



**SENATE AMENDMENT ,
TO 2005 ASSEMBLY BILL 69**

2-7
LPS - please also email to Anne Suppenhahn leg council

1 At the locations indicated, amend the bill, as shown by assembly substitute
2 amendment 1, as follows:

3 **1.** Page 1, line 3: after "aliens" insert "and making an appropriation".

4 **2.** Page 2, line 2: delete "To" and substitute "Except as provided in s. 343.1055,
5 to".

6 **3.** Page 2, line 3: after that line insert:

7 "SECTION 1m. 343.07 (1) (intro.) of the statutes is amended to read:

8 343.07 (1) REGULAR PERMIT; ISSUANCE, RESTRICTIONS. (intro.) Upon application
9 therefor by a person at least 15 years and 6 months of age who, except for age or lack
10 of training in the operation of a motor vehicle, is qualified to obtain an operator's
11 license and has passed such knowledge test as the department may require, the
12 department may issue a regular instruction permit. If the application is made by a
13 person who qualifies for a limited purpose driver's license under s. 343.1055, the

1 department may issue a limited purpose instruction permit. If the application is
2 made by a male who is at least 18 years of age but less than 26 years of age, the
3 application shall include the information required under s. 343.14 (2) (em). The
4 permit entitles the permittee to operate a motor vehicle, except a commercial motor
5 vehicle, school bus, or Type 1 motorcycle, a motor bicycle, or a moped, upon the
6 highways, subject to the following restrictions:

7 **SECTION 1r.** 343.1055 of the statutes is created to read:

8 **343.1055 Limited purpose driver's license.** The department may issue a
9 limited purpose driver's license to a person who does not provide documentary proof
10 of legal status as provided under s. 343.14 (2) (er) but who is otherwise qualified for
11 a driver's license. A driver's license issued under this section is valid for the purpose
12 of authorizing the holder to operate a motor vehicle upon a highway in this state.
13 Except as provided in s. ~~343.1055~~ ^{343.055}, a limited purpose driver's license shall not be valid
14 authorization for the operation of commercial motor vehicles. A limited purpose
15 driver's license shall be a different color or design from a regular license and shall
16 indicate on its face that the license may not be accepted by any federal agency for
17 federal identification or other official purpose.”.

18 **4.** Page 2, line 17: after “United States” insert “, and provided proof of legal
19 status as provided under s. 343.14 (2) (er) at the time that the license was issued”.

20 **5.** Page 3, line 10: after “apply.” insert “An original limited purpose driver's
21 license issued under s. 343.1055 shall expire 3 years from the date of the applicant's
22 next birthday after the date of issuance. A subsequent limited purpose driver's
23 license issued under s. 343.1055 shall expire 4 years after the date of renewal.”.

24 **6.** Page 3, line 10: after that line insert:

1 **“SECTION 5m.** 343.21 (1g) of the statutes is created to read:

2 343.21 (1g) In addition to the fee specified in sub. (1), an applicant for a license
3 issued under s. 343.1055 shall pay to the department a \$2 surcharge.”.

4 **7.** Page 3, line 12: delete “The application” and substitute “The Except as
5 provided in sub. (4g), the application”.

6 **8.** Page 3, line 19: after that line insert:

7 **“SECTION 6m.** 343.50 (4g) of the statutes is created to read:

8 343.50 (4g) LIMITED PURPOSE IDENTIFICATION CARD. The department may issue
9 a limited purpose identification card to a person who does not provide documentary
10 proof of legal status as provided under s. 343.14 (2) (er) but who is otherwise qualified
11 *✓ for a driver's license* *an identification card*. A limited purpose identification card shall be a different color
12 or design from a regular identification card and shall indicate on its face that the card
13 may not be accepted by any federal agency for federal identification or other official
14 purpose.”.

15 **9.** Page 4, line 6: after “issuance” insert “. An original limited purpose
16 identification card issued under sub. (4g) shall expire 3 years from the date of the
17 applicant's next birthday after the date of issuance. A subsequent limited purpose
18 identification card issued under sub. (4g) shall expire 4 years after the date of
19 renewal”.

20 **10.** Page 4, line 14: after “\$9” insert “. except that an applicant for an original
21 card, reinstatement, renewal, or duplicate of a card, issued under sub. (4g) shall pay
22 to the department a \$2 surcharge”.

23 **11.** Page 4, line 23: after that line, before the material inserted by assembly
24 amendment 2 to assembly substitute amendment 1, insert:

Sappenfield, Anne

From: Sappenfield, Anne
Sent: Wednesday, February 15, 2006 11:42 AM
To: Smyrski, Rose
Subject: Driver's license, of course!

Hi Rose--

Utah requires all applicants for driver's licenses to provide a Social Security number or an Individual Taxpayer Identification Number (ITIN). I've included a link to the IRS's website in this message. There is a description of what ITINs are. Basically, the IRS requires them for purposes of paying income tax if a person does not have a SSN. Utah also requires an applicant to show two documents proving residence, although this is not included in their statutes but in DMV rules. I cut and pasted a description of Utah's driving privilege card law below.

Currently, WI requires an applicant to provide a SSN or a statement made under oath or affirmation that the person does not have a SSN. I'm not sure how requiring a SSN or ITIN would affect groups such as the Amish. I would assume someone at DOT would know.

I hope this helps! Give me a call if you want to discuss this. I have an exec at 1:00 but otherwise am around.

Anne

Shortcut to: <http://www.irs.gov/individuals/article/0,,id=96287,00.html>

From Utah's DMV website:

Driving Privilege Card

Senate Bill 227 became law, effective March 8, 2005 with the signature of Governor Jon Huntsman, Jr. The law provides for a "Driving Privilege Card" for applicants who meet all requirements for a regular driver license, with the exception of qualifying for a Social Security number. The card allows for driving only and is not valid for identification purposes with any government entity.

- **Applicant must provide an individual tax identification number (ITIN) from the IRS.**
- **Applicant must provide proof of Utah residence address using two different types of verifiable documents from the list below.**
- **Applicant must provide proof of legal name and date of birth.**

Expiration

A "Driving Privilege Card" issued or renewed expires on the birth date of the applicant each year.

Fee

The fee for a "Driving Privilege Card" is the same as for a regular driver license.

Current Utah driver license

Those Utah driver licenses issued to applicants who applied using an Individual Tax Identification number (ITIN) in stead of a Social Security number will expire on the applicant's first birthday after July 1, 2005 regardless of the expiration date currently on the license.

Utah residence address **

This bill requires proof of a Utah residence address from all Driver License, Identification Card, and Driving Privilege Card applicants. Proof must be verified by at least two different types of documents.

**In order to verify a residence address as the individual's place of domicile or an address where the individual resides as a resident, an application for a Utah driver license, Utah driving privilege card, or Utah identification card shall be accompanied by a minimum of two different types of original (current and valid) documents from the following list identifying the individual's name and residence address:

- (a) Property tax notice, statement or receipt, within 1 year
- (b) Utility bill, billing date within 60 days, no cell phone bill
- (c) Utah Vehicle registration or title, current not expired
- (d) Bank statement, within 60 days
- (e) Recent mortgage papers
- (f) Current residential rental contract
- (g) Major credit card bill, within 60 days
- (h) Court order of probation, order of parole or order of mandatory release, must display residential address on the order
- (i) Transcript(s) from an accredited college, university, or high school

The division may also consider other documentation furnished by the individual if it can be determined that the documentation unequivocally demonstrates proof of residency or domicile.

