

HOUSE BILL No. 6048

May 17, 2018, Introduced by Reps. Lilly, Lower, Kesto and Miller and referred to the Committee on Elections and Ethics.

A bill to amend 1972 PA 222, entitled

"An act to provide for an official personal identification card; to provide for its form, issuance and use; to regulate the use and disclosure of information obtained from the card; to prescribe the powers and duties of the secretary of state; to prescribe fees; to prescribe certain penalties for violations; and to provide an appropriation for certain purposes,"

by amending sections 1, 1a, and 2 (MCL 28.291, 28.291a, and 28.292), section 1 as amended by 2012 PA 25, section 1a as amended by 2008 PA 31, and section 2 as amended by 2017 PA 31.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. (1) A person who is a resident of this state may apply
2 to the department of state for an official state personal
3 identification card. Upon application, the applicant shall supply a
4 photographic identity document, a birth certificate, **AN AFFIDAVIT**
5 **AND INFORMATION UNDER SUBSECTIONS (3) AND (4)**, or other
6 nonphotographic identity document, and other sufficient documents

1 as the secretary of state may require to verify the identity and
2 citizenship of the applicant. If an applicant for an official state
3 personal identification card is not a citizen of the United States,
4 the applicant shall supply a photographic identity document and
5 other sufficient documents to verify the identity of the applicant
6 and the applicant's legal presence in the United States under
7 subsection ~~(5)~~—(8). The documents required under this subsection
8 ~~shall~~**MUST** include the applicant's full legal name, date of birth,
9 address, and residency and demonstrate that the applicant is a
10 citizen of the United States or is legally present in the United
11 States. If the applicant's full legal name differs from the name of
12 the applicant that appears on a document presented under this
13 subsection, the applicant shall present documents to verify his or
14 her current full legal name. An application for a state personal
15 identification card ~~shall~~**MUST** be made in a manner prescribed by
16 the secretary of state and ~~shall~~**MUST** contain the applicant's full
17 legal name, date of birth, residence address, height, sex, eye
18 color, signature, intent to be an organ donor, other information
19 required or permitted on the official state personal identification
20 card and, only to the extent to comply with federal law, the
21 applicant's ~~social security~~**SOCIAL SECURITY** number. The applicant
22 may provide a mailing address if the applicant receives mail at an
23 address different from his or her residence address.

24 (2) The secretary of state shall accept as 1 of the
25 identification documents required under subsection (1) an
26 identification card issued by the department of corrections to
27 prisoners who are placed on parole or released from a correctional

1 facility, containing the prisoner's legal name, photograph, and
2 other information identifying the prisoner as provided in section
3 37(4) of the corrections code of 1953, 1953 PA 232, MCL 791.237.

4 (3) SUBJECT TO SUBSECTIONS (4) AND (5), IN LIEU OF A BIRTH
5 CERTIFICATE OR OTHER NONPHOTOGRAPHIC IDENTITY DOCUMENT REQUIRED
6 UNDER SUBSECTION (1), THE SECRETARY OF STATE SHALL ACCEPT AN
7 AFFIDAVIT IN A FORM PRESCRIBED BY THE SECRETARY OF STATE, MADE BY
8 AN APPLICANT UNDER PENALTY OF PERJURY, THAT INCLUDES, AT A MINIMUM,
9 ALL OF THE FOLLOWING:

10 (A) THE APPLICANT'S DATE OF BIRTH AS REPRESENTED BY THE
11 APPLICANT.

12 (B) THAT THE APPLICANT IS A CITIZEN OF THE UNITED STATES AND
13 POSSESSES THE QUALIFICATIONS OF AN ELECTOR UNDER SECTION 492 OF THE
14 MICHIGAN ELECTION LAW, 1954 PA 116, MCL 168.492.

