

Amended - Passed 3/10

FILED FEB 13 1976

Reprinted

SENATE FILE 1145

By COMMITTEE ON TRANSPORTATION

Passed Senate, Date 3-16-76 (p. 824) Passed House, Date 5-17-76 (p. 2838)
Vote: Ayes 38 Nays 6 Vote: Ayes 79 Nays 2
Approved May 28, 1976

A BILL FOR

1 An Act relating to the issuance of cards and licenses by the
2 state department of transportation and providing penalties.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SENATE FILE 1145

S-5187

1 Amend Senate File 1145 as follows:
2 1. Page 2, by inserting after line 14 the following
3 section:
4 "Sec. ____ Chapter three hundred twenty-one (321),
5 Code 1975, is amended by adding the following new
6 section:
7 NEW SECTION. COLORED PHOTOGRAPH--PROCEDURES.
8 The department shall in issuing licenses, permits
9 and nonoperator's identification cards bearing a
10 colored photograph of the licensee, permittee or card
11 holder use such processes that prevent to the maximum
12 extent possible, the alteration or reproduction of
13 the license, permit or card including the ability
14 to superimpose a photograph on a license, permit or
15 card without ready detection."
16 2. By renumbering the remaining sections and
17 correcting internal references in accordance with
18 this amendment.

S-5187 FILED - Adopted 3/10 (p. 820)
FEBRUARY 20, 1976

BY RICHARD J. NORPEL, SR.

1 Section 1. Chapter three hundred twenty-one (321), Code
2 1975, is amended by adding the following new section:

3 NEW SECTION. ISSUANCE OF NONOPERATOR'S IDENTIFICATION
4 CARDS--FEE. The department shall, upon application and pay-
5 ment of the required fee, issue to an applicant a nonoper-
6 ator's identification card, which card shall bear a dis-
7 tinguishing number assigned to the card holder, the full name,
8 date of birth, sex, residence address, a brief description
9 and a colored photograph of the card holder, the usual
10 signature of the card holder, and such other information as
11 the department may by rule require. The card, including the
12 colored photograph, shall be issued to the applicant at the
13 time of application and no positive or negative photograph
14 shall be retained. The department shall, by rule, establish
15 procedures for the application for, and issuance of, a non-
16 operator's identification card. An identification card shall
17 not be valid unless it bears the usual signature of the card
18 holder.

19 The fee for a nonoperator's identification card shall be
20 one dollar and the card shall be valid for the purpose of
21 identification for a period of four years from the date of
22 issuance. A fee of one dollar shall be charged for the
23 voluntary replacement of an identification card.

24 The nonoperator's identification card fees shall be trans-
25 mitted by the department to the treasurer of state who shall
26 credit such fees to the general fund of the state.

27 Sec. 2. Chapter three hundred twenty-one (321), Code 1975,
28 is amended by adding the following new section:

29 NEW SECTION. UNLAWFUL USE OF NONOPERATOR'S IDENTIFICA-
30 TION CARDS. It is a misdemeanor, punishable as provided in
31 section three hundred twenty-one point four hundred eighty-
32 two (321.482) of the Code, for any person:

33 1. To display or permit to be displayed or possess any
34 fictitious or fraudulently altered nonoperator's identifica-
35 tion card.

1 2. To lend his or her nonoperator's identification card
2 to any person or knowingly permit the use of such card by
3 another person.

4 3. To display or represent as one's own a nonoperator's
5 identification card not issued to such person.

6 4. To fail or refuse to surrender to the department upon
7 its lawful demand an expired or invalid nonoperator's iden-
8 tification card.

9 5. To use a false or fictitious name in any application
10 for a nonoperator's identification card or to knowingly make
11 a false statement or to knowingly conceal a material fact
12 or otherwise commit a fraud in any such application.

13 6. To permit any unlawful use of a nonoperator's identi-
14 fication card issued to such person.

15 Sec. 3. Section three hundred twenty-one point one hun-
16 dred eighty-one (321.181), Code 1975, is amended by adding
17 the following new unnumbered paragraph:

18 NEW UNNUMBERED PARAGRAPH. The temporary driver's permit
19 shall bear a colored photograph of the permittee and shall
20 contain such other information as the department may by rule
21 require.