*Anne Sappenfield
Senior Staff Attorney
Legislative Council Staff
(608) 267-9485*



Internal Revenue Service

United States Department of the Treasury

Individual Taxpayer Identification Number (ITIN)

ABOUT ITINS

- [What is an ITIN?](#)
- [What is an ITIN used for?](#)
- [Who needs an ITIN?](#)
- [How do I know if I need an ITIN?](#)
- [Are ITINs valid for identification?](#)
- [Are ITINs valid for work purposes?](#)
- [Can ITINs be used as proof of identification to obtain state driver's licenses?](#)

REVISED APPLICATION STANDARDS FOR ITINS

- [What are the revised application standards for ITINs?](#)
- [Why is IRS revising the ITIN application process?](#)
- [What documents are acceptable as proof of identity and foreign status?](#)
- [What revisions to ITIN applications have been announced?](#)

FORMS AND PUBLICATIONS

- [Form W-7](#)
- [Form 13551](#)
- [Publication 1915](#)
- [Publication 4327 \(ENG/SP\) - ITIN Facilitating Participation in the Tax System](#)
- [Publication 4393 \(ENG/SP\) - What is an IRS ITIN Acceptance Agent](#)

HELP AND INFORMATION

[NEWS ALERT: Hurricane Katrina](#)

[NEWS RELEASE: New Rules Outlined for ITIN Acceptance Agents](#)

- [How do I apply for an ITIN?](#)
- [When should I apply for an ITIN?](#)
- [How and when can I expect to receive my ITIN?](#)
- [Where can I get help with my ITIN application?](#)
- [What is an Acceptance Agent?](#)
- [What is an ITIN/SSN mismatch?](#)
- [How can I obtain an ITIN from abroad?](#)
- [What ITIN products are available?](#)
- [What ITIN information is available in Spanish?](#)

ABOUT ITINS

What is an ITIN?

An Individual Taxpayer Identification Number (ITIN) is a tax processing number issued by the Internal Revenue Service. It is a nine-digit number that always begins with the number 9 and has a 7 or 8 in the fourth digit, example 9XX-7X-XXXX.

IRS issues ITINs to individuals who are required to have a U.S. taxpayer identification number but who do not have, and are not eligible to obtain a Social Security Number (SSN) from the Social Security Administration (SSA).

ITINs are issued regardless of immigration status because both resident and nonresident aliens may have U.S. tax return and payment responsibilities under the Internal Revenue

Code.

Individuals must have a filing requirement and file a valid federal income tax return to receive an ITIN, unless they meet an exception.

What is an ITIN used for?

ITINs are for federal tax reporting only, and are not intended to serve any other purpose. An ITIN does not authorize work in the U.S. or provide eligibility for Social Security benefits or the Earned Income Tax Credit. ITINs are not valid identification outside the tax system. IRS issues ITINs to help individuals comply with the U.S. tax laws, and to provide a means to efficiently process and account for tax returns and payments for those not eligible for Social Security Numbers.

Who needs an ITIN?

IRS issues ITINs to foreign nationals and others who have federal tax reporting or filing requirements and do not qualify for SSNs. A non-resident alien individual not eligible for an SSN, who is required to file a U.S. tax return only to claim a refund of tax under the provisions of a U.S. tax treaty, needs an ITIN.

Examples of individuals who need ITINs include:

- Non-resident alien filing a U.S. tax return and not eligible for an SSN
- U.S. resident alien (based on days present in the United States) filing a U.S. tax return and not eligible for an SSN
- Dependent or spouse of a U.S. citizen/resident alien
- Dependent or spouse of a non-resident alien visa holder

How do I know if I need an ITIN?

If you do not have an SSN and are not eligible to obtain an SSN, but you have a requirement to furnish a federal tax identification number or file a federal income tax return, you must apply for an ITIN. By law, an alien individual cannot have both an ITIN and an SSN.

IRS processes returns showing SSNs or ITINs in the blanks where tax forms request SSNs. IRS no longer accepts, and will not process, forms showing "SSA205c," "applied for," "NRA," blanks, etc.

Are ITINs valid for identification?

No. ITINs are not valid identification outside the tax system. Since ITINs are strictly for tax processing, IRS does not apply the same standards as agencies that provide genuine identity certification.

ITIN applicants are not required to apply in person, and IRS does not further validate the authenticity of identity documents. ITINs do not prove identity outside the tax system, and should not be offered or accepted as identification for non-tax purposes.

Are ITINs valid for work purposes?

No. ITINs are for federal income tax purposes only.

REVISED APPLICATION STANDARDS FOR ITINs**What are the revised application standards for ITINs?**

Effective immediately, each ITIN applicant must now:

- Apply using the revised Form W-7, Application for IRS Individual Taxpayer Identification Number; and
- Attach a federal income tax return to the Form W-7.
Applicants who meet an exception to the requirement to file a tax return (see the instructions for Form W-7) must provide documentation to support the exception.

Why is IRS revising the ITIN application process?

The revisions to the ITIN application process will help ensure ITINs are used for their intended tax administration purposes.

What documents are acceptable as proof of identity and foreign status?

IRS has streamlined the number of documents the agency will accept as proof of identity to obtain an ITIN. There are now 13 acceptable documents.

An original, or a certified or notarized copy, of an UNEXPIRED passport is the only document that is accepted for both identity and foreign status. If you do not have a passport, you must provide a combination of current documents that contain expiration dates - we accept docs issued within 12 months of the application if no expiration date is normally available. The documents must also show your name and photograph, and support your claim of foreign status.

IRS will accept certified or notarized copies of a combination (two or more) of the following documents, in lieu of a passport:

- National identification card (must show photo, name, current address, date of birth, and expiration date)
- U.S. driver's license
- Civil birth certificate
- Foreign driver's license
- U.S. state identification card
- Foreign voter's registration card
- U.S. military identification card
- Foreign military identification card
- Visa
- U.S. Citizenship and Immigration Services (USCIS) photo identification
- Medical records (dependents - under 14 years old - only)
- School records (dependents and/or students - under 25 years old - only)

HELP AND INFORMATION

How do I apply for an ITIN?

Use the January 2005 revision of Form W-7, Application for IRS Individual Taxpayer Identification Number to apply. Attach a valid federal income tax return unless you qualify for an exception, and include your original or certified proof of identity documents.

Because you are filing your tax return as an attachment to your ITIN application, you should not mail your return to the address listed in the Form 1040, 1040A or 1040EZ instructions. Instead, send your return, Form W-7 and proof of identity documents to the address listed in the Form W-7 instructions:

**Internal Revenue Service
Philadelphia Service Center
ITIN Unit, P.O. Box 447
Bensalem, PA 19020**

You may also apply using the services of an IRS-authorized Acceptance Agent or visit an IRS Taxpayer Assistance Center in lieu of mailing your information to the IRS in Philadelphia.