15 (C) THAT THE APPLICANT HAS ATTEMPTED AND FAILED TO OBTAIN A
16 BIRTH CERTIFICATE OR OTHER FORM OF NONPHOTOGRAPHIC IDENTIFICATION
17 REQUIRED UNDER SUBSECTION (1) FROM THE APPLICANT'S STATE, UNITED
18 STATES TERRITORY, OR FOREIGN COUNTRY OF BIRTH AS A RESULT OF EITHER
19 OF THE FOLLOWING:

20 (i) A REQUESTED RECORD CANNOT BE LOCATED BY THE APPLICANT'S
21 STATE, UNITED STATES TERRITORY, OR FOREIGN COUNTRY OF BIRTH.

22 (ii) THE APPLICANT IS INDIGENT, AND THE COST OF OBTAINING THE
23 RECORD IS PROHIBITIVE TO THE APPLICANT.

24 (D) THAT THE APPLICANT DOES NOT POSSESS ANY OTHER FORM OF
25 IDENTIFICATION FOR ELECTION PURPOSES AND REQUIRES AN OFFICIAL STATE
26 PERSONAL IDENTIFICATION CARD TO VOTE.

27 (4) AN AFFIDAVIT DESCRIBED IN SUBSECTION (3) MUST BE

1 ACCOMPANIED BY ALL OF THE FOLLOWING:

2 (i) DOCUMENTATION FROM OR EVIDENCE OF COMMUNICATION WITH THE
3 APPLICANT'S STATE, UNITED STATES TERRITORY, OR FOREIGN COUNTRY OF
4 BIRTH SUPPORTING THE APPLICANT'S ATTESTATION UNDER SUBSECTION
5 (3) (C) (i), IF APPLICABLE.

6 (ii) DOCUMENTATION OF THE COST OF THE REQUESTED RECORD
7 DESCRIBED IN SUBSECTION (3) (C) (ii), IF APPLICABLE, AND WHETHER THE
8 APPLICANT IS OR IS NOT ELIGIBLE FOR ANY REDUCED OR WAIVED FEE TO
9 OBTAIN THAT RECORD.

10 (iii) AT LEAST 1 DOCUMENT SUPPORTING THE APPLICANT'S
11 ATTESTATION UNDER SUBSECTION (3) (A).

12 (iv) AN OFFICIAL STATEMENT FROM THE STATE REGISTRAR OR A LOCAL
13 REGISTRAR DESCRIBED IN SECTION 2891(2) OF THE PUBLIC HEALTH CODE,
14 1978 PA 368, MCL 333.2891, THAT A MICHIGAN BIRTH CERTIFICATE COULD
15 NOT BE LOCATED FOR THE APPLICANT.

16 (5) AN OFFICIAL STATE PERSONAL IDENTIFICATION CARD ISSUED BY
17 THE SECRETARY OF STATE USING AN AFFIDAVIT DESCRIBED IN SUBSECTION
18 (3) MUST ONLY BE ISSUED IF THE ISSUANCE OTHERWISE COMPLIES WITH
19 THIS ACT, AND ANY OTHER APPLICABLE LAWS OR REGULATIONS OF THIS
20 STATE OR THE UNITED STATES.

21 (6) ~~(3)~~—The secretary of state shall have electronic access to
22 prisoner information maintained by the department of corrections
23 for the purpose of verifying the identity of a prisoner who applies
24 for an official state identification card under subsection (1).

25 (7) ~~(4)~~—The secretary of state shall not issue an official
26 state personal identification card to a person who holds an
27 operator's or chauffeur's license issued under the Michigan vehicle

1 code, 1949 PA 300, MCL 257.1 to 257.923, unless the license has
2 been suspended, revoked, or restricted.

3 (8) ~~(5)~~—If the applicant is not a citizen of the United
4 States, the applicant shall provide, and the department shall
5 verify, documents demonstrating his or her legal presence in the
6 United States. Nothing in this act shall obligate or be construed
7 to obligate this state to comply with title II of the real ID act
8 of 2005, Public Law 109-13. The secretary of state may adopt rules
9 under the administrative procedures act of 1969, 1969 PA 306, MCL
10 24.201 to 24.328, as are necessary for the administration of this
11 subsection. A determination by the secretary of state that an
12 applicant is not legally present in the United States may be
13 appealed under section 631 of the revised judicature act of 1961,
14 1961 PA 236, MCL 600.631.

