

**SENATE SUBSTITUTE FOR
HOUSE BILL NO. 5007**

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, 2, and 2a (MCL 28.291, 28.292, and 28.292a), section 1 as amended and section 2a as added by 2020 PA 306 and section 2 as amended by 2021 PA 73.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. (1) An individual who is a resident of this state may
2 apply to the secretary of state for an official state personal
3 identification card. Upon application, the applicant shall supply a

1 photographic identity document, a birth certificate or other
2 nonphotographic identity document, and other sufficient documents
3 as the secretary of state may require to verify the identity and
4 citizenship of the applicant. If an applicant for an official state
5 personal identification card is not a citizen of the United States,
6 the applicant shall supply a photographic identity document and
7 other sufficient documents to verify the identity of the applicant
8 and the applicant's legal presence in the United States under
9 subsection (5). The documents required under this subsection must
10 include the applicant's full legal name, date of birth, address,
11 and residency and demonstrate that the applicant is a citizen of
12 the United States or is legally present in the United States. If
13 the applicant's full legal name differs from the name of the
14 applicant that appears on a document presented under this
15 subsection, the applicant shall present documents to verify his or
16 her current full legal name. An application for an official state
17 personal identification card must be made in a manner prescribed by
18 the secretary of state and must contain the applicant's full legal
19 name, date of birth, residence address, height, sex, eye color,
20 signature, intent to be an organ donor, other information required
21 or permitted on the official state personal identification card
22 and, only to the extent to comply with federal law, the applicant's
23 Social Security number. The applicant may provide a mailing address
24 if the applicant receives mail at an address different from his or
25 her residence address. Beginning ~~180 days after the effective date~~
26 ~~of the amendatory act that added this sentence,~~ **June 27, 2021**, if
27 the applicant is a program participant in the address
28 confidentiality program under the address confidentiality program
29 act, **2020 PA 301, MCL 780.851 to 780.873**, he or she shall present

1 to the secretary of state his or her participation card issued
2 under the address confidentiality program act, **2020 PA 301, MCL**
3 **780.851 to 780.873**. For automatic voter registration purposes under
4 section 493a of the Michigan election law, 1954 PA 116, MCL
5 168.493a, an applicant for an official state personal
6 identification card must indicate on the application or change of
7 address application whether he or she is a citizen of the United
8 States. An application must allow the applicant to indicate that
9 the applicant declines to use the application as a voter
10 registration application.

11 (2) The secretary of state shall accept as 1 of the
12 identification documents required under subsection (1) an
13 identification card issued by the department of corrections to
14 prisoners who are placed on parole or released from a correctional
15 facility, containing the prisoner's legal name, photograph, and
16 other information identifying the prisoner as provided in section
17 37(4) of the corrections code of 1953, 1953 PA 232, MCL 791.237.

18 (3) The secretary of state shall have electronic access to
19 prisoner information maintained by the department of corrections
20 for the purpose of verifying the identity of a prisoner who applies
21 for an official state identification card under subsection (1).

22 (4) The secretary of state shall not issue an official state
23 personal identification card to an individual who holds an
24 operator's or chauffeur's license issued under the Michigan vehicle
25 code, 1949 PA 300, MCL 257.1 to 257.923, unless the license has
26 been suspended, revoked, or restricted.

27 (5) If the applicant is not a citizen of the United States,
28 the applicant shall provide, and the department shall verify,
29 documents demonstrating his or her legal presence in the United

1 States. Nothing in this act obligates this state to comply with
2 title II of the real ID act of 2005, Public Law 109-13. The
3 secretary of state may adopt rules under the administrative
4 procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328, as are
5 necessary for the administration of this subsection. A
6 determination by the secretary of state that an applicant is not
7 legally present in the United States may be appealed under section
8 631 of the revised judicature act of 1961, 1961 PA 236, MCL
9 600.631. The secretary of state shall not issue an official state
10 personal identification card to an applicant described in this
11 subsection for a term that exceeds the duration of the applicant's
12 legal presence in the United States.

13 (6) The secretary of state shall not disclose a Social
14 Security number obtained under subsection (1) to another person
15 except for use for 1 or more of the following purposes:

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

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

21 (c) ~~With~~**To** the department of health and human services, for
22 comparison with vital records maintained by the department of
23 health and human services under part 28 of the public health code,
24 1978 PA 368, MCL 333.2801 to 333.2899.

25 (d) As otherwise required by law.

26 (7) The secretary of state shall not display an individual's
27 Social Security number on the individual's official state personal
28 identification card.

29 (8) A requirement under this section to include a Social

1 Security number on an application does not apply to an applicant
2 who demonstrates he or she is exempt under law from obtaining a
3 Social Security number.