22 Sec. 4. Section three hundred twenty-one point one hundred
23 eighty-nine (321.189), Code 1975, is amended to read as fol-
24 lows:

25 321.189 LICENSES ISSUED. The department shall upon payment
26 of the required fee, issue to every applicant qualifying
27 therefor an operator's or chauffeur's license as applied for,
28 which license shall bear thereon a distinguishing number
29 assigned to the licensee, the full name, date of birth,
30 occupation, sex, residence address, a colored photograph and
31 a brief description of the licensee, and the usual signature
32 of the licensee. The license shall also provide a space where
33 at the request of the licensee a symbol, to be designed by
34 the department, may be affixed which shall indicate that the
35 licensee may be the donor of an anatomical gift pursuant to

1 chapter one hundred forty-two A (142A) of the Code. The
2 license may contain such other information as the department
3 may by rule require. No license shall be valid unless it
4 bears the usual signature of the licensee.

5 Sec. 5. Section three hundred twenty-one point one hundred
6 ninety-one (321.191), unnumbered paragraph one (1), is amended
7 to read as follows:

8 The fee for an operator's license shall be ~~five~~ six dol-
9 lars if issued for a period of two years, and ~~ten~~ eleven
10 dollars if issued for a period of four years. The fee for
11 a chauffeur's license shall be ~~ten~~ eleven dollars if issued
12 for a period of two years, and ~~twenty~~ twenty-one dollars if
13 issued for a period of four years. The fee for an instruc-
14 tion permit shall be ~~three~~ four dollars and for a temporary
15 driver's permit, ~~five~~ six dollars.

16 Sec. 6. Section three hundred twenty-one point one hundred
17 ninety-five (321.195), Code 1975, is amended to read as fol-
18 lows:

19 321.195 DUPLICATE CERTIFICATES. In the event that an
20 instruction permit or operator's or chauffeur's license or
21 extension certificate issued under the provisions of this
22 chapter is lost or destroyed, the person to whom the same
23 was issued may upon payment of a fee of ~~two~~ three dollars
24 for an operator's or chauffeur's license, or two dollars for
25 an extension certificate, obtain a duplicate, or substitute
26 thereof, upon furnishing proof satisfactory to the depart-
27 ment that such permit, license, or extension certificate has
28 been lost or destroyed. A fee of one dollar shall be charged
29 for the voluntary replacement of an instruction permit or
30 an operator's or chauffeur's license.

31 Sec. 7. If a person desires to obtain an operator's or
32 chauffeur's license in the form authorized by this Act prior
33 to the person's renewal date, such license may be issued as
34 a voluntary replacement upon payment of the required fee.

35 Sec. 8. The provisions of sections one (1) through seven

1 (7) of this Act shall become effective January 1, 1977, except
2 that the department may begin issuing temporary driver's per-
3 mits, operator's and chauffeur's licenses and nonoperator's
4 identification cards in the form authorized by this Act upon
5 payment of the increased fee prescribed in section five (5)
6 of this Act for licenses and permits or the fee prescribed
7 in section one (1) of this Act for an identification card
8 commencing July 1, 1976.

9 EXPLANATION

10 This bill provides for the state department of transporta-
11 tion to issue nonoperator's identification cards. The cards
12 are to be valid for four years and the fee is one dollar.
13 A penalty is provided for the unlawful use of the card.

14 This bill also provides that instruction permits, temporary
15 driver's permits and operator's and chauffeur's licenses is-
16 sued after January 1, 1977 shall bear a colored photograph
17 of the licensee. Fees for such permits and licenses including
18 duplicates are increased one dollar to cover the costs of
19 the photograph. In addition, licenses shall include a re-
20 served space where a symbol may be affixed to indicate that
21 the licensee may be the donor of an anatomical gift. This
22 provision is also effective for all licenses issued after
23 January 1, 1977, except that, the department may begin issuing
24 permits and licenses and nonoperator's identification cards
25 in the form prescribed by this Act upon payment of the
26 increased fee commencing July 1, 1976.

27 If a person desires the new form of a license (the colored
28 photograph and the space reserved for the indication of an
29 anatomical gift) prior to that person's renewal date, a
30 voluntary replacement may be issued upon payment of the
31 appropriate fee.

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SENATE FILE 1145

S-5235

1 Amend Senate File 1145 as follows:
2 1. Page 1, by inserting after line 18 the
3 following unnumbered paragraph:
4 "The department shall use a process or processes
5 for issuance of a non-operator's identification card,
6 that prevents, as nearly as possible, the opportunity
7 for alteration or reproduction of, and the super-
8 imposition of a photograph on the non-operator's
9 identification card without ready detection."

S-5235 FILED - Adopted 3/10 93-4 (3 820)
MARCH 1, 1976

BY C. JOSEPH COLEMAN

SENATE FILE 1145
FISCAL NOTE

Date prepared: February 23, 1976
Requested by: Senator Norpel
Prepared in regard to Senate File 1145, An Act relating to the issuance of cards and licenses by the state department of transportation and providing penalties.

