1, 2022.