15 (9) ~~(6)~~—The secretary of state shall not disclose a ~~social~~
16 ~~security~~ **SOCIAL SECURITY** number obtained under subsection (1) to
17 another person except for use for 1 or more of the following
18 purposes:

19 (a) Compliance with 49 USC 31301 to 31317 and regulations and
20 rules related to this act.

21 (b) To carry out the purposes of section 466(a) of the social
22 security act, 42 USC 666, in connection with matters relating to
23 paternity, child support, or overdue child support.

24 (c) ~~With~~ **TO** the department of ~~community health,~~ **HEALTH AND**
25 **HUMAN SERVICES** for comparison with vital records maintained by the
26 department of ~~community health~~ **AND HUMAN SERVICES** under part 28 of
27 the public health code, 1978 PA 368, MCL 333.2801 to 333.2899.

1 (d) As otherwise required by law.

2 (10) ~~(7)~~—The secretary of state shall not display a person's
3 ~~social security~~ **SOCIAL SECURITY** number on the person's official
4 state personal identification card.

5 (11) ~~(8)~~—A requirement under this section to include a ~~social~~
6 ~~security~~ **SOCIAL SECURITY** number on an application does not apply to
7 an applicant who demonstrates he or she is exempt under law from
8 obtaining a ~~social security~~ **SOCIAL SECURITY** number.

9 (12) ~~(9)~~—The secretary of state, with the approval of the
10 state administrative board created under 1921 PA 2, MCL 17.1 to
11 17.3, may enter into agreements with the United States government
12 to verify whether an applicant for an official state personal
13 identification card under this section who is not a citizen of the
14 United States is authorized under federal law to be present in the
15 United States.

16 (13) ~~(10)~~—The secretary of state shall not issue an official
17 state personal identification card to a person holding an official
18 state personal identification card issued by another state without
19 confirmation that the person is terminating or has terminated the
20 official state personal identification card issued by the other
21 state.

22 (14) ~~(11)~~—The secretary of state shall do all of the
23 following:

24 (a) Ensure the physical security of locations where official
25 state personal identification cards are produced and the security
26 of document materials and papers from which official state personal
27 identification cards are produced.

1 (b) Subject all persons authorized to manufacture or produce
2 official state personal identification cards and all persons who
3 have the ability to affect the identity information that appears on
4 official state personal identification cards to appropriate
5 security clearance requirements. The security requirements of this
6 subdivision and subdivision (a) may require that official state
7 personal identification cards be manufactured or produced in this
8 state.

9 (c) Provide fraudulent document recognition programs to
10 department of state employees engaged in the issuance of official
11 state personal identification cards.

12 Sec. 1a. As used in this act:

13 (a) "Highly restricted personal information" includes an
14 individual's photograph or image, ~~social security~~ **SOCIAL SECURITY**
15 number, digitized signature, and medical and disability information
16 and source documents presented by an applicant to obtain a ~~an~~
17 **OFFICIAL STATE** personal identification card under section 1.

18 (b) "Personal information" means information that identifies
19 an individual, including the individual's photograph or image,
20 name, address (but not the 5-digit zip code), driver license
21 number, ~~social security~~ **SOCIAL SECURITY** number, telephone number,
22 digitized signature, and medical and disability information.

23 (C) **"IDENTIFICATION FOR ELECTION PURPOSES" MEANS THAT TERM AS**
24 **DEFINED IN SECTION 2 OF THE MICHIGAN ELECTION LAW, 1954 PA 116, MCL**
25 **168.2.**

26 (D) ~~(e)~~ "Residence address" means the place that is the
27 settled home or domicile at which a person legally resides, which

1 meets the definition of residence as **THAT TERM IS** defined in
2 section 11 of the Michigan election law, 1954 PA 116, MCL 168.11.