TACs in the United States provide in-person help with ITIN applications on a walk-in or appointment basis. Applicants outside the United States should contact an overseas the IRS office to find out if that office accepts Form W-7 applications. The IRS's ITIN Unit in Philadelphia issues all numbers by mail.

When should I apply for an ITIN?

You should complete Form W-7 as soon as you are ready to file your federal income tax return, since you need to attach the return to your application.

If you meet one of the exceptions and do not need to file a return, submit Form W-7, along with the documents required to meet your purpose for needing an ITIN, as soon as possible after you determine that you are covered by that exception.

You can apply for an ITIN any time during the year; however, if the tax return you attach to Form W-7 is filed after the return's due date, you may owe interest and/or penalties. You should file your current year return by the April 15 deadline to avoid this.

How and when can I expect to receive my ITIN?

If you qualify for an ITIN and your application is complete, you will receive a letter from the IRS assigning your tax identification number, usually within four to six weeks. The IRS is

changing from an ITIN card to an authorization letter to avoid any possible similarities with a Social Security Number card. Current ITIN holders' cards will not be replaced; they should continue to use the numbers previously issued when they need to supply identifying numbers for tax purposes.

If you have not received your ITIN or other correspondence six weeks after applying, you may call the IRS to find out the status of your application.

Where can I get help with my ITIN application?

You may call the IRS toll-free at 1-800-829-1040 for information and help in completing your Form W-7 and your tax return, or to check on the status of your application six weeks after submitting Form W-7.

Assistance is also available by appointment at IRS Taxpayer Assistance Centers (TACs) in the United States provide in-person help with ITIN applications on a walk-in or appointment basis. Applicants outside the United States may contact an overseas IRS office to find out if that office accepts Form W-7 applications.

You may also use the services of an IRS-authorized Acceptance Agent.

What is an Acceptance Agent?

An Acceptance Agent is an individual, business or organization (college, financial institution, accounting firm, etc.) authorized by IRS to assist individuals in obtaining ITINs. Acceptance Agents review applicants' documentation, complete a certificate of accuracy, and forward the certificate and application to the IRS for processing. Some Acceptance Agents may charge a fee. [Click here for a list of Acceptance Agents.](#)

[Click here for more information on ITIN Guidance for Foreign Property Buyers/Sellers.](#)

1 of 2 DOCUMENTS

UTAH CODE ANNOTATED

Copyright 2005 by Matthew Bender & Company, Inc. a member of the LexisNexis Group.
All rights reserved.

*** STATUTES CURRENT THROUGH THE 2005 FIRST SPECIAL SESSION ***
*** ANNOTATIONS CURRENT THROUGH 2005 UT 56, 2005 UT APP 367 ***
*** SEPTEMBER 1, 2005 (FEDERAL CASES) ***

TITLE 53. PUBLIC SAFETY CODE
CHAPTER 3. UNIFORM DRIVER LICENSE ACT
PART 2. DRIVER LICENSING ACT

GO TO CODE ARCHIVE DIRECTORY FOR THIS JURISDICTION*Utah Code Ann. § 53-3-205 (2005)*

§ 53-3-205. Application for license or endorsement -- Fee required -- Tests -- Expiration dates of licenses and endorsements -- Information required -- Previous licenses surrendered -- Driving record transferred from other states -- Reinstatement -- Fee required -- License agreement

- (1) An application for any original license, provisional license, or endorsement shall be:
 - (a) made upon a form furnished by the division; and
 - (b) accompanied by a nonrefundable fee set under Section 53-3-105.
- (2) An application and fee for an original provisional class D license or an original class D license entitle the applicant to:
 - (a) not more than three attempts to pass both the knowledge and skills tests for a class D license within six months of the date of the application;
 - (b) a learner permit if needed after the knowledge test is passed; and
 - (c) an original class D license and license certificate after all tests are passed.
- (3) An application and fee for an original class M license entitle the applicant to:
 - (a) not more than three attempts to pass both the knowledge and skills tests for a class M license within six months of the date of the application;
 - (b) a learner permit if needed after the knowledge test is passed; and
 - (c) an original class M license and license certificate after all tests are passed.
- (4) An application and fee for a motorcycle or taxicab endorsement entitle the applicant to:
 - (a) not more than three attempts to pass both the knowledge and skills tests within six months of the date of the application;
 - (b) a motorcycle learner permit if needed after the motorcycle knowledge test is passed; and
 - (c) a motorcycle or taxicab endorsement when all tests are passed.
- (5) An application and fees for a commercial class A, B, or C license entitle the applicant to:
 - (a) not more than two attempts to pass a knowledge test and not more than two attempts to pass a skills test within six months of the date of the application;

(b) a commercial driver instruction permit if needed after the knowledge test is passed; and

(c) an original commercial class A, B, or C license and license certificate when all applicable tests are passed.

(6) An application and fee for a CDL endorsement entitle the applicant to:

(a) not more than two attempts to pass a knowledge test and not more than two attempts to pass a skills test within six months of the date of the application; and

(b) a CDL endorsement when all tests are passed.

(7) If a CDL applicant does not pass a knowledge test, skills test, or an endorsement test within the number of attempts provided in Subsection (5) or (6), each test may be taken two additional times within the six months for the fee provided in Section 53-3-105.

(8) (a) Except as provided under Subsections (8)(f) and (g), an original license expires on the birth date of the applicant in the fifth year following the year the license certificate was issued.

(b) Except as provided under Subsections (8)(f) and (g), a renewal or an extension to a license expires on the birth date of the licensee in the fifth year following the expiration date of the license certificate renewed or extended.

(c) Except as provided under Subsections (8)(f) and (g), a duplicate license expires on the same date as the last license certificate issued.

(d) An endorsement to a license expires on the same date as the license certificate regardless of the date the endorsement was granted.

(e) A license and any endorsement to the license held by a person ordered to active duty and stationed outside Utah in any of the armed forces of the United States, which expires during the time period the person is stationed outside of the state, is valid until 90 days after the person has been discharged or has left the service, unless the license is suspended, disqualified, denied, or has been cancelled or revoked by the division, or the licensee updates the information or photograph on the license certificate.

(f) An original license or a renewal to an original license obtained using proof under Subsection (9)(a)(i)(E)(III) expires on the date of the expiration of the applicant's foreign visa, permit, or other document granting legal presence in the United States or on the date provided under this Subsection (8), whichever is sooner.

(g) (i) An original license or a renewal or a duplicate to an original license expires on the next birth date of the applicant or licensee beginning on July 1, 2005 if:

(A) the license was obtained without using a Social Security number as required under Subsection (9); and

(B) the license certificate or driving privilege card is not clearly distinguished as required under Subsection 53-3-207(6).

(ii) A driving privilege card issued or renewed under Section 53-3-207 expires on the birth date of the applicant in the first year following the year that the driving privilege card was issued or renewed.

(iii) The expiration dates provided under Subsections (8)(g)(i) and (ii) do not apply to an original license or driving privilege card or to the renewal of an original license or driving privilege card with an expiration date provided under Subsection (8)(f).