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

10 (10) The secretary of state shall not issue an official state
11 personal identification card to an individual holding an official
12 state personal identification card issued by another state without
13 confirmation that the individual is terminating or has terminated
14 the official state personal identification card issued by the other
15 state.

16 (11) The secretary of state shall do all of the following:

17 (a) Ensure the physical security of locations where official
18 state personal identification cards are produced and the security
19 of document materials and papers from which official state personal
20 identification cards are produced.

21 (b) Subject each person authorized to manufacture or produce
22 official state personal identification cards and each person who
23 has the ability to affect the identity information that appears on
24 official state personal identification cards to appropriate
25 security clearance requirements. The security requirements of this
26 subdivision and subdivision (a) may require that official state
27 personal identification cards be manufactured or produced in this
28 state.

29 (c) Provide fraudulent document recognition programs to

1 secretary of state employees engaged in the issuance of official
2 state personal identification cards.

3 (12) If an individual meets the requirements under subsection
4 (13), beginning July 1, 2021, the secretary of state shall allow
5 the individual to elect a communication impediment designation on
6 the application maintained in the central file under section 7 or
7 in another appropriate system that limits access to law enforcement
8 that would allow law enforcement agencies of this state to view a
9 communication impediment designation with an official state
10 personal identification card.

11 (13) An individual seeking an election for a communication
12 impediment designation under subsection (12) shall provide the
13 secretary of state a certification that meets all of the following:

14 (a) Is signed by a physician, physician assistant, certified
15 nurse practitioner, or physical therapist licensed to practice in
16 this state.

17 (b) Identifies the individual for whom the communication
18 impediment designation is being elected.

19 (c) Attests to the nature of the health condition that may
20 impede communication.

21 (14) The secretary of state shall not display an individual's
22 communication impediment designation on the individual's official
23 state personal identification card.

24 (15) A person who intentionally makes a false statement of
25 material fact or commits or attempts to commit a deception or fraud
26 on a statement described under subsection (13) is guilty of a
27 misdemeanor punishable by imprisonment for not more than 30 days or
28 a fine of not more than \$500.00, or both.

29 (16) Subject to subsection (17), the secretary of state may

1 cancel or revoke a communication impediment designation elected and
 2 maintained under this section if either of the following
 3 circumstances applies:

4 (a) The secretary of state determines that a communication
 5 impediment designation was fraudulently or erroneously elected.

6 (b) The secretary of state determines the communication
 7 impediment designation was abused during a traffic stop.

8 (17) The secretary of state shall provide an individual notice
 9 and an opportunity to be heard before canceling or revoking a
 10 communication impediment designation under subsection (16).

11 **(18) Notwithstanding any other provision of this act to the**
 12 **contrary, the secretary of state shall give priority to and offer**
 13 **same day in-person services to the following individuals:**

14 (a) **An individual who applies for an official state personal**
 15 **identification card on an election day.**

16 (b) **An individual who applies for an official state personal**
 17 **identification card for purposes of voting in an election.**

18 (c) **An individual who applies for an official state personal**
 19 **identification card 3 days before an election or 6 days after an**
 20 **election.**

21 (19) ~~(18)~~ As used in this section: ~~"communication~~
 22 ~~impediment"~~

23 (a) **"Communication impediment"** means an individual has a
 24 health condition that may impede communication with a police
 25 officer, including, but not limited to, the following:

26 (i) ~~(a)~~ Deafness or hearing loss.

27 (ii) ~~(b)~~ An autism spectrum disorder.

28 (b) **"Election"** means an election or primary election at which
 29 the electors of this state or of a subdivision of this state choose

1 **or nominate by ballot an individual for public office or decide a**
2 **ballot question lawfully submitted to them.**

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

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

7 (b) Except as provided in section 2a, the full legal name,
8 date of birth, sex, residence address, height, weight, eye color,
9 digital photographic image, signature of or verification and
10 certification by the applicant, as determined by the secretary of
11 state, and expiration date of the official state personal
12 identification card. If an official state personal identification
13 card is issued to an individual described in section 1(5) who has
14 temporary lawful status, the official state personal identification
15 card must be issued in compliance with 6 CFR 37.21 or in compliance
16 with the process established to comply with 6 CFR 37.71 by the
17 secretary of state. As used in this subdivision, "temporary lawful
18 status" means that term as defined in 6 CFR 37.3.

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

21 (i) The blood type of the individual.

22 (ii) Immunization data of the individual.

23 (iii) Medication data of the individual.

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

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

1 identification card.

