

{As Amended by Senate Committee of the Whole}

As Amended by Senate Committee

Session of 2013

SENATE BILL No. 136

By Committee on Transportation

2-6

1 AN ACT concerning drivers' licenses and nondriver identification cards;
2 relating to veterans; *authorizing the director of vehicles to provide*
3 *information to certain requesting parties*; amending K.S.A. 2012
4 Supp. 8-243~~and~~, 8-1324 *and 74-2012* and repealing the existing
5 sections.
6

Be it enacted by the Legislature of the State of Kansas:

7 Section 1. K.S.A. 2012 Supp. 8-243 is hereby amended to read as
8 follows: 8-243. (a) Upon payment of the required fee, the division shall
9 issue to every applicant qualifying under the provisions of this act the
10 driver's license as applied for by the applicant. Such license shall bear the
11 class or classes of motor vehicles which the licensee is entitled to drive, a
12 distinguishing number assigned to the licensee, the full legal name, date of
13 birth, gender, address of principal residence and a brief description of the
14 license, a colored digital photograph of the licensee, a facsimile of the
15 signature of the licensee and the statement provided for in subsection (b).
16 No driver's license shall be valid until it has been signed by the licensee.
17 All drivers' licenses issued to persons under the age of 21 years shall be
18 readily distinguishable from licenses issued to persons age 21 years or
19 older. In addition, all drivers' licenses issued to persons under the age of 18
20 years shall also be readily distinguishable from licenses issued to persons
21 age 18 years or older. The secretary of revenue shall implement a vertical
22 format to make drivers' licenses issued to persons under the age of 21 more
23 readily distinguishable. Except as otherwise provided, no driver's license
24 issued by the division shall be valid until a colored digital photograph of
25 such licensee has been taken and verified before being placed on the
26 driver's license. The secretary of revenue shall prescribe a fee of not more
27 than \$8 and upon the payment of such fee, the division shall cause a
28 colored digital photograph of such applicant to be placed on the driver's
29 license. Upon payment of such fee prescribed by the secretary of revenue,
30 plus payment of the fee required by K.S.A. 8-246, and amendments
31 thereto, for issuance of a new license, the division shall issue to such
32 licensee a new license containing a colored digital photograph of such
33 licensee. A driver's license which does not contain the principal address as
34

Proposed Amendments for SB 136

For Committee on Veterans, Military and Homeland Security

March 19, 2013

Re: Placement of the "VETERANS" designation

Prepared by: Eunice Peters

Office of Revisor of Statutes

Veteran/Military/Homeland Security Comm.

Date: MARCH 19, 2013

Attachment #: 5

1 required may be issued to persons who are program participants pursuant
2 to K.S.A. 2012 Supp. 75-455, and amendments thereto, upon payment of
3 the fee required by K.S.A. 8-246, and amendments thereto. All Kansas
4 drivers' licenses and identification cards shall have physical security
5 features designed to prevent tampering, counterfeiting or duplication of the
6 document for fraudulent purposes. The secretary of revenue shall
7 incorporate common machine-readable technology into all Kansas drivers'
8 licenses and identification cards.

9 (b) All Kansas drivers' licenses issued to any person 16 years of age
10 or older shall contain a form which provides a statement for making a gift
11 of all or any part of the body of the licensee in accordance with the revised
12 uniform anatomical gift act, K.S.A. 2012 Supp. 65-3220 through 65-3244,
13 and amendments thereto, except as otherwise provided by this subsection.
14 The statement to be effective shall be signed by the licensee in the
15 presence of two witnesses who shall sign the statement in the presence of
16 the donor. The gift becomes effective upon the death of the donor.
17 Delivery of the license during the donor's lifetime is not necessary to make
18 a valid gift. Any valid gift statement executed prior to July 1, 1994, shall
19 remain effective until invalidated. The word "Donor" shall be placed on
20 the front of a licensee's driver's license, indicating that the statement for
21 making an anatomical gift under this subsection has been executed by such
22 licensee.