(9) (a) In addition to the information required by Title 63, Chapter 46b, Administrative Procedures Act, for requests for agency action, each applicant shall have a Utah residence address and each applicant shall:

(i) provide the applicant's:

(A) full legal name;

(B) birth date;

(C) gender;

(D) between July 1, 2002 and July 1, 2007, race in accordance with the categories established by the United States Census Bureau;

(E) (I) Social Security number;
(II) temporary identification number (ITIN) issued by the Internal Revenue Service for a person who does not qualify for a Social Security number; or

(III) (Aa) proof that the applicant is a citizen of a country other than the United States;

(Bb) proof that the applicant does not qualify for a Social Security number; and

(Cc) proof of legal presence in the United States, as authorized under federal law; and

(F) Utah residence address as documented by a form acceptable under rules made by the division under Section 53-3-104;

(ii) provide a description of the applicant;

(iii) state whether the applicant has previously been licensed to drive a motor vehicle and, if so, when and by what state or country;

(iv) state whether the applicant has ever had any license suspended, cancelled, revoked, disqualified, or denied in the last six years, or whether the applicant has ever had any license application refused, and if so, the date of and reason for the suspension, cancellation, revocation, disqualification, denial, or refusal;

(v) state whether the applicant intends to make an anatomical gift under Title 26, Chapter 28, Uniform Anatomical Gift Act, in compliance with Subsection (16);

(vi) provide all other information the division requires; and

(vii) sign the application which signature may include an electronic signature as defined in Section 46-4-102.

(b) The division shall maintain on its computerized records an applicant's:

(i) Social Security number;

(ii) temporary identification number (ITIN); or

(iii) other number assigned by the division if Subsection (9)(a)(i)(E)(III) applies.

(c) An applicant may not be denied a license for refusing to provide race information required under Subsection (9)(a)(i)(D).

(10) The division shall require proof of every applicant's name, birthdate, and birthplace by at least one of the following means:

(a) current license certificate;

(b) birth certificate;

(c) Selective Service registration; or

(d) other proof, including church records, family Bible notations, school records, or other evidence considered acceptable by the division.

(11) When an applicant receives a license in another class, all previous license certificates shall be surrendered and canceled. However, a disqualified commercial license may not be canceled unless it expires before the new license certificate is issued.

(12) (a) When an application is received from a person previously licensed in another state to drive a motor vehicle, the division shall request a copy of the driver's record from the other state.

(b) When received, the driver's record becomes part of the driver's record in this state with the same effect as though entered originally on the driver's record in this state.

(13) An application for reinstatement of a license after the suspension, cancellation, disqualification, denial, or revocation of a previous license shall be accompanied by the additional fee or fees specified in Section 53-3-105.

(14) A person who has an appointment with the division for testing and fails to keep the appointment or to cancel at least 48 hours in advance of the appointment shall pay the fee under Section 53-3-105.

(15) A person who applies for an original license or renewal of a license agrees that the person's license is subject to any suspension or revocation authorized under this title or Title 41, Motor Vehicles.

(16) (a) The indication of intent under Subsection (9)(a)(v) shall be authenticated by the licensee in accordance with division rule.

(b) (i) Notwithstanding Title 63, Chapter 2, Government Records Access and Management Act, the division may, upon request, release to an organ procurement organization, as defined in Section 26-28-2, the names and addresses of all persons who under Subsection (9)(a)(v) indicate that they intend to make an anatomical gift.

(ii) An organ procurement organization may use released information only to:

(A) obtain additional information for an anatomical gift registry; and

(B) inform licensees of anatomical gift options, procedures, and benefits.

(17) The division and its employees are not liable, as a result of false or inaccurate information provided under Subsection (9)(a)(v), for direct or indirect:

(a) loss;

(b) detriment; or

(c) injury.

HISTORY: L. 1933, ch. 45, § 8; 1941, ch. 66, § 1; C. 1943, 57-4-10; L. 1943, ch. 61, § 1; 1951, ch. 64, § 1; 1961, ch. 82, § 1; 1967, ch. 82, § 2; 1969, ch. 97, § 1; 1973, ch. 79, § 1; 1980, ch. 45, § 7; 1982, ch. 44, § 3; 1983, ch. 183, § 11; 1983, ch. 185, § 1; 1987, ch. 129, § 1; C. 1953, 41-2-8; renumbered by L. 1987, ch. 137, § 12; 1987, ch. 161, § 136; 1989, ch. 209, § 9; 1990, ch. 30, § 3; 1991, ch. 190, § 3; 1993, ch. 24, § 1; C. 1953, 41-2-112; renumbered by L. 1993, ch. 234, § 84; 1994, ch. 12, § 34; 1995, ch. 155, § 2; 1999, ch. 36, § 1; 1999, ch. 216, § 7; 2001, ch. 85, § 16; 2001, ch. 117, § 3; 2002, ch. 219, § 6; 2003, ch. 30, § 3; 2004, ch. 222, § 1; 2005, ch. 20, § 3; 2005, ch. 34, § 2.

NOTES:

AMENDMENT NOTES. --The 2001 amendment by ch. 85, effective April 30, 2001, added "which may include electronic signatures as defined in Section 46-4-102" to the end of Subsection (9)(a) and substituted "knowledge" for "written" throughout the section.

The 2001 amendment by ch. 117, effective July 1, 2001, added Subsection (9)(a)(v) making related subsection changes and added Subsections (16) and (17).

The 2002 amendment, effective July 1, 2002, added subsection designations in Subsection (9)(a)(i) and added Subsections (9)(a)(i)(D) and (9)(c).

The 2003 amendment, effective May 5, 2003, in Subsection (9)(a) substituted "applicant shall have a Utah residence address and each applicant" for "application"; subdivided Subsection (9)(b); and made numerous stylistic changes.

The 2004 amendment, effective July 1, 2004, added "an original provisional class D license or" in the introductory clause of Subsection (2).

The 2005 amendment by ch. 20, effective March 8, 2005, added the exception to the beginning of Subsections (8)(a)-(c) and added Subsection (8)(f) (which was redesignated as (g) by ch. 34; see the coordination clause note below).

The 2005 amendment by ch. 34, effective July 1, 2005, added the exception in Subsections (8)(a) through (c); added Subsections (8)(f), (9)(a)(i)(E)(III), and (9)(b)(iii); substituted the language beginning "as documented by" for "of the applicant" in Subsection (9)(a)(i)(F); and made related changes.

This section has been reconciled by the Office of Legislative Research and General Counsel.

SUNSET ACT. --See § 63-55b-153 for the repeal date of Subsection (9)(a)(i)(D) of this section.

COORDINATION CLAUSE. --Laws 2005, ch. 20 and ch. 34 both amend this section; ch. 34, § 7 coordinates the amendments to this section by renumbering the Subsection (8)(f) added by ch. 20 as (8)(g), adding Subsection (8)(g)(iii), and making related changes.

UTAH CODE ANNOTATED

Copyright 2005 by Matthew Bender & Company, Inc. a member of the LexisNexis Group.
All rights reserved.