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

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

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

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

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

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

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 for
22 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.

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

1 (c) Through electronic information transmittals for
2 applications processed by electronic means.

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

1 identification card in a form prescribed by the secretary of state.

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

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

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

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

14 (c) By the secretary of state for forwarding to the department
15 of state police the images of individuals required to be registered
16 under the sex offenders registration act, 1994 PA 295, MCL 28.721
17 to 28.730, upon the department of state police providing the
18 secretary of state an updated list of those individuals.

19 (d) By the secretary of state for forwarding to the department
20 of state police a digitized photograph taken of the applicant for
21 an official state personal identification card for use as provided
22 in section 5c of 1927 PA 372, MCL 28.425c.

23 (e) By the secretary of state for forwarding to the department
24 of licensing and regulatory affairs the images of applicants for an
25 official state registry identification card issued under section 6
26 of the Michigan Medical Marihuana Act, 2008 IL 1, MCL 333.26426, if
27 the department of licensing and regulatory affairs promulgates
28 rules requiring a photograph as a design element for an official
29 state registry identification card.

1 (f) 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 purposes.

26 (10) An official state personal identification card must
27 contain information appearing in electronic or machine-readable
28 codes needed to conduct a transaction with the secretary of state.
29 The information must be limited to the information described in

1 subsection (1) (a) and (b) except for the individual's digital
2 photographic image and signature or verification and certification,
3 state of issuance, and other information necessary for use with
4 electronic devices, machine readers, or automatic teller machines
5 and must not contain the individual's driving record or other
6 personal identifier. The official state personal identification
7 card must identify the encoded information.

8 (11) An official state personal identification card must be
9 issued only upon authorization of the secretary of state, and must
10 be manufactured in a manner to prohibit as nearly as possible the
11 ability to reproduce, alter, counterfeit, forge, or duplicate the
12 official state personal identification card without ready
13 detection.

14 ~~(12) Except as otherwise provided in this act, an applicant~~
15 ~~shall pay a fee of \$10.00 to the secretary of state for each~~
16 ~~original or renewal official state personal identification card~~
17 ~~issued. The secretary of state shall not assess a late renewal fee~~
18 ~~for an official state personal identification card that expires on~~
19 ~~or after March 1, 2020 and is renewed before March 31, 2021. The~~
20 ~~secretary of state shall not assess a late renewal fee for an~~
21 ~~official state personal identification card that expires after~~
22 ~~March 31, 2021 but before August 1, 2021 and is renewed within 120~~
23 ~~days after the date of the expiration. The secretary of state~~
24 ~~shall, upon an applicant's request, reimburse a late renewal fee~~
25 ~~assessed and collected for an official state personal~~
26 ~~identification card that expires after March 31, 2021 but before~~
27 ~~August 1, 2021 and is renewed within 120 days after the date of the~~
28 ~~expiration of the official state personal identification card. The~~
29 ~~department of treasury shall deposit the fees received and~~

1 collected under ~~this section~~ **subsection (24)** in the state treasury
2 to the credit of the general fund. The legislature shall
3 appropriate ~~the fees credited to~~ **money from** the general fund under
4 ~~this act~~ to the secretary of state for the administration of this
5 act. ~~Appropriations from the Michigan transportation fund created~~
6 ~~under section 10 of 1951 PA 51, MCL 247.660, must not be used to~~
7 ~~compensate the secretary of state for costs incurred and services~~
8 ~~performed under this section.~~ **Beginning January 1, 2022, the**
9 **secretary of state shall not charge a fee for doing any of the**
10 **following:**

11 (a) Issuing an original or a renewal official state personal
12 identification card.

13 (b) Late renewal of an official state personal identification
14 card.

15 (c) Renewing a corrected official state personal
16 identification card under subsection (16) or section 2a.

17 (d) Changing a residence address in an official state personal
18 identification card.

19 (e) Correcting a department error in an official state
20 personal identification card.

21 (f) Adding or removing a heart insignia as described in
22 subsection (1) (d).

23 (13) An original or renewal official state personal
24 identification card expires on the birthday of the individual to
25 whom it is issued in the fourth year following the date of issuance
26 or on the date the individual is no longer considered to be legally
27 present in the United States under section 1, whichever is earlier.
28 The secretary of state shall not issue an official state personal
29 identification card under this act for a period greater than 4

1 years. Except as provided in this subsection, the secretary of
 2 state may issue a renewal official state personal identification
 3 card for 1 additional 4-year period or beginning on July 1, 2021,
 4 for 2 additional 4-year periods, by mail or by other methods
 5 prescribed by the secretary of state. The secretary of state shall
 6 require renewal in person by an individual required under section
 7 5a of the sex offenders registration act, 1994 PA 295, MCL 28.725a,
 8 to maintain a valid operator's or chauffeur's license or official
 9 state personal identification card.