3 **(E)** ~~(d)~~—"Resident" means every person who resides in this
4 state and establishes that he or she is legally present in the
5 United States. This definition applies to the provisions of this
6 act only.

7 Sec. 2. (1) An official state personal identification card
8 must contain the following:

9 (a) An identification number permanently assigned to the
10 individual to whom the card is issued.

11 (b) The full legal name, date of birth, sex, residence
12 address, height, weight, eye color, digital photographic image,
13 signature of or verification and certification by the applicant, as
14 determined by the secretary of state, and expiration date of the
15 official state personal identification card.

16 (c) An indication that the identification card contains 1 or
17 more of the following:

18 (i) The blood type of the individual.

19 (ii) Immunization data of the individual.

20 (iii) Medication data of the individual.

21 (iv) A statement that the individual is deaf.

22 (d) In the case of a holder of an official state personal
23 identification card who has indicated his or her wish to
24 participate in the anatomical gift donor registry under part 101 of
25 the public health code, 1978 PA 368, MCL 333.10101 to 333.10123, a
26 heart insignia on the front of the official state personal
27 identification card.

1 (e) If requested by an individual who is a veteran as that
2 term is defined in section 1 of 1965 PA 190, MCL 35.61, a
3 designation that the individual is a veteran. The designation ~~shall~~
4 **MUST** be in a style and format considered appropriate by the
5 secretary of state. The secretary of state shall require proof of
6 discharge or separation of service from the armed forces of this
7 state, another state, or the United States, and the nature of that
8 discharge, for the purposes of verifying an individual's status as
9 a veteran under this subdivision. The secretary of state shall
10 consult with the department of military and veterans affairs in
11 determining the proof that ~~shall~~**MUST** be required to identify an
12 individual's status as a veteran for the purposes of this
13 subsection. The secretary of state may provide the department of
14 military and veterans affairs and agencies of the counties of this
15 state that provide veteran services with information provided by an
16 applicant under this subsection for the purpose of veterans'
17 benefits eligibility referral.

18 (f) Physical security features designed to prevent tampering,
19 counterfeiting, or duplication of the official state personal
20 identification card for fraudulent purposes.

21 (2) In conjunction with the application for an official state
22 personal identification card, the secretary of state shall do all
23 of the following:

24 (a) Provide the applicant with all of the following:

25 (i) Information explaining the applicant's right to make an
26 anatomical gift in the event of death under part 101 of the public
27 health code, 1978 PA 368, MCL 333.10101 to 333.10123, and in

1 accordance with this section.

2 (ii) Information describing the donor registry program
3 maintained by Michigan's federally designated organ procurement
4 organization or its successor organization under section 10120 of
5 the public health code, 1978 PA 368, MCL 333.10120. The information
6 required under this subparagraph includes the address and telephone
7 number of Michigan's federally designated organ procurement
8 organization or its successor organization as described in section
9 10120 of the public health code, 1978 PA 368, MCL 333.10120.

10 (iii) Information giving the applicant the opportunity to have
11 his or her name placed on the registry described in subparagraph
12 (ii).

13 (b) Provide the applicant with the opportunity to specify on
14 his or her official state personal identification card that he or
15 she is willing to make an anatomical gift in the event of death
16 under part 101 of the public health code, 1978 PA 368, MCL
17 333.10101 to 333.10123, and in accordance with this section.

18 (c) Inform the applicant that, if he or she indicates to the
19 secretary of state under this section a willingness to have his or
20 her name placed on the donor registry described in subdivision
21 (a) (ii), the secretary of state will mark the applicant's record
22 for the donor registry.

23 (3) The secretary of state may fulfill the requirements of
24 subsection (2) by 1 or more of the following methods:

25 (a) Providing printed material enclosed with a mailed notice
26 for the issuance or renewal of an official state personal
27 identification card.

1 (b) Providing printed material to an applicant who personally
2 appears at a secretary of state branch office.

