

SENATE BILL No. 355

DIGEST OF INTRODUCED BILL

Citations Affected: IC 9-24.

Synopsis: Identification of medical alert. Provides that an application for a driver's license, permit, or identification card must enable an applicant to indicate certain medical alerts.

Effective: July 1, 2022.

Pol Jr.

January 11, 2022, read first time and referred to Committee on Homeland Security and Transportation.



Second Regular Session of the 122nd General Assembly (2022)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2021 Regular Session of the General Assembly.

SENATE BILL No. 355



A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 9-24-9-2.3, AS AMENDED BY P.L.82-2019,
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2022]: Sec. 2.3. (a) An application for a driver's license or
4 permit under this chapter must contain the following questions:
5 (1) "Have you served in the armed forces of the United States?".
6 (2) "Are you the surviving spouse of someone who served in the
7 armed forces of the United States or their reserves, in the National
8 Guard, or in the Indiana National Guard?".
9 (b) In addition to the questions set forth in subsection (a), an
10 application for a driver's license or permit to be issued under this article
11 must enable the applicant to indicate the following:
12 (1) The applicant is a veteran and wishes to have an indication of
13 the applicant's veteran status appear on the driver's license or
14 permit.
15 (2) The applicant is the surviving spouse of a veteran of the armed
16 forces of the United States and wishes to have an indication of the
17 applicant's status as a surviving spouse of a veteran appear on the



1 license or permit.

2 (3) The applicant has a medical ~~condition~~ **alert** of note,
3 **including:**

4 **(A) abdominal aortic aneurysm;**

5 **(B) Alzheimer's disease;**

6 **(C) arrhythmia;**

7 **(D) asthma;**

8 **(E) autism;**

9 **(F) blindness;**

10 **(G) chronic obstructive pulmonary disease (COPD);**

11 **(H) congestive heart failure (CHF);**

12 **(I) coumadin;**

13 **(J) defibrillator;**

14 **(K) diabetes;**

15 **(L) end-stage renal disease (ESRD);**

16 **(M) esophageal varices;**

17 **(N) hearing impairment;**

18 **(O) hemophilia;**

19 **(P) malignant hyperthermia;**

20 **(Q) penicillin;**

21 **(R) seizures;**

22 **(S) sickle cell disease;**

23 **(T) splenomegaly; and**

24 **(U) thoracic aortic aneurysm;**

25 and wishes to have an identifying symbol and a brief description
26 of the medical ~~condition~~ **alert** appear on the driver's license or
27 permit.

28 (c) The bureau shall keep in a data base and share the information
29 submitted under subsections (a) and (b)(2) upon request by the Indiana
30 department of veterans' affairs. The information submitted under
31 subsections (a) and (b)(2) may be used by the Indiana department of
32 veterans' affairs to develop outreach programs for veterans and their
33 families.

34 (d) The application for a driver's license or permit under this chapter
35 must indicate that an applicant has the option whether or not to answer
36 the questions set forth in subsection (a).

37 SECTION 2. IC 9-24-11-5.5, AS AMENDED BY P.L.120-2020,
38 SECTION 29, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
39 JULY 1, 2022]: Sec. 5.5. (a) If an individual has:

40 (1) indicated on the application for a driver's license or learner's
41 permit that the individual is a veteran and wishes to have an
42 indication of the individual's veteran status appear on the driver's



1 license or learner's permit; and

2 (2) provided proof at the time of application of the individual's
3 veteran status;
4 an indication of the individual's veteran status shall be shown on the
5 driver's license or learner's permit.

6 (b) If an individual has:

7 (1) indicated on the individual's application for a driver's license
8 or learner's permit that the applicant:

9 (A) is a surviving spouse of a veteran; and

10 (B) wishes to have an indication of the applicant's status as a
11 surviving spouse of a veteran appear on the driver's license or
12 learner's permit; and

13 (2) provided the documentation necessary to verify that the
14 applicant was married, at the time of the decedent's death, to a
15 veteran;

16 an indication of the individual's status as a surviving spouse of a
17 veteran shall be shown on the driver's license or learner's permit.

18 (c) If an individual submits information concerning the individual's
19 medical **condition alert as described in IC 9-24-9-2.3(b)(3)** in
20 conjunction with the individual's application for a driver's license or
21 learner's permit, the bureau shall place an identifying symbol in a
22 prominent location on a driver's license or learner's permit to indicate
23 that the individual has a medical **condition alert** of note. The bureau
24 shall include information on the individual's driver's license or learner's
25 permit that briefly describes the individual's medical **condition alert**.
26 The information must be notated in a manner that alerts an individual
27 reading the driver's license or learner's permit to the existence of the
28 medical **condition alert**. The individual submitting the information
29 concerning the medical **condition alert** is responsible for its accuracy.