23 (c) Any person who is deaf or hard of hearing may request that the
24 division issue to such person a driver's license which is readily
25 distinguishable from drivers' licenses issued to other drivers and upon such
26 request the division shall issue such license. Drivers' licenses issued to
27 persons who are deaf or hard of hearing and under the age of 21 years shall
28 be readily distinguishable from drivers' licenses issued to persons who are
29 deaf or hard of hearing and 21 years of age or older. Upon satisfaction of
30 subsection (a), the division shall issue a receipt of application permitting
31 the operation of a vehicle consistent with the requested class, if there are
32 no other restrictions or limitations, pending the division's verification of
33 the information and production of a driver's license.

34 (d) A driver's license issued to a person required to be registered
35 under K.S.A. 22-4901 et seq, and amendments thereto, shall be assigned a
36 distinguishing number by the division which will readily indicate to law
37 enforcement officers that such person is a registered offender. The division
38 shall develop a numbering system to implement the provisions of this
39 subsection.

40 (e) (1) Any person who is a veteran may request that the division
41 issue to such person a driver's license which shall include the designation
42 "VETERAN" ~~in the hologram security feature displayed on the back side~~
43 of the driver's license at a location to be determined by the secretary of

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1 fraudulent purposes.

2 (i) For the purposes of K.S.A. 8-1324 through 8-1328, and
3 amendments thereto, a person shall be deemed to be a resident of the state
4 if:

- 5 (1) The person owns, leases or rents a place of domicile in this state;
 - 6 (2) the person engages in a trade, business or profession in this state;
 - 7 (3) the person is registered to vote in this state;
 - 8 (4) the person enrolls the person's child in a school in this state; or
 - 9 (5) the person registers the person's motor vehicle in this state.
- 10 (j) The division shall require that any person applying for an
11 identification card submit to a mandatory facial image capture.

12 (k) (1) Any person who is a veteran may request that the division
13 issue to such person a non-driver identification card which shall include
14 the designation "VETERAN" ~~in the hologram security feature displayed on~~
15 ~~the back side of the non-driver identification card at a location to be~~
16 ~~determined by the secretary of revenue. In order to receive a non-driver~~
17 ~~identification card described in this subsection, the veteran must provide~~
18 ~~proof of the veteran's military service and honorable discharge or general~~
19 ~~discharge under honorable conditions, including a copy of the veteran's~~
20 ~~DD214 form or equivalent.~~

21 (2) As used in this subsection, "veteran" means a person who:

22 (A) Has served in: The army, navy, marine corps, air force, coast
23 guard, air or army national guard or any branch of the military reserves of
24 the United States; and

25 (B) ~~has been separated from the branch of service in which the~~
26 ~~person served under honorable conditions~~ **was honorably discharged or**
27 **received a general discharge under honorable conditions.**

28 (3) The director of vehicles may adopt any rules and regulations
29 necessary to carry out the provisions of this subsection.

30 (4) (l) The director of vehicles may issue a temporary identification
31 card to an applicant who cannot provide valid documentary evidence as
32 defined by subsection (c), if the applicant provides compelling evidence
33 proving current lawful presence. Any temporary identification card issued
34 pursuant to this subparagraph shall be valid for one year.

35 (4) (m) Upon payment of the required fee, the division shall issue to
36 every applicant qualifying under the provisions of this act an identification
37 card. Such identification card shall bear a distinguishing number assigned
38 to the cardholder, the full legal name, date of birth, address of principal
39 residence, a brief description of the cardholder, a colored digital
40 photograph of the cardholder, and a facsimile of the signature of the
41 cardholder. An identification card which does not contain the address of
42 principal residence of the cardholder as required may be issued to persons
43 who are program participants pursuant to K.S.A. 2012 Supp. 75-455, and

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