

HOUSE BILL No. 1288

DIGEST OF INTRODUCED BILL

Citations Affected: IC 9-24; IC 10-11-2-33.

Synopsis: Handgun permit indication. Provides that an individual may request that the bureau of motor vehicles (bureau) place a notation on the individual's driver's license or identification card that indicates that the individual possesses a lifetime handgun license. Requires the bureau to verify whether the individual has a lifetime handgun license by contacting the superintendent of the state police department (superintendent). Requires the superintendent to conduct a background investigation concerning the individual and report the results of the investigation to the bureau. Makes a technical correction.

Effective: July 1, 2014.

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January 15, 2014, read first time and referred to Committee on Roads and Transportation.



Second Regular Session 118th General Assembly (2014)

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 2013 Regular Session and 2013 First Regular Technical Session of the General Assembly.

HOUSE BILL No. 1288

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, AS AMENDED BY P.L.85-2013,
2 SECTION 37, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2014]: Sec. 2. (a) Except as provided in subsection (b), each
4 application for a license or permit under this chapter must require the
5 following information:
6 (1) The full legal name of the applicant.
7 (2) The applicant's date of birth.
8 (3) The gender of the applicant.
9 (4) The applicant's height, weight, hair color, and eye color.
10 (5) The principal address and mailing address of the applicant.
11 (6) A:
12 (A) valid Social Security number; or
13 (B) verification of an applicant's:
14 (i) ineligibility to be issued a Social Security number; and
15 (ii) identity and lawful status.
16 (7) Whether the applicant has been subject to fainting spells or



- 1 seizures.
- 2 (8) Whether the applicant has been licensed as an operator, a
3 chauffeur, or a public passenger chauffeur or has been the holder
4 of a learner's permit, and if so, when and by what state.
- 5 (9) Whether the applicant's license or permit has ever been
6 suspended or revoked, and if so, the date of and the reason for the
7 suspension or revocation.
- 8 (10) Whether the applicant has been convicted of a crime
9 punishable as a felony under Indiana motor vehicle law or any
10 other felony in the commission of which a motor vehicle was
11 used.
- 12 (11) Whether the applicant has a physical or mental disability,
13 and if so, the nature of the disability and other information the
14 bureau directs.
- 15 (12) The signature of the applicant showing the applicant's legal
16 name as it appears or will appear on the license or permit.
- 17 (13) A digital photograph of the applicant.
- 18 The bureau shall maintain records of the information provided under
19 subdivisions (1) through (13).
- 20 (b) For purposes of subsection (a), an individual certified as a
21 program participant in the address confidentiality program under
22 IC 5-26.5 is not required to provide the individual's principal address
23 and mailing address, but may provide an address designated by the
24 office of the attorney general under IC 5-26.5 as the individual's
25 principal address and mailing address.
- 26 (c) In addition to the information required by subsection (a), an
27 applicant who is required to complete at least fifty (50) hours of
28 supervised practice driving under IC 9-24-3-2.5(a)(1)(E) or
29 IC 9-24-3-2.5(a)(2)(D) must submit to the bureau evidence of the time
30 logged in practice driving. The bureau shall maintain a record of the
31 time log provided.
- 32 (d) In addition to the information required under subsection (a), an
33 application for a license or permit to be issued under this chapter must
34 enable the applicant to indicate that the applicant is a veteran of the
35 armed forces of the United States and wishes to have an indication of
36 the applicant's veteran status appear on the license or permit. An
37 applicant who wishes to have an indication of the applicant's veteran
38 status appear on a license or permit must:
- 39 (1) indicate on the application that the applicant:
40 (A) is a veteran of the armed forces of the United States; and
41 (B) wishes to have an indication of the applicant's veteran
42 status appear on the license or permit; and



1 (2) verify the applicant's veteran status by providing proof of
 2 discharge or separation, other than a dishonorable discharge, from
 3 the armed forces of the United States.