30 ~~(d) Notwithstanding the July 1, 2021, effective date in HEA~~
31 ~~1506-2019, SECTION 50 (P.L.178-2019), this section takes effect July~~
32 ~~1, 2020 (rather than July 1, 2021).~~

33 SECTION 3. IC 9-24-16-2, AS AMENDED BY P.L.111-2021,
34 SECTION 69, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
35 JULY 1, 2022]: Sec. 2. (a) An application for an identification card to
36 be issued under this chapter must contain the following questions:

37 (1) "Have you served in the armed forces of the United States?"

38 (2) "Are you the surviving spouse of someone who served in the
39 armed forces of the United States or their reserves, in the National
40 Guard, or in the Indiana National Guard?"

41 (b) In addition to the questions set forth in subsection (a), an
42 application for an identification card issued under this chapter must



- 1 require the following information concerning an applicant:
- 2 (1) The full legal name of the applicant.
- 3 (2) The applicant's date of birth.
- 4 (3) The gender of the applicant.
- 5 (4) The applicant's height, weight, hair color, and eye color.
- 6 (5) The principal address and mailing address of the applicant.
- 7 (6) A:
- 8 (A) valid Social Security number; or
- 9 (B) verification of an applicant's:
- 10 (i) ineligibility to be issued a Social Security number; and
- 11 (ii) identity and lawful status.
- 12 (7) A digital photograph of the applicant.
- 13 (8) The signature of the applicant showing the applicant's legal
- 14 name as it will appear on the identification card.
- 15 (9) If the applicant is also applying for a motor driven cycle
- 16 endorsement, verification that the applicant has satisfactorily
- 17 completed the test required under section 3.6 of this chapter.
- 18 (c) The bureau may invalidate an identification card that the bureau
- 19 believes to have been issued as a result of fraudulent documentation.
- 20 (d) The bureau:
- 21 (1) shall adopt rules under IC 4-22-2 to establish a procedure to
- 22 verify an applicant's identity and lawful status; and
- 23 (2) may adopt rules to establish a procedure to temporarily
- 24 invalidate an identification card that it believes to have been
- 25 issued based on fraudulent documentation.
- 26 (e) For purposes of subsection (b), an individual certified as a
- 27 program participant in the address confidentiality program under
- 28 IC 5-26.5 is not required to provide the individual's principal address
- 29 and mailing address, but may provide an address designated by the
- 30 office of the attorney general under IC 5-26.5 as the individual's
- 31 principal address and mailing address.
- 32 (f) In addition to the information required under subsection (b), an
- 33 application for an identification card to be issued under this chapter
- 34 must enable the applicant to indicate that the applicant is a veteran and
- 35 wishes to have an indication of the applicant's veteran status appear on
- 36 the identification card. An applicant who wishes to have an indication
- 37 of the applicant's veteran status appear on the identification card must:
- 38 (1) indicate on the application that the applicant:
- 39 (A) is a veteran; and
- 40 (B) wishes to have an indication of the applicant's veteran
- 41 status appear on the identification card; and
- 42 (2) provide proof at the time of application of the applicant's



1 veteran status.

2 (g) In addition to the information required under subsection (b), an
 3 application for an identification card to be issued under this chapter
 4 must enable the applicant to indicate that the applicant is a surviving
 5 spouse of a veteran and wishes to have an indication of the applicant's
 6 status as a surviving spouse of a veteran appear on the identification
 7 card. An applicant who wishes to have an indication of the applicant's
 8 status as a surviving spouse of a veteran appear on the identification
 9 card must:

- 10 (1) indicate on the application that the applicant:
 11 (A) is the surviving spouse of a veteran of the armed forces of
 12 the United States; and
 13 (B) wishes to have an indication of the applicant's status as a
 14 surviving spouse of a veteran appear on the identification card;
 15 and
 16 (2) provide the documentation necessary to verify that the
 17 applicant was married, at the time of the decedent's death, to a
 18 veteran.

19 **(h) In addition to the information required under subsection (b),
 20 an application for an identification card to be issued under this
 21 chapter must enable the applicant to indicate that the applicant has
 22 a medical alert of note, including:**

- 23 **(1) abdominal aortic aneurysm;**
 24 **(2) Alzheimer's disease;**
 25 **(3) arrhythmia;**
 26 **(4) asthma;**
 27 **(5) autism;**
 28 **(6) blindness;**
 29 **(7) chronic obstructive pulmonary disease (COPD);**
 30 **(8) congestive heart failure (CHF);**
 31 **(9) coumadin;**
 32 **(10) defibrillator;**
 33 **(11) diabetes;**
 34 **(12) end-stage renal failure (ESRF);**
 35 **(13) esophageal varices;**
 36 **(14) hearing impairment;**
 37 **(15) hemophilia;**
 38 **(16) malignant hyperthermia;**
 39 **(17) penicillin;**
 40 **(18) seizures;**
 41 **(19) sickle cell disease;**
 42 **(20) splenomegaly; and**



1 **(21) thoracic aortic aneurysm;**
 2 **and wishes to have an identifying symbol and a brief description of**
 3 **the medical alert appear on the applicant's identification card.**

4 ~~(h)~~ **(i)** The bureau shall keep in a data base and share the
 5 information submitted under subsections (a) and (g) at least annually
 6 with the Indiana department of veterans' affairs. The information
 7 submitted under subsections (a) and (g) may be used by the Indiana
 8 department of veterans' affairs to develop outreach programs for
 9 veterans and their families.