10 (14) The secretary of state shall waive the fee under ~~this~~
 11 ~~section~~**subsection (24)** if the applicant is any of the following:

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

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

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

19 (d) An individual who presents evidence of 1 or more of the
 20 following:

21 (i) A notice of case action from the department of health and
 22 human services indicating that the individual is a participant in 1
 23 or both of the following programs and is making his or her
 24 application for ~~an~~**a duplicate** official state personal
 25 identification card during a period in which he or she is receiving
 26 benefits:

27 (A) The family independence program.

28 (B) The state disability assistance program.

29 (ii) A United States Social Security Administration benefit

1 award letter indicating the applicant is currently receiving
 2 payments under the federal supplemental security income program as
 3 that term is defined in section 57 of the social welfare act, 1939
 4 PA 280, MCL 400.57, or the Social Security disability income
 5 program.

6 (iii) A United States Social Security Administration benefit
 7 verification letter indicating the applicant is currently receiving
 8 payments under the federal supplemental security income program as
 9 that term is defined in section 57 of the social welfare act, 1939
 10 PA 280, MCL 400.57, or the Social Security disability income
 11 program.

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

14 (e) ~~(f)~~ An individual who is a veteran. ~~as that term is~~
 15 ~~defined in section 1 of 1965 PA 190, MCL 35.61.~~ The secretary of
 16 state shall require an individual who seeks a waiver of the fee
 17 under this subdivision to provide the secretary of state the same
 18 documentation required for a veteran designation under subsection
 19 (1) (e) before granting the fee waiver.

20 (f) ~~(g)~~ An individual who presents both of the following:

21 (i) A homeless verification letter that states that the
 22 individual meets the definition of category 1 homeless as that term
 23 is defined by the United States Department of Housing and Urban
 24 Development. A letter provided as evidence under this subparagraph
 25 must be submitted on the official letterhead of a public service
 26 agency. The secretary of state may verify the information contained
 27 in the letter with the agency of issuance before issuing ~~an a~~
 28 **duplicate** official state personal identification card.

29 (ii) A photo identification card generated from the United

1 States Department of Housing and Urban Development Homeless
2 Management Information System.

3 (15) An individual who has been issued an official state
4 personal identification card shall apply for a renewal official
5 state personal identification card if the individual changes his or
6 her name.

7 (16) An individual who has been issued an official state
8 personal identification card shall apply for a corrected
9 identification card if he or she changes his or her residence
10 address. The secretary of state may correct the address on an
11 official state personal identification card by a method prescribed
12 by the secretary of state. ~~A fee must not be charged for a change~~
13 ~~of residence address.~~

14 (17) An individual who has been issued an official state
15 personal identification card may apply for a renewal official state
16 personal identification card for 1 or more of the following
17 reasons:

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

20 (b) An official state personal identification card issued
21 under this act is lost, destroyed, or mutilated, or becomes
22 illegible.

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

27 (19) The secretary of state shall develop and shall, in
28 conjunction with the department of state police, implement a
29 process using the L.E.I.N. or any other appropriate system that

1 limits access to law enforcement that allows law enforcement
2 agencies of this state to access emergency contact information and,
3 beginning July 1, 2021, to view a communication impediment
4 designation that the holder of an official state personal
5 identification card has voluntarily provided to the secretary of
6 state.

7 (20) If an applicant provides proof to the secretary of state
8 that he or she is a minor who has been emancipated under 1968 PA
9 293, MCL 722.1 to 722.6, the official state personal identification
10 card must bear the designation of the individual's emancipated
11 status in a manner prescribed by the secretary of state.

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

24 (22) A valid official state personal identification card
25 presented by the individual to whom the card is issued is
26 considered the same as a valid state of Michigan driver license
27 when identification is requested except as otherwise specifically
28 provided by law.

29 (23) Beginning July 1, 2021, if an official state personal

1 identification card issued under this act is lost, destroyed, or
2 mutilated, or becomes illegible, the individual to whom the
3 official state personal identification card was issued may obtain a
4 duplicate upon the payment of the fee required in subsection (24)
5 and upon furnishing proof satisfactory to the secretary of state
6 that the official state personal identification card has been lost,
7 destroyed, or mutilated, or has become illegible.