*** STATUTES CURRENT THROUGH THE 2005 FIRST SPECIAL SESSION ***
*** ANNOTATIONS CURRENT THROUGH 2005 UT 56, 2005 UT APP 367 ***
*** SEPTEMBER 1, 2005 (FEDERAL CASES) ***

TITLE 53. PUBLIC SAFETY CODE
CHAPTER 3. UNIFORM DRIVER LICENSE ACT
PART 2. DRIVER LICENSING ACT

GO TO CODE ARCHIVE DIRECTORY FOR THIS JURISDICTION

Utah Code Ann. § 53-3-207 (2005)

§ 53-3-207. License certificates or driving privilege cards issued to drivers by class of motor vehicle -- Contents -- Release of anatomical gift information -- Temporary licenses or driving privilege cards -- Minors' licenses, cards, and permits -- Violation

(1) As used in this section:

(a) "driving privilege" means the privilege granted under this chapter to drive a motor vehicle;

(b) "driving privilege card" means the evidence of the privilege granted and issued under this chapter to drive a motor vehicle;

(c) "governmental entity" means the state and its political subdivisions as defined in this Subsection (1);

(d) "political subdivision" means any county, city, town, school district, public transit district, redevelopment agency, special improvement or taxing district, special district, an entity created by an interlocal agreement adopted under Title 11, Chapter 13, Interlocal Cooperation Act, or other governmental subdivision or public corporation; and

(e) "state" means this state, and includes any office, department, agency, authority, commission, board, institution, hospital, college, university, children's justice center, or other instrumentality of the state.

(2) (a) The division shall issue to every person privileged to drive a motor vehicle, a license certificate or a driving privilege card indicating the type or class of motor vehicle the person may drive.

(b) A person may not drive a class of motor vehicle unless granted the privilege in that class.

(3) (a) Every license certificate or driving privilege card shall bear:

(i) the distinguishing number assigned to the person by the division;

(ii) the name, birth date, and Utah residence address of the person;

(iii) a brief description of the person for the purpose of identification;

(iv) any restrictions imposed on the license under Section 53-3-208;

(v) a photograph of the person;

(vi) a photograph or other facsimile of the person's signature; and

(vii) an indication whether the person intends to make an anatomical gift under Title 26, Chapter 28, Uniform Anatomical Gift Act, unless the driving privilege is extended under Subsection 53-3-214(3).

(b) A new license certificate issued by the division may not bear the person's Social Security number.

(c) (i) The license certificate or driving privilege card shall be of an impervious material, resistant to wear, damage, and alteration.

(ii) Except as provided under Subsection (4)(b), the size, form, and color of the license certificate or driving privilege card shall be as prescribed by the commissioner.

(iii) The commissioner may also prescribe the issuance of a special type of limited license certificate or driving privilege card under Subsection 53-3-220(4) and may authorize the issuance of a renewed or duplicate license certificate or driving privilege card without a picture if the applicant is not then living in the state.

(4) (a) (i) The division upon determining after an examination that an applicant is mentally and physically qualified to be granted a driving privilege may issue to an applicant a receipt for the fee.

(ii) The receipt serves as a temporary license certificate or temporary driving privilege card allowing the person to drive a motor vehicle while the division is completing its investigation to determine whether the person is entitled to be granted a driving privilege.

(b) The receipt shall be in the person's immediate possession while driving a motor vehicle, and it is invalid when the person's license certificate or driving privilege card has been issued or when, for good cause, the privilege has been refused.

(c) The division shall indicate on the receipt a date after which it is not valid as a license certificate or driving privilege card.

(5) (a) The division shall distinguish learner permits, temporary permits, license certificates, and driving privilege cards issued to any person younger than 21 years of age by use of plainly printed information or the use of a color or other means not used for other license certificates or driving privilege cards.

(b) The division shall distinguish a license certificate or driving privilege card issued to any person:

(i) younger than 21 years of age by use of a portrait-style format not used for other license certificates or driving privilege cards and by plainly printing the date the license certificate or driving privilege card holder is 21 years of age, which is the legal age for purchasing an alcoholic beverage or product under Section 32A-12-203; and

(ii) younger than 19 years of age, by plainly printing the date the license certificate or driving privilege card holder is 19 years of age, which is the legal age for purchasing tobacco products under Section 76-10-104.

(6) (a) The division shall only issue a driving privilege card to a person whose privilege was obtained without using a Social Security number as required under Subsection 53-3-205(9).

(b) The division shall distinguish a driving privilege card from a license certificate by:

(i) use of a format, color, font, or other means; and

(ii) clearly displaying on the front of the driving privilege card a phrase substantially similar to "FOR DRIVING PRIVILEGES ONLY -- NOT VALID FOR IDENTIFICATION".

(7) The provisions of Subsection (5)(b) do not apply to a learner permit, temporary permit, or any other temporary permit or receipt issued by the division.

(8) The division shall issue temporary license certificates or temporary driving privilege cards of the same nature, except as to duration, as the license certificates or driving privilege cards that they temporarily replace, as are necessary to implement applicable provisions of this section and Section 53-3-223.

(9) A governmental entity may not accept a driving privilege card as proof of personal identification.

(10) A person who violates Subsection (2)(b) is guilty of a class C misdemeanor.

(11) Except as provided under this section, the provisions, requirements, classes, endorsements, fees, restrictions, and sanctions under this code apply to a:

(a) driving privilege in the same way as a license issued under this chapter; and

(b) driving privilege card in the same way as a license certificate issued under this chapter.

HISTORY: L. 1933, ch. 45, § 13; 1935, ch. 47, § 2; 1941, ch. 51, § 2; C. 1943, 57-4-16; L. 1963, ch. 68, § 1; 1967, ch. 82, § 7; 1981, ch. 129, § 1; 1983, ch. 99, § 2; 1983, ch. 183, § 16; 1987, ch. 92, § 53; C. 1953, 41-2-13; renumbered by L. 1987, ch. 137, § 21; 1989, ch. 209, § 12; 1993, ch. 24, § 2; C. 1953, 41-2-121; renumbered by L. 1993, ch. 234, § 86; 1997, ch. 51, § 7; 1999, ch. 216, § 8; 2001, ch. 117, § 4; 2003, ch. 30, § 4; 2003, ch. 309, § 1; 2004, ch. 144, § 1; 2005, ch. 20, § 4.

NOTES:

AMENDMENT NOTES. --The 1999 amendment, effective July 1, 1999, deleted "After May 3, 1993" from the beginning of Subsection (2)(b).

The 2001 amendment, effective July 1, 2001, added Subsection (1)(a)(vii); deleted former Subsection (3), establishing the procedure for indicating a licensee's intent to make an anatomical gift; redesignated other subsections; and made stylistic changes.

The 2003 amendment by ch. 30, effective May 5, 2003, substituted "of plainly printed information or the use of a color or other means" for "of the plainly printed word "minor" or "under 21" or the use of a special color" in Subsection (4) and made stylistic changes.

The 2003 amendment by ch. 309, effective May 5, 2003, added the exception at the start of Subsection (2)(c)(ii); in Subsection (4)(a) substituted "information" for "word "minor" or "under 21"," deleted "special" before "color," and added "or other means"; added Subsections (4)(b) and (c); and made related and stylistic changes.

