

COMMITTEE REPORT

MADAM PRESIDENT:

The Senate Committee on Homeland Security, Transportation and Veterans Affairs, to which was referred House Bill No. 1130, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Page 2, between lines 19 and 20, begin a new paragraph and insert:
2 "SECTION 2. IC 9-24-9-2.5, AS ADDED BY P.L.184-2007,
3 SECTION 35, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
4 JULY 1, 2009]: Sec. 2.5. In addition to the information required from
5 the applicant for a license or permit under sections 1 and 2 of this
6 chapter, the bureau shall require an applicant to present to the bureau
7 valid documentary evidence that the applicant:
8 (1) is a citizen or national of the United States;
9 (2) is an alien lawfully admitted for permanent or temporary
10 residence in the United States;
11 (3) has conditional permanent resident status in the United States;
12 (4) has an approved application for asylum in the United States or
13 has entered into the United States in refugee status;
14 **(5) is an alien lawfully admitted for temporary residence in**
15 **the United States;**
16 ~~(5)~~ (6) has a valid unexpired nonimmigrant visa or nonimmigrant
17 visa status for entry into the United States;
18 ~~(6)~~ (7) has a pending application for asylum in the United States;
19 ~~(7)~~ (8) has a pending or approved application for temporary
20 protected status in the United States;

1 ~~(8)~~ **(9)** has approved deferred action status; or
 2 ~~(9)~~ **(10)** has a pending application for adjustment of status to that
 3 of an alien lawfully admitted for permanent residence in the
 4 United States or conditional permanent resident status in the
 5 United States.

6 SECTION 3. IC 9-24-11-3, AS AMENDED BY P.L.184-2007,
 7 SECTION 36, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 8 JULY 1, 2009]: Sec. 3. (a) A license issued to an individual less than
 9 eighteen (18) years of age is a probationary license.

10 (b) An individual holds a probationary license subject to the
 11 following conditions:

12 (1) Except as provided in IC 31-37-3, the individual may not
 13 operate a motor vehicle during the curfew hours specified in
 14 IC 31-37-3-2.

15 (2) During the ninety (90) days following the issuance of the
 16 probationary license, the individual may not operate a motor
 17 vehicle in which there are passengers unless another individual
 18 who:

19 (A) is at least twenty-one (21) years of age; and

20 (B) holds a valid operator's license issued under this article;
 21 is present in the front seat of the motor vehicle.

22 (3) The individual may operate a motor vehicle only if the
 23 individual and each occupant of the motor vehicle has a safety
 24 belt properly fastened about the occupant's body at all times when
 25 the motor vehicle is in motion.

26 (c) An individual who holds a probationary license issued under this
 27 section may receive an operator's license, a chauffeur's license, a public
 28 passenger chauffeur's license, or a commercial driver's license when the
 29 individual is at least eighteen (18) years of age.

30 (d) Except as provided in subsection (e), a probationary license
 31 issued under this section:

32 (1) expires at midnight of the twenty-first birthday of the holder;
 33 and

34 (2) may not be renewed.

35 (e) A probationary license issued under this section to an individual
 36 who complies with IC 9-24-9-2.5(5) through ~~IC 9-24-9-2.5(9)~~
 37 **IC 9-24-9-2.5(10)** expires:

38 (1) at midnight one (1) year after issuance if there is no expiration

1 date on the authorization granted to the individual to remain in the
2 United States; or

3 (2) if there is an expiration date on the authorization granted to
4 the individual to remain in the United States, the earlier of the
5 following:

6 (A) At midnight of the date the authorization to remain in the
7 United States expires.

8 (B) At midnight of the twenty-first birthday of the holder.

9 SECTION 4. IC 9-24-11-5, AS AMENDED BY P.L.184-2007,
10 SECTION 38, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
11 JULY 1, 2009]: Sec. 5. (a) Except as provided in subsection (i), a
12 permit or license issued under this chapter must contain the following
13 information:

14 (1) The full legal name of the permittee or licensee.

15 (2) The date of birth of the permittee or licensee.

16 (3) The address of the principal residence of the permittee or
17 licensee.

18 (4) The hair color and eye color of the permittee or licensee.

19 (5) The date of issue and expiration date of the permit or license.

20 (6) The gender of the permittee or licensee.

21 (7) The unique identifying number of the permit or license.

22 (8) The weight of the permittee or licensee.

23 (9) The height of the permittee or licensee.

24 (10) A reproduction of the signature of the permittee or licensee.