8 (24) Except as otherwise provided in subsection (25), for each
9 duplicate official state personal identification card, and for each
10 correction of an official state personal identification card,
11 beginning July 1, 2021, an individual may apply for renewal of the
12 official state personal identification card ~~and pay the renewal fee~~
13 ~~prescribed in this act~~ or the individual may, at his or her option
14 and upon payment of the fee prescribed in this section, apply for a
15 duplicate official state personal identification card that expires
16 on the same date as the official state personal identification card
17 that was lost, destroyed, or mutilated, or became illegible. The
18 fee for a duplicate official state personal identification card is
19 \$10.00. ~~A renewal fee must not be charged for a change of address,~~
20 ~~a correction required to correct a department error, or to add or~~
21 ~~remove a heart insignia described in subsection (1)(d).~~

22 (25) Except with regard to an individual who is less than 21
23 years of age, for each duplicate official state personal
24 identification card, and for each correction of an official state
25 personal identification card, beginning July 1, 2021, an individual
26 shall apply for renewal of the official state personal
27 identification card ~~and pay the renewal fee prescribed in this act~~
28 if the official state personal identification card was due to
29 expire within the next 12 months. Except as otherwise provided in

1 this act, an official state personal identification card renewed
2 under this subsection or subsection (24) must be renewed for the
3 combined period of the time remaining on the official state
4 personal identification card before its renewal and the 4-year
5 renewal period.

6 (26) Notwithstanding subsection (13), an official state
7 personal identification card that expires on or after March 1, 2020
8 is considered valid until March 31, 2021. Notwithstanding
9 subsection (13), an official state personal identification card
10 that expires after March 31, 2021 but before August 1, 2021 is
11 considered valid until 120 days after the date of the expiration.
12 If the secretary of state receives an application to renew an
13 official state personal identification card that expires on or
14 after March 1, 2020 before March 31, 2021, the secretary of state
15 shall process the application as a renewal of an existing official
16 state personal identification card. If the secretary of state
17 receives an application to renew an official state personal
18 identification card that expires after March 31, 2021 but before
19 August 1, 2021, the secretary of state shall process the
20 application as a renewal of an existing official state personal
21 identification card until 120 days after the date of the
22 expiration.

23 (27) As used in this section:

24 (a) "Communication impediment" means an individual has a
25 health condition that may impede communication with a police
26 officer, including, but not limited to, the following:

27 (i) Deafness or hearing loss.

28 (ii) An autism spectrum disorder.

29 (b) "Emergency contact information" means the name, telephone

1 number, or address of an individual that is used for the sole
2 purpose of contacting that individual when the holder of an
3 official state personal identification card has been involved in an
4 emergency.

5 (c) "Veteran" means that term as defined in section 1 of 1965
6 PA 190, MCL 35.61.

7 Sec. 2a. (1) ~~Beginning 180 days after the effective date of~~
8 ~~the amendatory act that added this section,~~ **June 27, 2021**, upon
9 receipt of a notice from the department of the attorney general
10 that an individual who has been issued an official state personal
11 identification card under this act has been certified as a program
12 participant in the address confidentiality program, the secretary
13 of state shall issue a corrected official state personal
14 identification card to that individual by mailing the card to his
15 or her designated address. ~~Beginning 180 days after the effective~~
16 ~~date of the amendatory act that added this section,~~ **June 27, 2021**,
17 an official state personal identification card issued under this
18 subsection or section 2 to a program participant must display the
19 individual's designated address and must not display the
20 individual's residence address.

21 (2) An individual who is issued a corrected official state
22 personal identification card under this section shall destroy his
23 or her old official state personal identification card and replace
24 it with the corrected official state personal identification card.

25 (3) ~~Beginning 180 days after the effective date of the~~
26 ~~amendatory act that added this section,~~ **June 27, 2021**, an
27 individual whose certification as a program participant in the
28 address confidentiality program is renewed under the address
29 confidentiality program act, **2020 PA 301, MCL 780.851 to 780.873**,

1 may renew an official state personal identification card issued
2 under this section. ~~upon payment of the renewal fee under section~~
3 ~~2.~~

4 (4) As used in this section:

5 (a) "Address confidentiality program" means a program as that
6 term is defined in section 3 of the address confidentiality program
7 act, **2020 PA 301, MCL 780.853.**

8 (b) "Designated address" means that term as defined in section
9 3 of the address confidentiality program act, **2020 PA 301, MCL**
10 **780.853.**

11 (c) "Program participant" means that term as defined in
12 section 3 of the address confidentiality program act, **2020 PA 301,**
13 **MCL 780.853.**

14 Enacting section 1. This amendatory act takes effect January
15 1, 2022.

16 Enacting section 2. This amendatory act does not take effect
17 unless Senate Bill No. 303 of the 101st Legislature is enacted into
18 law.