The 2004 amendment, effective May 3, 2004, substituted "may not bear the licensee's Social Security number" for "may bear the licensee's Social Security number only at the request of the licensee" in Subsection (2)(b).

The 2005 amendment, effective March 8, 2005, added Subsections (1), (6), (9), and (11); substituted "granted the privilege" for "licensed" in Subsection (2)(b); substituted "license certificate or driving privilege card" for "license certificate" wherever it appeared in the section; and made numerous related and stylistic changes.

CROSS-REFERENCES. --Sentencing for misdemeanors, § § 76-3-201, 76-3-204, 76-3-301.

NOTES TO DECISIONS

CITED in *Brady v. State*, 894 P.2d 1269 (Utah 1995).

COLLATERAL REFERENCES

AM. JUR. 2D. --7A *Am. Jur. 2d Automobiles and Highway Traffic* § 96 et seq.

C.J.S. --60 C.J.S. *Motor Vehicles* § 146.

USER NOTE: For more generally applicable notes, see notes under the first section of this article, part, chapter, subtitle, or title.

Hurley, Peggy

From: Sappenfield, Anne
Sent: Tuesday, February 21, 2006 2:40 PM
To: Hurley, Peggy
Subject: RE: Utah's law

I think that's a good approach. If it's required under rules, I think that's plenty.

Anne

From: Hurley, Peggy
Sent: Tuesday, February 21, 2006 2:39 PM
To: Sappenfield, Anne
Subject: RE: Utah's law

Anne,

I don't want to change current law any more than we have to. Utah's statute specifically requires things that Wisconsin only requires by administrative rule, such as proof of residency and documentary proof of name, date of birth, and place of birth. I'd like to change the amendment regarding the Limited Use licenses and i.d. cards to only require an ITIN and to expire after one year. I would like to avoid adding, by statute, requirements like proof of residence and proof of name, d.o.b., etc.

From: Sappenfield, Anne
Sent: Tuesday, February 21, 2006 2:26 PM
To: Hurley, Peggy
Subject: RE: Utah's law

It seems like a good idea to require proof of residency so that licenses aren't issued to IL residents, for example. Is there a reason not to require it?

Regarding the name, date of birth, etc..., do you mean they require it for renewal in addition to original licenses?

Anne

From: Hurley, Peggy
Sent: Tuesday, February 21, 2006 2:08 PM
To: Sappenfield, Anne; Smyrski, Rose
Subject: Utah's law

Hi,

I'm reviewing the materials Anne gave to me regarding the Utah law. It is my understanding that you want Wisconsin's law to issue a Limited Purpose Driver's License (and a Limited Purpose Identification Card) to an applicant who:

- * otherwise qualifies for a regular license or i.d. card but doesn't have proof of legal status
- * presents an ITIN from the IRS

I further understand that you want these limited licenses and i.d.s to expire one year after the date of the applicant's next birthday after the date of issuance.

Is that correct so far?

Also, Utah also requires documentary proof of EVERY applicant's name, date of birth, and place of birth. Do you want to amend current law to require this proof of every applicant (including the citizens and legal aliens?) If not, do you want to require these things of applicants for a limited purpose license or i.d.?

Similarly, Utah requires proof of residence. Do you want to amend current law to require every applicant to show proof of residence? If not, do you want to require proof of residence from applicants for a limited license or i.d.?



State of Wisconsin
2005 - 2006 LEGISLATURE

LRBa21943
PJH:jld&cs:pg

4

Stays

SENATE AMENDMENT ,
TO 2005 ASSEMBLY BILL 69

by
2-22-06
am

bill list ✓

✓

1 At the locations indicated, amend the bill, as shown by assembly substitute
2 amendment 1, as follows:

3 **1.** Page 1, line 3: after “aliens” insert “and making an appropriation”.

4 **2.** Page 2, line 2: delete “To” and substitute “Except as provided in s. 343.1055,
5 to”.

6 **3.** Page 2, line 3: after that line insert:

7 “**SECTION 1m.** 343.07 (1) (intro.) of the statutes is amended to read:

8 343.07 (1) REGULAR PERMIT; ISSUANCE, RESTRICTIONS. (intro.) Upon application
9 therefor by a person at least 15 years and 6 months of age who, except for age or lack
10 of training in the operation of a motor vehicle, is qualified to obtain an operator’s
11 license and has passed such knowledge test as the department may require, the
12 department may issue a regular instruction permit. If the application is made by a
13 person who qualifies for a limited purpose driver’s license under s. 343.1055, the

1 department may issue a limited purpose instruction permit. If the application is
 2 made by a male who is at least 18 years of age but less than 26 years of age, the
 3 application shall include the information required under s. 343.14 (2) (em). The
 4 permit entitles the permittee to operate a motor vehicle, except a commercial motor
 5 vehicle, school bus, or Type 1 motorcycle, a motor bicycle, or a moped, upon the
 6 highways, subject to the following restrictions:

7 **SECTION 1r.** 343.1055 of the statutes is created to read:

8 **343.1055 Limited purpose driver's license.** The department may issue a
 9 limited purpose driver's license to a person who does not provide documentary proof
 10 of legal status as provided under s. 343.14 (2) (er) but who is otherwise qualified for
 11 a driver's license. A driver's license issued under this section is valid for the purpose
 12 of authorizing the holder to operate a motor vehicle upon a highway in this state.
 13 Except as provided in s. 343.055, a limited purpose driver's license shall not be valid
 14 authorization for the operation of commercial motor vehicles. A limited purpose
 15 driver's license shall be a different color or design from a regular license and shall
 16 indicate on its face that the license may not be accepted by any federal agency for
 17 federal identification or other official purpose.”

18 **4.** Page 2, line 17: after “United States” insert “, and provided proof of legal
 19 status as provided under s. 343.14 (2) (er) at the time that the license was issued”.

20 **5.** Page 3, line 10: after “apply.” insert “An original limited purpose driver's
 21 license issued under s. 343.1055 shall expire ^{1 year} 3 years from the date of the applicant's
 22 next birthday after the date of issuance. A subsequent limited purpose driver's
 23 license issued under s. 343.1055 shall expire ^{1 year} 4 years after the date of renewal.”.

24 **6.** Page 3, line 10: after that line insert:

*provides a temporary
 identification number ~~issued~~ issued
 by the Internal Revenue
 Service to the person and who*

1 **“SECTION 5m.** 343.21 (1g) of the statutes is created to read:

2 343.21 (1g) In addition to the fee specified in sub. (1), an applicant for a license
3 issued under s. 343.1055 shall pay to the department a \$2 surcharge.”.

4 **7.** Page 3, line 12: delete “The application” and substitute “The Except as
5 provided in sub. (4g), the application”.

provides a temporary identification number ~~issued~~ issued by the Internal Revenue Service to the person and who

6 **8.** Page 3, line 19: after that line insert:

7 **“SECTION 6m.** 343.50 (4g) of the statutes is created to read:

8 343.50 (4g) LIMITED PURPOSE IDENTIFICATION CARD. The department may issue
9 a limited purpose identification card to a person who does not provide documentary
10 proof of legal status as provided under s. 343.14 (2) (er) but who is otherwise qualified
11 for an identification card. A limited purpose identification card shall be a different
12 color or design from a regular identification card and shall indicate on its face that
13 the card may not be accepted by any federal agency for federal identification or other
14 official purpose.”.