10 ~~(h)~~ **(j)** The application for an identification card to be issued under
 11 this chapter must indicate that an applicant has the option whether or
 12 not to answer the questions set forth in subsection (a).

13 SECTION 4. IC 9-24-16-3, AS AMENDED BY P.L.111-2021,
 14 SECTION 70, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 15 JULY 1, 2022]: Sec. 3. (a) An identification card:

16 (1) in physical form must have the same dimensions and shape as
 17 a driver's license; and

18 (2) in the form of a mobile credential must have the same format
 19 as a driver's license;

20 but the card must have markings sufficient to distinguish the card from
 21 a driver's license.

22 (b) Except as provided in subsection (g), the front side of a physical
 23 identification card or the top portion of an identification card in the
 24 format of a mobile credential must contain the expiration date of the
 25 identification card and the following information about the individual
 26 to whom the card is being issued:

27 (1) Full legal name.

28 (2) The address of the principal residence.

29 (3) Date of birth.

30 (4) Date of issue and date of expiration.

31 (5) Unique identification number.

32 (6) Gender.

33 (7) Weight.

34 (8) Height.

35 (9) Color of eyes and hair.

36 (10) Reproduction of the signature of the individual identified.

37 (11) Whether the individual is blind (as defined in
 38 IC 12-7-2-21(1)).

39 (12) If the individual is less than eighteen (18) years of age at the
 40 time of issuance, the dates on which the individual will become:

41 (A) eighteen (18) years of age; and

42 (B) twenty-one (21) years of age.



1 (13) If the individual is at least eighteen (18) years of age but less
 2 than twenty-one (21) years of age at the time of issuance, the date
 3 on which the individual will become twenty-one (21) years of age.

4 (14) Digital photograph of the individual.

5 (c) The information contained on the identification card as required
 6 by subsection (b)(12) or (b)(13) for an individual who is less than
 7 twenty-one (21) years of age at the time of issuance shall be notated
 8 prominently on the identification card.

9 (d) If the individual complies with section 2(f) or 2(g) of this
 10 chapter, an indication of the individual's veteran status or status as the
 11 surviving spouse of a veteran of the armed forces of the United States,
 12 as applicable, shall be shown on the identification card.

13 (e) If the applicant for an identification card submits information to
 14 the bureau concerning the applicant's medical ~~condition~~, **alert, as**
 15 **described in section 2(h) of this chapter**, the bureau shall place an
 16 identifying symbol on the face of the identification card to indicate that
 17 the applicant has a medical ~~condition~~ **alert** of note. The bureau shall
 18 include information on the identification card that briefly describes the
 19 medical ~~condition~~ **alert** of the holder of the card. The information must
 20 be printed in a manner that alerts a person reading the card to the
 21 existence of the medical ~~condition~~ **alert**. The applicant for an
 22 identification card is responsible for the accuracy of the information
 23 concerning the medical ~~condition~~ **alert** submitted under this
 24 subsection. The bureau shall inform an applicant that submission of
 25 information under this subsection is voluntary.

26 (f) An identification card issued by the state to an individual who:

27 (1) has a valid, unexpired nonimmigrant visa or has nonimmigrant
 28 visa status for entry in the United States;

29 (2) has a pending application for asylum in the United States;

30 (3) has a pending or approved application for temporary protected
 31 status in the United States;

32 (4) has approved deferred action status; or

33 (5) has a pending application for adjustment of status to that of an
 34 alien lawfully admitted for permanent residence in the United
 35 States or conditional permanent residence status in the United
 36 States;

37 must be clearly identified as a temporary identification card. A
 38 temporary identification card issued under this subsection may not be
 39 renewed without the presentation of valid documentary evidence
 40 proving that the holder of the identification card's temporary status has
 41 been extended.

42 (g) For purposes of subsection (b), an individual certified as a



1 program participant in the address confidentiality program under
2 IC 5-26.5 is not required to provide the address of the individual's
3 principal residence, but may provide an address designated by the
4 office of the attorney general under IC 5-26.5 as the address of the
5 individual's principal residence.

6 (h) The bureau shall validate an identification card for motor driven
7 cycle operation upon a highway by endorsement to an individual who:

8 (1) applies for or has previously been issued an identification card
9 under this chapter;

10 (2) makes the appropriate application for endorsement; and

11 (3) satisfactorily completes the test required under section 3.6 of
12 this chapter.

13 The bureau shall place a designation on the face of the identification
14 card to indicate that the individual has received a motor driven cycle
15 endorsement.