4 The bureau shall maintain records of the information provided under
 5 this subsection.

6 **(e) In addition to the information required under subsections (a)**
 7 **and (d), an application for a license or permit to be issued under**
 8 **this chapter must enable the applicant to indicate that the**
 9 **applicant:**

10 (1) possesses a lifetime handgun license issued under
 11 IC 35-47-2; and

12 (2) wishes to have an indication of the applicant's lifetime
 13 handgun license appear on the license or permit.

14 **An applicant who wishes to have an indication of the applicant's**
 15 **lifetime handgun license appear on a license or permit must**
 16 **indicate on the application that the applicant wishes to have an**
 17 **indication of the applicant's lifetime handgun license on the license**
 18 **or permit. The bureau shall maintain records of the information**
 19 **provided under this subsection.**

20 SECTION 2. IC 9-24-11-5, AS AMENDED BY P.L.85-2013,
 21 SECTION 44, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 22 JULY 1, 2014]: Sec. 5. (a) Except as provided in subsection (h), a
 23 permit or license issued under this chapter must contain the following
 24 information:

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

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

27 (3) The address of the principal residence of the permittee or
 28 licensee.

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

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

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

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

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

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

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

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

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

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

41 (12) If the permittee or licensee is at least eighteen (18) years of
 42 age but less than twenty-one (21) years of age at the time of



- 1 issuance, the date on which the permittee or licensee will become
2 twenty-one (21) years of age.
- 3 (13) Except as provided in subsections (b) and (c), a digital
4 photograph of the permittee or licensee.
- 5 (b) A motorcycle learner's permit issued under IC 9-24-8 does not
6 require a digital photograph.
- 7 (c) The bureau may provide for the omission of a photograph or
8 computerized image from any license or permit if there is good cause
9 for the omission. However, a license issued without a digital
10 photograph must include the language described in subsection (f).
- 11 (d) The information contained on the permit or license as required
12 by subsection (a)(11) or (a)(12) for a permittee or licensee who is less
13 than twenty-one (21) years of age at the time of issuance shall be
14 printed prominently on the permit or license.
- 15 (e) ~~This subsection applies to a permit or license issued after~~
16 ~~January 1, 2007.~~ If the applicant for a permit or license submits
17 information to the bureau concerning the applicant's medical condition,
18 the bureau shall place an identifying symbol on the face of the permit
19 or license to indicate that the applicant has a medical condition of note.
20 The bureau shall include information on the permit or license that
21 briefly describes the medical condition of the holder of the permit or
22 license. The information must be printed in a manner that alerts a
23 person reading the permit or license to the existence of the medical
24 condition. The permittee or licensee is responsible for the accuracy of
25 the information concerning the medical condition submitted under this
26 subsection. The bureau shall inform an applicant that submission of
27 information under this subsection is voluntary.
- 28 (f) Any license or permit issued by the state that does not require a
29 digital photograph must include a statement that indicates that the
30 license or permit may not be accepted by any federal agency for federal
31 identification or any other federal purpose.
- 32 (g) A license or permit 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
39 (5) has a pending application for adjustment of status to that of an
40 alien lawfully admitted for permanent residence in the United
41 States or conditional permanent residence status in the United
42 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 **(j) After the bureau has verified with the superintendent of the**
 15 **state police department as set forth in IC 10-11-2-33 that an**
 16 **applicant for a permit or license possesses a lifetime handgun**
 17 **license, the bureau shall place an indication on the permit or**
 18 **license that the holder possesses a lifetime handgun license, if the**
 19 **applicant indicates under IC 9-24-9-2(e) that the applicant wishes**
 20 **to have such indication on the permit or license.**

21 SECTION 3. IC 9-24-16-2, AS AMENDED BY P.L.85-2013,
 22 SECTION 59, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 23 JULY 1, 2014]: Sec. 2. (a) An application for an identification card
 24 issued under this chapter must require the following information
 25 concerning an applicant:

- 26 (1) The full legal name of the applicant.
- 27 (2) The applicant's date of birth.
- 28 (3) The gender of the applicant.
- 29 (4) The applicant's height, weight, hair color, and eye color.
- 30 (5) The principal address and mailing address of the applicant.
- 31 (6) A:
 - 32 (A) valid Social Security number; or
 - 33 (B) verification of an applicant's:
 - 34 (i) ineligibility to be issued a Social Security number; and
 - 35 (ii) identity and lawful status.
 - 36 (7) A digital photograph of the applicant.
 - 37 (8) The signature of the applicant showing the applicant's legal
 38 name as it will appear on the identification card.

39 The bureau shall maintain records of the information provided under
 40 subdivisions (1) through (8).

41 (b) The bureau may invalidate an identification card that the bureau
 42 believes to have been issued as a result of fraudulent documentation.



- 1 (c) The bureau:
 2 (1) shall adopt rules under IC 4-22-2 to establish a procedure to
 3 verify an applicant's identity and lawful status; and
 4 (2) may adopt rules to establish a procedure to temporarily
 5 invalidate an identification card that it believes to have been
 6 issued based on fraudulent documentation.
- 7 (d) For purposes of subsection (a), an individual certified as a
 8 program participant in the address confidentiality program under
 9 IC 5-26.5 is not required to provide the individual's principal address
 10 and mailing address, but may provide an address designated by the
 11 office of the attorney general under IC 5-26.5 as the individual's
 12 principal address and mailing address.
- 13 (e) In addition to the information required under subsection (a), an
 14 application for an identification card to be issued under this chapter
 15 must enable the applicant to indicate that the applicant is a veteran of
 16 the armed forces of the United States and wishes to have an indication
 17 of the applicant's veteran status appear on the identification card. An
 18 applicant who wishes to have an indication of the applicant's veteran
 19 status appear on the identification card must:
- 20 (1) indicate on the application that the applicant:
 21 (A) is a veteran of the armed forces of the United States; and
 22 (B) wishes to have an indication of the applicant's veteran
 23 status appear on the identification card; and
 24 (2) verify the applicant's veteran status by providing proof of
 25 discharge or separation, other than a dishonorable discharge, from
 26 the armed forces of the United States.
- 27 The bureau shall maintain records of the information provided under
 28 this subsection.
- 29 **(f) In addition to the information required under subsections (a)**
 30 **and (e), an application for an identification card to be issued under**
 31 **this chapter must enable the applicant to indicate that the**
 32 **applicant:**
- 33 **(1) possesses a lifetime handgun license issued under**
 34 **IC 35-47-2; and**
 35 **(2) wishes to have an indication of the applicant's lifetime**
 36 **handgun license appear on the identification card.**
- 37 **An applicant who wishes to have an indication of the applicant's**
 38 **lifetime handgun license appear on an identification card must**
 39 **indicate on the application that the applicant wishes to have an**
 40 **indication of the applicant's lifetime handgun license on the**
 41 **identification card. The bureau shall maintain records of the**
 42 **information provided under this subsection.**



1 SECTION 4. IC 9-24-16-3, AS AMENDED BY P.L.85-2013,
 2 SECTION 60, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 3 JULY 1, 2014]: Sec. 3. (a) An identification card must have the same
 4 dimensions and shape as a driver's license, but the card must have
 5 markings sufficient to distinguish the card from a driver's license.

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

- 10 (1) Full legal name.
- 11 (2) The address of the principal residence.
- 12 (3) Date of birth.
- 13 (4) Date of issue and date of expiration.
- 14 (5) Unique identification number.
- 15 (6) Gender.
- 16 (7) Weight.
- 17 (8) Height.
- 18 (9) Color of eyes and hair.
- 19 (10) Reproduction of the signature of the individual identified.
- 20 (11) Whether the individual is blind (as defined in
 21 IC 12-7-2-21(1)).
- 22 (12) If the individual is less than eighteen (18) years of age at the
 23 time of issuance, the dates on which the individual will become:
 24 (A) eighteen (18) years of age; and
 25 (B) twenty-one (21) years of age.
- 26 (13) If the individual is at least eighteen (18) years of age but less
 27 than twenty-one (21) years of age at the time of issuance, the date
 28 on which the individual will become twenty-one (21) years of age.
- 29 (14) Digital photograph of the individual.

