

**Adopted
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

House Bill No. 1281

BY: Committee

**Amend by striking all after the enacting clause and inserting
in lieu thereof the following:**

- 9 **SECTION 1.** As used in this article, the term:
- 10 (a) "Commissioner" means the Commissioner of the
11 Department of Public Safety.
- 12 (b) "Department" means Department of Public Safety.
- 13 (c) "Disability" means any physical, mental or
14 neurological impairment which severely restricts a person's
15 mobility, manual dexterity or ability to climb stairs; substantial
16 loss of sight or hearing; loss of one or more limbs or use
17 thereof; or significantly diminished reasoning capacity.
- 18 (d) "Identification card for persons with disabilities"
19 means an identification card issued as provided in this article.
- 20 (e) "Permanent disability" means any disability which
21 is permanent in nature or which is expected to continue for a
22 period of at least five (5) years.
- 23 (f) "Person with disabilities" means any person with a
24 permanent or temporary disability.
- 25 (g) "Temporary disability" means any disability which
26 is expected to continue for at least six (6) months but less than
27 five (5) years.

28 SECTION 2. (1) The Department of Public Safety shall issue
29 personal identification cards to persons with disabilities who
30 make application to the department in accordance with rules and
31 regulations prescribed by the commissioner. The identification
32 card for persons with disabilities shall prominently display the
33 international handicapped symbol and, in addition to any other
34 information required by this act, may contain a recent color
35 photograph of the applicant and the following information:

- 36 (a) Full legal name;
- 37 (b) Address of residence;
- 38 (c) Birth date;
- 39 (d) Date identification card was issued;
- 40 (e) Date identification card expires;
- 41 (f) Sex;
- 42 (g) Height;
- 43 (h) Weight;
- 44 (i) Eye color;
- 45 (j) Location where the identification card was issued;
- 46 (k) Signature of person identified or facsimile
47 thereof;
- 48 (l) Fingerprint of person identified; and
- 49 (m) Such other information as required by the
50 department.

51 (2) The identification card for persons with disabilities
52 shall bear the signatures of the commissioner and the Governor and
53 shall bear an identification card number which shall not be the
54 same as the applicant's social security number, unless the person
55 specifically requests that the social security number be used.
56 The commissioner shall prescribe the form of identification cards
57 issued pursuant to this article to persons who are not United
58 States citizens and who do not possess a social security issued by
59 the United States government. The identification cards of such

60 persons shall include a number and any other identifying
61 information prescribed by the commissioner.

62 **SECTION 3.** (1) The identification card for persons with
63 disabilities shall be issued to a person with a permanent
64 disability for a period of four (4) years and shall be renewable
65 on the applicant's birthday in the fourth year following such
66 issuance. The identification cards shall be issued to persons:

67 (a) With obvious permanent disabilities without further
68 verification of disability; and

69 (b) With disabilities which are not obvious upon
70 presentation of the current sworn affidavit of at least one (1)
71 medical doctor attesting to such permanent disability. A current
72 affidavit shall be presented at each request for renewal.

73 (2) The identification card for persons with disabilities
74 shall be issued to a person with a temporary disability upon
75 presentation of a sworn affidavit of at least one (1) medical
76 doctor attesting to such disability and estimating the duration of
77 such disability. Such identification cards shall be issued for
78 periods of six (6) months. A current affidavit of a medical
79 doctor attesting to the continuance of such disability shall be
80 presented at each request for renewal thereafter.

81 **SECTION 4.** The face of the identification card for persons
82 with disabilities shall bear the word "TRANSPORTATION" with a box
83 or blank space adjacent thereto. The issuer of the card shall
84 place an 'X' in such box or blank space if the applicant's
85 disability creates mobility limitations which prevent him or her
86 from climbing stairs or otherwise from entering normally designed
87 buses or other vehicles normally used for public transportation.
88 When so marked, the identification card for persons with
89 disabilities shall serve as sufficient proof of the need for
90 special transportation services for persons with disabilities
91 provided by any entity in this state.

92 **SECTION 5.** The identification card for persons with
93 disabilities shall bear the word "SEATING" with a box or blank
94 space adjacent thereto. The issuer of the card shall place an "X"
95 in such box or blank space if the applicant's disability creates
96 mobility or health limitations which prevent him or her from
97 climbing stairs or steep inclines. When so marked, the
98 identification card for persons with disabilities shall be
99 sufficient to admit the holder to seating for persons with
100 disabilities at public events in this state.

101 **SECTION 6.** The commissioner shall promulgate rules and
102 regulations under which this article shall be implemented.

103 **SECTION 7.** The department shall require an applicant for an
104 identification card for persons with disabilities to furnish a
105 birth certificate or other verifiable evidence stating the
106 applicant's birth date.

107 **SECTION 8.** The department shall collect a fee of Fifteen
108 Dollars (\$15.00) for an identification card for persons with
109 disabilities, which fee shall be deposited in the State Treasury
110 in the same manner as motor vehicle driver's license fees.

111 **SECTION 9.** It is a misdemeanor for any person:

112 (a) To lend his or her identification card for persons
113 with disabilities to any other person or knowingly to permit the
114 use thereof by another; and

115 (b) To display or represent as his or her own any
116 identification card for persons with disabilities not issued to
117 him or her.

118 **SECTION 10.** This act shall take effect and be in force from
119 and after July 1, 2005.