25 (11) If the permittee or licensee is less than eighteen (18) years of
26 age at the time of issuance, the dates on which the permittee or
27 licensee will become:

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

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

30 (12) If the permittee or licensee is at least eighteen (18) years of
31 age but less than twenty-one (21) years of age at the time of
32 issuance, the date on which the permittee or licensee will become
33 twenty-one (21) years of age.

34 (13) Except as provided in subsection (b) or (c), a digital
35 photograph of the permittee or licensee.

36 (b) The following permits or licenses do not require a digital
37 photograph:

38 (1) Temporary motorcycle learner's permit issued under

1 IC 9-24-8.

2 (2) Motorcycle learner's permit issued under IC 9-24-8.

3 (c) The bureau may provide for the omission of a photograph or
4 computerized image from any other license or permit if there is good
5 cause for the omission. However, a license issued without a digital
6 photograph must include the language described in subsection (f).

7 (d) The information contained on the permit or license as required
8 by subsection (a)(11) or (a)(12) for a permittee or licensee who is less
9 than twenty-one (21) years of age at the time of issuance shall be
10 printed prominently on the permit or license.

11 (e) This subsection applies to a permit or license issued after
12 January 1, 2007. If the applicant for a permit or license submits
13 information to the bureau concerning the applicant's medical condition,
14 the bureau shall place an identifying symbol on the face of the permit
15 or license to indicate that the applicant has a medical condition of note.
16 The bureau shall include information on the permit or license that
17 briefly describes the medical condition of the holder of the permit or
18 license. The information must be printed in a manner that alerts a
19 person reading the permit or license to the existence of the medical
20 condition. The permittee or licensee is responsible for the accuracy of
21 the information concerning the medical condition submitted under this
22 subsection. The bureau shall inform an applicant that submission of
23 information under this subsection is voluntary.

24 (f) Any license or permit issued by the state that does not require a
25 digital photograph must include ~~the a~~ statement **"May that indicates**
26 **the license or permit may** not be accepted by any federal agency for
27 federal identification or any other federal purpose.

28 (g) A license or permit issued by the state to an individual who:

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

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

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

34 (4) has approved deferred action status; or

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

1 must be clearly identified as a temporary license or permit. A
 2 temporary license or permit issued under this subsection may not be
 3 renewed without the presentation of valid documentary evidence
 4 proving that the licensee's or permittee's temporary status has been
 5 extended.

6 (h) The bureau may adopt rules under IC 4-22-2 to carry out this
 7 section.

8 (i) For purposes of subsection (a), an individual certified as a
 9 program participant in the address confidentiality program under
 10 IC 5-26.5 is not required to provide the address of the individual's
 11 principal residence, but may provide an address designated by the
 12 office of the attorney general under IC 5-26.5 as the address of the
 13 individual's principal residence.

14 SECTION 5. IC 9-24-12-4, AS AMENDED BY P.L.184-2007,
 15 SECTION 42, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 16 JULY 1, 2009]: Sec. 4. (a) Except as provided in subsections (b) and
 17 (c), the application for renewal of:

- 18 (1) an operator's license;
- 19 (2) a motorcycle operator's license;
- 20 (3) a chauffeur's license;
- 21 (4) a public passenger chauffeur's license; or
- 22 (5) an identification card;

23 under this article may be filed not more than twelve (12) months before
 24 the expiration date of the license or identification card held by the
 25 applicant.

26 (b) When the applicant complies with IC 9-24-9-2.5(5) through
 27 ~~IC 9-24-9-2.5(9)~~, **IC 9-24-9-2.5(10)**, an application for renewal of a
 28 driver's license in subsection (a)(1), (a)(2), (a)(3), or (a)(4) may be filed
 29 not more than one (1) month before the expiration date of the license
 30 held by the applicant.

31 (c) When the applicant complies with IC 9-24-16-3.5(1)(E) through
 32 ~~IC 9-24-16-3.5(1)(F)~~, **IC 9-24-16-3.5(1)(J)**, an application for renewal
 33 of an identification card in subsection (a)(5) may be filed not more than
 34 one (1) month before the expiration date of the identification card held
 35 by the applicant."

36 Page 3, after line 25, begin a new paragraph and insert:

37 "SECTION 7. IC 9-24-12-12, AS ADDED BY P.L.184-2007,
 38 SECTION 45, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

1 JULY 1, 2009]: Sec. 12. (a) This section applies to a driver's license
2 issued under:

- 3 (1) IC 9-24-3;
- 4 (2) IC 9-24-4;
- 5 (3) IC 9-24-5; and
- 6 (4) IC 9-24-8.