3 (c) Through electronic information transmittals for
4 applications processed by electronic means.

5 (4) The secretary of state shall prescribe the form of the
6 official state personal identification card. The secretary of state
7 shall designate a space on the official state personal
8 identification card where the applicant may place a sticker or
9 decal of a uniform size as the secretary may specify to indicate
10 that the cardholder carries a separate emergency medical
11 information card. The sticker or decal may be provided by any
12 person, hospital, school, medical group, or association interested
13 in assisting in implementing the emergency medical information
14 card, but must meet the specifications of the secretary of state.
15 The sticker or decal also may be used to indicate that the
16 cardholder has designated 1 or more patient advocates in accordance
17 with section 5506 of the estates and protected individuals code,
18 1998 PA 386, MCL 700.5506. The emergency medical information card,
19 carried separately by the cardholder, may contain the information
20 described in subsection (2)(c), information concerning the
21 cardholder's patient advocate designation, other emergency medical
22 information, or an indication as to where the cardholder has stored
23 or registered emergency medical information. An original official
24 state personal identification card or the renewal of an existing
25 official state personal identification card issued to an individual
26 less than 21 years of age must be portrait or vertical in form, and
27 an official state personal identification card issued to an

1 individual 21 years of age or over must be landscape or horizontal
2 in form. Except as otherwise required in this act, other
3 information required on the official state personal identification
4 card under this act may appear on the official state personal
5 identification card in a form prescribed by the secretary of state.

6 (5) The official state personal identification card must not
7 contain a fingerprint or finger image of the applicant.

8 (6) Except as provided in this subsection, the secretary of
9 state shall retain and use an individual's digital photographic
10 image and signature described in subsection (1)(b) only for
11 programs administered by the secretary of state as specifically
12 authorized by law. An individual's digital photographic image or
13 signature must only be used as follows:

14 (a) By a federal, state, or local governmental agency for a
15 law enforcement purpose authorized by law.

16 (b) By the secretary of state for a use specifically
17 authorized by law.

18 (c) ~~For~~**BY** the secretary of state ~~to forward~~**FOR FORWARDING** to
19 the department of state police the images of individuals required
20 to be registered under the sex offenders registration act, 1994 PA
21 295, MCL 28.721 to 28.736, upon the department of state police
22 providing the secretary of state an updated list of those
23 individuals.

24 (d) ~~For~~**BY** the secretary of state ~~to forward~~**FOR FORWARDING** to
25 the department of state police a digitized photograph taken of the
26 applicant for an official state personal identification card for
27 use as provided in section 5c of 1927 PA 372, MCL 28.425c.

1 (e) As necessary to comply with a law of this state or the
2 United States.

3 (7) If an individual presents evidence of statutory blindness
4 as provided in 1978 PA 260, MCL 393.351 to 393.368, and is issued
5 or is the holder of an official state personal identification card,
6 the secretary of state shall mark the individual's official state
7 personal identification card in a manner that clearly indicates
8 that the cardholder is legally blind.

9 (8) The secretary of state shall maintain a record of an
10 individual who indicates a willingness to have his or her name
11 placed on the donor registry described in subsection (2) (a) (ii) .
12 Information about an individual's indication of a willingness to
13 have his or her name placed on the donor registry that is obtained
14 by the secretary of state and forwarded under this section is
15 exempt from disclosure under section 13(1)(d) of the freedom of
16 information act, 1976 PA 442, MCL 15.243. As required in section
17 10120 of the public health code, 1978 PA 368, MCL 333.10120, the
18 secretary of state shall establish and maintain the donor registry
19 in a manner that complies with that section and that provides
20 electronic access, including, but not limited to, the transfer of
21 data to this state's federally designated organ procurement
22 organization or its successor organization, tissue banks, and eye
23 banks.