15 **9.** Page 4, line 6: after “issuance” insert “. An original limited purpose
16 identification card issued under sub. (4g) shall expire ~~3 years~~ ^{1 year} from the date of the
17 applicant’s next birthday after the date of issuance. A subsequent limited purpose
18 identification card issued under sub. (4g) shall expire ~~4 years~~ ^{1 year} after the date of
19 renewal”.

20 **10.** Page 4, line 14: after “\$9” insert “. except that an applicant for an original
21 card, reinstatement, renewal, or duplicate of a card, issued under sub. (4g) shall pay
22 to the department a \$2 surcharge”.

23 **11.** Page 4, line 23: after that line, before the material inserted by assembly
24 amendment 2 to assembly substitute amendment 1, insert:

TODAY

5
T
stays

**SENATE AMENDMENT ,
TO 2005 ASSEMBLY BILL 69**

1 At the locations indicated, amend the bill, as shown by assembly substitute
2 amendment 1, as follows:

3 **1.** Page 1, line 3: after “aliens” insert “and making an appropriation”.

4 **2.** Page 2, line 2: delete “To” and substitute “Except as provided in s. 343.1055,
5 to”.

6 **3.** Page 2, line 3: after that line insert:

7 “**SECTION 1m.** 343.07 (1) (intro.) of the statutes is amended to read:

8 343.07 (1) REGULAR PERMIT; ISSUANCE, RESTRICTIONS. (intro.) Upon application
9 therefor by a person at least 15 years and 6 months of age who, except for age or lack
10 of training in the operation of a motor vehicle, is qualified to obtain an operator’s
11 license and has passed such knowledge test as the department may require, the
12 department may issue a regular instruction permit. If the application is made by a
13 person who qualifies for a limited purpose driver’s license under s. 343.1055, the

1 department may issue a limited purpose instruction permit. If the application is
 2 made by a male who is at least 18 years of age but less than 26 years of age, the
 3 application shall include the information required under s. 343.14 (2) (em). The
 4 permit entitles the permittee to operate a motor vehicle, except a commercial motor
 5 vehicle, school bus, or Type 1 motorcycle, a motor bicycle, or a moped, upon the
 6 highways, subject to the following restrictions:

7 **SECTION 1r.** 343.1055 of the statutes is created to read:

8 **343.1055 Limited purpose driver's license.** The department may issue a
 9 limited purpose driver's license to a person who does not provide documentary proof
 10 of legal status as provided under s. 343.14 (2) (er) but who provides a temporary
 11 identification number issued by the Internal Revenue Service to the person and who
 12 is otherwise qualified for a driver's license. A driver's license issued under this
 13 section is valid for the purpose of authorizing the holder to operate a motor vehicle
 14 upon a highway in this state. Except as provided in s. 343.055, a limited purpose
 15 driver's license shall not be valid authorization for the operation of commercial motor
 16 vehicles. A limited purpose driver's license shall be a different color or design from
 17 a regular license and shall indicate on its face that the license may not be accepted
 18 by any federal agency for federal identification or other official purpose.".

19 **4.** Page 2, line 17: after "United States" insert ", and provided proof of legal
 20 status as provided under s. 343.14 (2) (er) at the time that the license was issued".

21 **5.** Page 3, line 10: after "apply." insert "An original limited purpose driver's
 22 license issued under s. 343.1055 shall expire 1 year from the date of the applicant's
 23 next birthday after the date of issuance. A subsequent limited purpose driver's
 24 license issued under s. 343.1055 shall expire 1 year after the date of renewal.".

To the extent permitted by federal law or regulation, the

an individual

one
one

1 **6.** Page 3, line 10: after that line insert:

2 “**SECTION 5m.** 343.21 (1g) of the statutes is created to read:

3 343.21 (1g) In addition to the fee specified in sub. (1), an applicant for a license
4 issued under s. 343.1055 shall pay to the department a \$2 surcharge.”.

5 **7.** Page 3, line 12: delete “The application” and substitute “The Except as
6 provided in sub. (4g), the application”.

7 **8.** Page 3, line 19: after that line insert:

8 “**SECTION 6m.** 343.50 (4g) of the statutes is created to read:

9 343.50 (4g) LIMITED PURPOSE IDENTIFICATION CARD. ~~The~~ department may issue
10 a limited purpose identification card to a person who does not provide documentary
11 proof of legal status as provided under s. 343.14 (2) (er) but who provides ~~a temporary~~
12 identification number issued by the Internal Revenue Service to the person and who
13 is otherwise qualified for an identification card. A limited purpose identification
14 card shall be a different color or design from a regular identification card and shall
15 indicate on its face that the card may not be accepted by any federal agency for federal
16 identification or other official purpose.”.

17 **9.** Page 4, line 6: after “issuance” insert “. An original limited purpose
18 identification card issued under sub. (4g) shall expire 1 year from the date of the
19 applicant's next birthday after the date of issuance. A subsequent limited purpose
20 identification card issued under sub. (4g) shall expire 1 year after the date of
21 renewal”.

22 **10.** Page 4, line 14: after “\$9” insert “. except that an applicant for an original
23 card, reinstatement, renewal, or duplicate of a card, issued under sub. (4g) shall pay
24 to the department a \$2 surcharge”.

To the extent permitted by law or regulation, the

an individual

one

one



State of Wisconsin
2005 - 2006 LEGISLATURE

LRBa2194/6
PJH:jld&cs:rs

6

SENATE AMENDMENT ,
TO 2005 ASSEMBLY BILL 69

Handwritten initials "PJH" circled

1 At the locations indicated, amend the bill, as shown by assembly substitute
2 amendment 1, as follows:

3 1. Page 1, line 3: after "aliens" insert "and making an appropriation".

4 2. Page 2, line 2: delete "To" and substitute "Except as provided in s. 343.1055,
5 to".