30 (c) The information contained on the identification card as required
 31 by subsection (b)(12) or (b)(13) for an individual who is less than
 32 twenty-one (21) years of age at the time of issuance shall be printed
 33 prominently on the ~~permit or license~~ **identification card**.

34 (d) If the individual:

- 35 (1) has indicated on the application that the individual is a veteran
 36 of the armed forces of the United States and wishes to have an
 37 indication of the applicant's veteran status appear on the
 38 identification card; and
- 39 (2) has provided proof of any discharge or separation, other than
 40 a dishonorable discharge, from the armed forces of the United
 41 States;

42 an indication of the individual's veteran status shall be shown on the



1 identification card.

2 (e) If the applicant for an identification card submits information to
 3 the bureau concerning the applicant's medical condition, the bureau
 4 shall place an identifying symbol on the face of the identification card
 5 to indicate that the applicant has a medical condition of note. The
 6 bureau shall include information on the identification card that briefly
 7 describes the medical condition of the holder of the card. The
 8 information must be printed in a manner that alerts a person reading the
 9 card to the existence of the medical condition. The applicant for an
 10 identification card is responsible for the accuracy of the information
 11 concerning the medical condition submitted under this subsection. The
 12 bureau shall inform an applicant that submission of information under
 13 this subsection is voluntary.

14 (f) An identification card issued by the state to an individual who:
 15 (1) has a valid, unexpired nonimmigrant visa or has nonimmigrant
 16 visa status for entry in the United States;
 17 (2) has a pending application for asylum in the United States;
 18 (3) has a pending or approved application for temporary protected
 19 status in the United States;
 20 (4) has approved deferred action status; or
 21 (5) has a pending application for adjustment of status to that of an
 22 alien lawfully admitted for permanent residence in the United
 23 States or conditional permanent residence status in the United
 24 States;

25 must be clearly identified as a temporary identification card. A
 26 temporary identification card issued under this subsection may not be
 27 renewed without the presentation of valid documentary evidence
 28 proving that the holder of the identification card's temporary status has
 29 been extended.

30 (g) For purposes of subsection (b), an individual certified as a
 31 program participant in the address confidentiality program under
 32 IC 5-26.5 is not required to provide the address of the individual's
 33 principal residence, but may provide an address designated by the
 34 office of the attorney general under IC 5-26.5 as the address of the
 35 individual's principal residence.

36 **(h) After the bureau has verified with the superintendent of the**
 37 **state police department as set forth in IC 10-11-2-33 that an**
 38 **applicant for an identification card possesses a lifetime handgun**
 39 **license, the bureau shall place an indication on the identification**
 40 **card that the holder possesses a lifetime handgun license, if the**
 41 **applicant indicates under section 2(f) of this chapter that the**
 42 **applicant wishes to have such indication on the identification card.**



1 SECTION 5. IC 10-11-2-33 IS ADDED TO THE INDIANA CODE
2 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2014]: **Sec. 33. (a) If the superintendent receives a request from
4 the bureau of motor vehicles under:**

5 (1) IC 9-24-11-5(j); or

6 (2) IC 9-24-16-3(h);

7 to verify that an individual has a lifetime handgun license, the
8 superintendent shall promptly conduct or cause to be conducted
9 any background investigation the superintendent considers
10 necessary to determine if the individual possesses a lifetime
11 handgun license.

12 (b) After the completion of a background investigation
13 conducted under subsection (a), the superintendent shall inform
14 the bureau of motor vehicles as to whether the individual possesses
15 a lifetime handgun license.