24 (9) An official state personal identification card may contain
25 an identifier for ~~voter registration~~ **VOTING** purposes. **THE SECRETARY**
26 **OF STATE SHALL MARK AN OFFICIAL STATE PERSONAL IDENTIFICATION CARD**
27 **IN A MANNER THAT CLEARLY INDICATES THAT THE STATE PERSONAL**

1 IDENTIFICATION CARD WAS ISSUED USING AN AFFIDAVIT AND INFORMATION
2 UNDER SECTION 1(3) AND (4) IN THE SAME MANNER AS AN OFFICIAL STATE
3 PERSONAL IDENTIFICATION CARD ISSUED UNDER PROCEDURES ESTABLISHED BY
4 THE SECRETARY OF STATE TO COMPLY WITH 6 CFR 37.71.

5 (10) An official state personal identification card must
6 contain information appearing in electronic or machine readable
7 codes needed to conduct a transaction with the secretary of state.
8 The information must be limited to the information described in
9 subsection (1)(a) and (b) except for the person's digital
10 photographic image and signature or verification and certification,
11 state of issuance, and other information necessary for use with
12 electronic devices, machine readers, or automatic teller machines
13 and must not contain the individual's driving record or other
14 personal identifier. The official state personal identification
15 card must identify the encoded information.

16 (11) An official state personal identification card must be
17 issued only upon authorization of the secretary of state, and must
18 be manufactured in a manner to prohibit as nearly as possible the
19 ability to reproduce, alter, counterfeit, forge, or duplicate the
20 official state personal identification card without ready
21 detection.

22 (12) Except as otherwise provided in this act, an applicant
23 shall pay a fee of \$10.00 to the secretary of state for each
24 original or renewal official state personal identification card
25 issued. The department of treasury shall deposit the fees received
26 and collected under this section in the state treasury to the
27 credit of the general fund. The legislature shall appropriate the

1 fees credited to the general fund under this act to the secretary
2 of state for the administration of this act. Appropriations from
3 the Michigan transportation fund created under section 10 of 1951
4 PA 51, MCL 247.660, must not be used to compensate the secretary of
5 state for costs incurred and services performed under this section.

6 (13) An original or renewal official state personal
7 identification card expires on the birthday of the individual to
8 whom it is issued in the fourth year following the date of issuance
9 or on the date the individual is no longer considered to be legally
10 present in the United States under section 1, whichever is earlier.
11 The secretary of state shall not issue an official state personal
12 identification card under this act for a period greater than 4
13 years. Except as provided in this subsection, the secretary of
14 state may issue a renewal official state personal identification
15 card for 1 additional 4-year period by mail or by other methods
16 prescribed by the secretary of state. The secretary of state shall
17 require renewal in person by an individual required under section
18 5a of the sex offenders registration act, 1994 PA 295, MCL 28.725a,
19 to maintain a valid operator's or chauffeur's license or official
20 state personal identification card.

21 (14) The secretary of state shall waive the fee under this
22 section if the applicant is any of the following:

23 (a) An individual 65 years of age or older.

24 (b) An individual who has had his or her operator's or
25 chauffeur's license suspended, revoked, or denied under the
26 Michigan vehicle code, 1949 PA 300, MCL 257.1 to 257.923, because
27 of a mental or physical infirmity or disability.

1 (c) An individual who presents evidence of statutory blindness
2 as provided in 1978 PA 260, MCL 393.351 to 393.368.

3 (d) An individual who presents other good cause for a fee
4 waiver.

5 (e) An individual who decides to add or remove a heart
6 insignia described in subsection (1)(d).

7 **(F) AN INDIVIDUAL WHO DOES NOT POSSESS IDENTIFICATION FOR**
8 **ELECTION PURPOSES, WHO POSSESSES THE QUALIFICATIONS OF AN ELECTOR**
9 **UNDER SECTION 492 OF THE MICHIGAN ELECTION LAW, 1954 PA 116, MCL**
10 **168.492, AND WHO CERTIFIES UNDER PENALTY OF PERJURY IN A FORM**
11 **PRESCRIBED BY THE SECRETARY OF STATE THAT THE INDIVIDUAL REQUIRES**
12 **AN OFFICIAL STATE PERSONAL IDENTIFICATION CARD TO VOTE AND CANNOT**
13 **OTHERWISE OBTAIN IDENTIFICATION FOR ELECTION PURPOSES WITHOUT**
14 **PAYMENT OF A FEE TO THE ISSUING AGENCY THAT IS PROHIBITIVE TO THE**
15 **INDIVIDUAL.**

16 (15) An individual who has been issued an official state
17 personal identification card shall apply for a renewal official
18 state personal identification card if the individual changes his or
19 her name.