7 (b) A driver's license listed in subsection (a) that is issued after
8 December 31, 2007, to an applicant who complies with
9 IC 9-24-9-2.5(5) through ~~IC 9-24-9-2.5(9)~~ **IC 9-24-9-2.5(10)** expires:

- 10 (1) at midnight one (1) year after issuance if there is no expiration
11 date on the authorization granted to the individual to remain in the
12 United States; or
- 13 (2) if there is an expiration date on the authorization granted to
14 the individual to remain in the United States, the earlier of the
15 following:

16 (A) At midnight of the date the authorization of the holder to
17 be a legal permanent resident or conditional resident alien of
18 the United States expires.

19 (B) At midnight of the birthday of the holder that occurs six
20 (6) years after the date of issuance.

21 SECTION 8. IC 9-24-16-3, AS AMENDED BY P.L.184-2007,
22 SECTION 49, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
23 JULY 1, 2009]: Sec. 3. (a) An identification card must have the same
24 dimensions and shape as a driver's license, but the card must have
25 markings sufficient to distinguish the card from a driver's license.

26 (b) Except as provided in subsection (g), the front side of an
27 identification card must contain the expiration date of the identification
28 card and the following information about the individual to whom the
29 card is being issued:

- 30 (1) Full legal name.
- 31 (2) The address of the principal residence.
- 32 (3) Date of birth.
- 33 (4) Date of issue and date of expiration.
- 34 (5) Unique identification number.
- 35 (6) Gender.
- 36 (7) Weight.
- 37 (8) Height.
- 38 (9) Color of eyes and hair.

- 1 (10) Reproduction of the signature of the individual identified.
- 2 (11) Whether the individual is blind (as defined in
3 IC 12-7-2-21(1)).
- 4 (12) If the individual is less than eighteen (18) years of age at the
5 time of issuance, the dates on which the individual will become:
- 6 (A) eighteen (18) years of age; and
7 (B) twenty-one (21) years of age.
- 8 (13) If the individual is at least eighteen (18) years of age but less
9 than twenty-one (21) years of age at the time of issuance, the date
10 on which the individual will become twenty-one (21) years of age.
- 11 (14) Digital photograph of the individual.
- 12 (c) The information contained on the identification card as required
13 by subsection (b)(12) or (b)(13) for an individual who is less than
14 twenty-one (21) years of age at the time of issuance shall be printed
15 prominently on the permit or license.
- 16 (d) If the applicant for an identification card submits information to
17 the bureau concerning the applicant's medical condition, the bureau
18 shall place an identifying symbol on the face of the identification card
19 to indicate that the applicant has a medical condition of note. The
20 bureau shall include information on the identification card that briefly
21 describes the medical condition of the holder of the card. The
22 information must be printed in a manner that alerts a person reading the
23 card to the existence of the medical condition. The applicant for an
24 identification card is responsible for the accuracy of the information
25 concerning the medical condition submitted under this subsection. The
26 bureau shall inform an applicant that submission of information under
27 this subsection is voluntary.
- 28 (e) An identification card issued by the state that does not require a
29 digital photograph must include ~~the~~ a statement **"May that the**
30 **identification card may** not be accepted by any federal agency for
31 federal identification or any other federal purpose.
- 32 (f) An identification card issued by the state to an individual who:
33 (1) has a valid, unexpired nonimmigrant visa or has nonimmigrant
34 visa status for entry in the United States;
35 (2) has a pending application for asylum in the United States;
36 (3) has a pending or approved application for temporary protected
37 status in the United States;
38 (4) has approved deferred action status; or

1 (5) has a pending application for adjustment of status to that of an
 2 alien lawfully admitted for permanent residence in the United
 3 States or conditional permanent residence status in the United
 4 States;
 5 must be clearly identified as a temporary identification card. A
 6 temporary identification card issued under this subsection may not be
 7 renewed without the presentation of valid documentary evidence
 8 proving that the holder of the identification card's temporary status has
 9 been extended.

10 (g) For purposes of subsection (b), an individual certified as a
 11 program participant in the address confidentiality program under
 12 IC 5-26.5 is not required to provide the address of the individual's
 13 principal residence, but may provide an address designated by the
 14 office of the attorney general under IC 5-26.5 as the address of the
 15 individual's principal residence.