6 3. Page 2, line 3: after that line insert:

7 "SECTION 1m. 343.07 (1) (intro.) of the statutes is amended to read:

8 343.07 (1) REGULAR PERMIT; ISSUANCE, RESTRICTIONS. (intro.) Upon application
9 therefor by a person at least 15 years and 6 months of age who, except for age or lack
10 of training in the operation of a motor vehicle, is qualified to obtain an operator's
11 license and has passed such knowledge test as the department may require, the
12 department may issue a regular instruction permit. If the application is made by a
13 person who qualifies for a limited purpose driver's license under s. 343.1055, the

1 department may issue a limited purpose instruction permit. If the application is
2 made by a male who is at least 18 years of age but less than 26 years of age, the
3 application shall include the information required under s. 343.14 (2) (em). The
4 permit entitles the permittee to operate a motor vehicle, except a commercial motor
5 vehicle, school bus, or Type 1 motorcycle, a motor bicycle, or a moped, upon the
6 highways, subject to the following restrictions:

7 **SECTION 1r.** 343.1055 of the statutes is created to read:

8 **343.1055 Limited purpose driver's license.** To the extent permitted by
9 federal law or regulation, the department may issue a limited purpose driver's
10 license to a person who does not provide documentary proof of legal status as
11 provided under s. 343.14 (2) (er) but who provides an individual identification
12 number issued by the Internal Revenue Service to the person and who is otherwise
13 qualified for a driver's license. A driver's license issued under this section is valid
14 for the purpose of authorizing the holder to operate a motor vehicle upon a highway
15 in this state. Except as provided in s. 343.055, a limited purpose driver's license shall
16 not be valid authorization for the operation of commercial motor vehicles. A limited
17 purpose driver's license shall be a different color or design from a regular license and
18 shall indicate on its face that the license may not be accepted by any federal agency
19 for federal identification or other official purpose.”

20 **4.** Page 2, line 17: after “United States” insert “, and provided proof of legal
21 status as provided under s. 343.14 (2) (er) at the time that the license was issued”.

22 **5.** Page 3, line 10: after “apply.” insert “An original limited purpose driver's
23 license issued under s. 343.1055 shall expire one year from the date of issuance. A

✓
taxpayer

1 subsequent limited purpose driver's license issued under s. 343.1055 shall expire one
2 year after the date of renewal.”.

3 **6.** Page 3, line 10: after that line insert:

4 “SECTION 5m. 343.21 (1g) of the statutes is created to read:

5 343.21 (1g) In addition to the fee specified in sub. (1), an applicant for a license
6 issued under s. 343.1055 shall pay to the department a \$2 surcharge.”.

7 **7.** Page 3, line 12: delete “The application” and substitute “The Except as
8 provided in sub. (4g), the application”.

9 **8.** Page 3, line 19: after that line insert:

10 “SECTION 6m. 343.50 (4g) of the statutes is created to read:

11 343.50 (4g) LIMITED PURPOSE IDENTIFICATION CARD. To the extent permitted by
12 federal law or regulation, the department may issue a limited purpose identification
13 card to a person who does not provide documentary proof of legal status as provided
14 under s. 343.14 (2) (er) but who provides an individual identification number issued
15 by the Internal Revenue Service to the person and who is otherwise qualified for an
16 identification card. A limited purpose identification card shall be a different color
17 or design from a regular identification card and shall indicate on its face that the card
18 may not be accepted by any federal agency for federal identification or other official
19 purpose.”.

20 **9.** Page 4, line 6: after “issuance” insert “. An original limited purpose
21 identification card issued under sub. (4g) shall expire one year from the date of
22 issuance. A subsequent limited purpose identification card issued under sub. (4g)
23 shall expire one year after the date of renewal”.



State of Wisconsin
2005 - 2006 LEGISLATURE

LRBa2194/6
PJH:jld&cs:pg

NDW

SENATE AMENDMENT,
TO 2005 ASSEMBLY BILL 69

1 At the locations indicated, amend the bill, as shown by assembly substitute
2 amendment 1, as follows:

3 1. Page 1, line 3: after "aliens" insert "and making an appropriation".

4 2. Page 2, line 2: delete "To" and substitute "Except as provided in s. 343.1055,
5 to".

6 3. Page 2, line 3: after that line insert:

7 "SECTION 1m. 343.07 (1) (intro.) of the statutes is amended to read:

8 343.07 (1) REGULAR PERMIT; ISSUANCE, RESTRICTIONS. (intro.) Upon application
9 therefor by a person at least 15 years and 6 months of age who, except for age or lack
10 of training in the operation of a motor vehicle, is qualified to obtain an operator's
11 license and has passed such knowledge test as the department may require, the
12 department may issue a regular instruction permit. If the application is made by a
13 person who qualifies for a limited purpose driver's license under s. 343.1055, the

and who is at least 17 years and
6 months of age

1 department may issue a limited purpose instruction permit. If the application is
2 made by a male who is at least 18 years of age but less than 26 years of age, the
3 application shall include the information required under s. 343.14 (2) (em). The
4 permit entitles the permittee to operate a motor vehicle, except a commercial motor
5 vehicle, school bus, or Type 1 motorcycle, a motor bicycle, or a moped, upon the
6 highways, subject to the following restrictions:

7 **SECTION 1r.** 343.1055 of the statutes is created to read:

8 **343.1055 Limited purpose driver's license.** To the extent permitted by
9 federal law or regulation, the department may issue a limited purpose driver's
10 license to a person who does not provide documentary proof of legal status as
11 provided under s. 343.14 (2) (er) but who provides an individual taxpayer
12 identification number issued by the Internal Revenue Service to the person and who
13 is otherwise qualified for a driver's license. A driver's license issued under this
14 section is valid for the purpose of authorizing the holder to operate a motor vehicle
15 upon a highway in this state. Except as provided in s. 343.055, a limited purpose
16 driver's license shall not be valid authorization for the operation of commercial motor
17 vehicles. A limited purpose driver's license shall be a different color or design from
18 a regular license and shall indicate on its face that the license may not be accepted
19 by any federal agency for federal identification or other official purpose.”

20 **4.** Page 2, line 17: after “United States” insert “, and provided proof of legal
21 status as provided under s. 343.14 (2) (er) at the time that the license was issued”.

22 **5.** Page 3, line 10: after “apply.” insert “An original limited purpose driver's
23 license issued under s. 343.1055 shall expire one year from the date of issuance. A

✓ is at least
18 years of age
and
who

1 subsequent limited purpose driver's license issued under s. 343.1055 shall expire one
2 year after the date of renewal.”.

3 **6.** Page 3, line 10: after that line insert:

4 “**SECTION 5m.** 343.21 (1g) of the statutes is created to read:

5 343.21 (1g) In addition to the fee specified in sub. (1), an applicant for a license
6 issued under s. 343.1055 shall pay to the department a \$2 surcharge.”.

7 **7.** Page 3, line 12: delete “The application” and substitute “The Except as
8 provided in sub. (4g), the application”.

9 **8.** Page 3, line 19: after that line insert:

10 “**SECTION 6m.** 343.50 (4g) of the statutes is created to read:

11 343.50 (4g) LIMITED PURPOSE IDENTIFICATION CARD. To the extent permitted by
12 federal law or regulation, the department may issue a limited purpose identification
13 card to a person who does not provide documentary proof of legal status as provided
14 under s. 343.14 (2) (er) but ~~who~~ provides an individual taxpayer identification
15 number issued by the Internal Revenue Service to the person and who is otherwise
16 qualified for an identification card. A limited purpose identification card shall be a
17 different color or design from a regular identification card and shall indicate on its
18 face that the card may not be accepted by any federal agency for federal identification
19 or other official purpose.”.

20 **9.** Page 4, line 6: after “issuance” insert “. An original limited purpose
21 identification card issued under sub. (4g) shall expire one year from the date of
22 issuance. A subsequent limited purpose identification card issued under sub. (4g)
23 shall expire one year after the date of renewal”.

✓ is at least 18 years of age and who