20 (16) An individual who has been issued an official state
21 personal identification card shall apply for a corrected
22 identification card if he or she changes his or her residence
23 address. The secretary of state may correct the address on an
24 official state personal identification card by a method prescribed
25 by the secretary of state. A fee must not be charged for a change
26 of residence address.

27 (17) An individual who has been issued an official state

1 personal identification card may apply for a renewal official state
2 personal identification card for 1 or more of the following
3 reasons:

4 (a) The individual wants to change any information on the
5 official state personal identification card.

6 (b) An official state personal identification card issued
7 under this act is lost, destroyed, or mutilated, or becomes
8 illegible.

9 (18) An individual may indicate on an official state personal
10 identification card in a place designated by the secretary of state
11 his or her blood type, emergency contact information, immunization
12 data, medication data, or a statement that the individual is deaf.

13 (19) No later than January 1, 2017, the secretary of state
14 shall develop and shall, in conjunction with the department of
15 state police, implement a process using the L.E.I.N. or any other
16 appropriate system that limits access to law enforcement that
17 allows law enforcement agencies of this state to access emergency
18 contact information that the holder of an official state personal
19 identification card has voluntarily provided to the secretary of
20 state. As used in this subsection, "emergency contact information"
21 means the name, telephone number, or address of an individual that
22 is used for the sole purpose of contacting that individual when the
23 holder of an official state personal identification card has been
24 involved in an emergency.

25 (20) If an applicant provides proof to the secretary of state
26 that he or she is a minor who has been emancipated under 1968 PA
27 293, MCL 722.1 to 722.6, the official state personal identification

1 card must bear the designation of the individual's emancipated
2 status in a manner prescribed by the secretary of state.

3 (21) The secretary of state shall inquire of each individual
4 who applies for or who holds an official state personal
5 identification card, in person or by mail, whether he or she agrees
6 to participate in the anatomical gift donor registry under part 101
7 of the public health code, 1978 PA 368, MCL 333.10101 to 333.10123.
8 An individual who has agreed to participate in the donor registry
9 is not considered to have revoked that agreement solely because the
10 individual's official state personal identification card has
11 expired. Enrollment in the donor registry is a legal agreement that
12 remains binding and in effect after the donor's death regardless of
13 the expressed desires of the deceased donor's next of kin who may
14 oppose the donor's anatomical gift.

15 (22) A valid official state personal identification card
16 presented by the individual to whom the card is issued is
17 considered the same as a valid state of Michigan driver license
18 when identification is requested except as otherwise specifically
19 provided by law.

20 **(23) FOR THE 2017-2018 FISCAL YEAR, \$1,000,000.00 IS**
21 **APPROPRIATED FROM THE GENERAL FUND TO THE DEPARTMENT OF STATE FOR**
22 **ISSUING OFFICIAL STATE PERSONAL IDENTIFICATION CARDS AND TO**
23 **IMPLEMENT THE PROVISIONS OF THE AMENDATORY ACT THAT ADDED THIS**
24 **SUBSECTION.**

25 Enacting section 1. This amendatory act takes effect 90 days
26 after the date it is enacted into law.

27 Enacting section 2. This amendatory act does not take effect

1 unless all of the following bills of the 99th Legislature are
2 enacted into law:

3 (a) Senate Bill No. _____ or House Bill No. 6046 (request no.
4 02188'17 *).

5 (b) Senate Bill No. _____ or House Bill No. 6047 (request no.
6 02189'17 *).