16 SECTION 9. IC 9-24-16-3.5, AS ADDED BY P.L.184-2007,
 17 SECTION 50, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 18 JULY 1, 2009]: Sec. 3.5. In addition to the information required for the
 19 applicant for an identification card under section 3 of this chapter, the
 20 bureau shall require an applicant to present to the bureau:

- 21 (1) valid documentary evidence that the applicant:
- 22 (A) is a citizen or national of the United States;
 - 23 (B) is an alien lawfully admitted for permanent or temporary
 24 residence in the United States;
 - 25 (C) has conditional permanent resident status in the United
 26 States;
 - 27 (D) has an approved application for asylum in the United
 28 States or has entered into the United States in refugee status;
 - 29 **(E) is an alien lawfully admitted for temporary residence
 30 in the United States;**
 - 31 ~~(F)~~ (F) has a valid unexpired nonimmigrant visa or
 32 nonimmigrant visa status for entry into the United States;
 - 33 ~~(G)~~ (G) has a pending application for asylum in the United
 34 States;
 - 35 ~~(H)~~ (H) has a pending or approved application for temporary
 36 protected status in the United States;
 - 37 ~~(I)~~ (I) has approved deferred action status; or
 - 38 ~~(J)~~ (J) has a pending application for adjustment of status to

1 that of an alien lawfully admitted for permanent residence in
2 the United States or conditional permanent resident status in
3 the United States; and

4 (2) evidence of the Social Security number of the applicant. If
5 federal law prohibits the issuance of a Social Security number to
6 the applicant, the applicant must provide verification of the
7 applicant's ineligibility to be issued a Social Security number.

8 SECTION 10. IC 9-24-16-4, AS AMENDED BY P.L.184-2007,
9 SECTION 51, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
10 JULY 1, 2009]: Sec. 4. (a) Except as provided in subsection (b), an
11 identification card issued:

12 (1) before January 1, 2006, expires on the fourth birthday of the
13 applicant following the date of issue; and

14 (2) after December 31, 2005, expires at midnight of the birthday
15 of the holder that occurs six (6) years following the date of
16 issuance.

17 (b) An identification card issued under this article after December
18 31, 2007, to an applicant who complies with section 3.5(1)(E) through
19 ~~3.5(1)(F)~~ **3.5(1)(J)** of this chapter expires:

20 (1) at midnight one (1) year after issuance, if there is no
21 expiration date on the authorization granted to the individual to
22 remain in the United States; or

23 (2) if there is an expiration date on the authorization granted to
24 the individual to remain in the United States, the earlier of the
25 following:

26 (A) At midnight of the date the authorization of the holder to
27 be a legal permanent resident or conditional resident alien of
28 the United States expires.

29 (B) At midnight of the birthday of the holder that occurs six
30 (6) years after the date of issuance.

31 SECTION 11. IC 9-24-16-5, AS AMENDED BY P.L.184-2007,
32 SECTION 52, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
33 JULY 1, 2009]: Sec. 5. (a) An application for renewal of an
34 identification card may be made not more than twelve (12) months
35 before the expiration date of the card. However, when the applicant
36 complies with section 3.5(1)(E) through ~~3.5(1)(F)~~ **3.5(1)(J)** of this
37 chapter, an application for renewal of an identification card may be
38 filed not more than one (1) month before the expiration date of the

1 identification card held by the applicant. A renewal application
2 received after the date of expiration is considered to be a new
3 application.

4 (b) Except as provided in subsection (e), a renewed card issued:
5 (1) before January 1, 2006, becomes valid on the birth date of the
6 holder and remains valid for four (4) years; and
7 (2) after December 31, 2005, is valid on the birth date of the
8 holder and remains valid for six (6) years.

9 (c) If renewal has not been made within six (6) months after
10 expiration, the bureau shall destroy all records pertaining to the former
11 cardholder.

12 (d) Renewal may not be granted if the cardholder was issued a
13 driver's license subsequent to the last issuance of an identification card.

14 (e) A renewed identification card issued under this article after
15 December 31, 2007, to an applicant who complies with section
16 3.5(1)(E) through ~~3.5(1)(F)~~ **3.5(1)(J)** of this chapter expires:

17 (1) at midnight one (1) year after issuance, if there is no
18 expiration date on the authorization granted to the individual to
19 remain in the United States; or
20 (2) if there is an expiration date on the authorization granted to
21 the individual to remain in the United States, the earlier of the
22 following:

23 (A) At midnight of the date the authorization of the holder to
24 be a legal permanent resident or conditional resident alien of
25 the United States expires.

- 1 (B) At midnight of the birthday of the holder that occurs six
- 2 (6) years after the date of issuance."
- 3 Renumber all SECTIONS consecutively.
(Reference is to HB 1130 as printed February 17, 2009.)

and when so amended that said bill do pass.

Committee Vote: Yeas 9, Nays 0.

Wyss

Chairperson