Following is the fiscal effect in dollars of the legislative proposal as required by Joint Rule 16.

Initial equipment cost	\$84,500.00
Additional recurring cost (not including depreciation) .50¢ per license x 760,000	\$380,000.00
First year cost	\$464,500.00
Thereafter	\$380,000.00

Fees from change in registration fee \$1.00 x 680,000 (80,000 of 760,000 are free duplicates)	\$680,000
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Net Increase to General Fund

First year	\$215,500.00
Thereafter	\$300,000.00

SOURCE: Department of Transportation

FILED
FEBRUARY 24, 1976

BY GERRY D. RANKIN
LEGISLATIVE FISCAL DIRECTOR

S-5286

- 1 Amend Senate File 1145 as follows: —
2 1. Page 3, line 8, by striking the words
3 "five six", and inserting in lieu thereof the word
4 "five". A
5 2. Page 3, line 9, by striking the words "ten
6 eleven", and inserting in lieu thereof the word
7 "ten".
8 3. Page 3, line 11, by striking the words "ten
9 eleven", and inserting in lieu thereof the word
10 "ten".
11 4. Page 3, line 12, by striking the words
12 "twenty twenty-one", and inserting in lieu thereof
13 the word "twenty".
14 5. Page 3, line 14, by striking the words
15 "three four", and inserting in lieu thereof the
16 word "three".
17 6. Page 3, line 15, by striking the words
18 "five six", and inserting in lieu thereof the word
19 "five".
20 7. Page 3, line 23, by striking the words
21 "two three", and inserting in lieu thereof the word
22 "two".
23 8. Page 3, line 24, by striking the word
24 "two", and inserting in lieu thereof the word "one".
25 9. Page 3, lines 28 through 30, by striking B
26 the words "A fee of one dollar shall be charged for
27 the voluntary replacement of an instruction permit
28 or an operator's or chauffeur's license."

S-5286 FILED A. Adopted 27-8 2/10 (p. 822)
MARCH 4, 1976 B. Adopted 24-22 3/10 (p. 822) Reconsidered on March 2/10 (p. 823)
BY CLOYD ROBINSON
BERL E. PRIEBE

SENATE FILE 1145

S-5312

- 1 Amend Senate File 1145 as follows:
2 1. Page 3, by adding after line 34 the fol-
3 lowing:
4 "Sec. ____ Chapter three hundred twenty-one
5 (321), Code 1975, is amended by adding the following
6 new section:
7 NEW SECTION. COLOR PHOTOGRAPH OPTIONAL. Not-
8 withstanding any other provision of this chapter,
9 the department shall not include a colored photo-
10 graph of a licensee on a nonoperator's identification
11 card, a temporary driver's permit, or a license
12 issued pursuant to section 321.189, if at the time
13 of their issuance, an applicant so requests."

S-5312 FILED & WITHDRAWN (p. 823)
MARCH 10, 1976

BY CLOYD E. ROBINSON
BERLE E. PRIEBE

S-5224

1 Amend Senate File 1145 as follows:
2 1. Page 2, by striking lines 32 through 35.
3 2. Page 3, by striking line 1 and inserting
4 in lieu thereof the following: "of the licensee.
5 The department shall provide a space on every
6 license where the licensee may affix a decal or
7 sticker indicating that the licensee is a donor
8 under the Uniform Anatomical Gift Act. The"
9 3. Page 3, by inserting after line 4 the
10 following:
11 The licensee may affix a decal or sticker on
12 the license in the space provided which indicates
13 that the licensee is a donor under the Uniform Anato-
14 mical Gift Act. The decal shall not be larger than
15 one-half inch in diameter.
16 The use of the decal or sticker on the license
17 shall be authorized only if the licensee has com-
18 plied with the provisions for making a gift under
19 the Uniform Anatomical Gift Act and shall be ef-
20 fective only if the licensee carries on or about
21 the licensee's person a duly signed and executed
22 donor card as authorized by the Uniform Anatomical
23 Gift Act.

S-5224 FILED - *Adopted 2/10 (p. 200)*
FEBRUARY 25, 1976

BY C. JOSEPH COLEMAN

S-5216

1 Amend Senate File 1145 as follows:
2 1. Page 2, line 21, by inserting after the word
3 "require." the words "The department shall not retain
4 a positive or negative photograph of the permittee."
5 2. Page 3, line 4, by inserting after the word
6 "licensee." the words "The department shall not retain
7 a positive or negative photograph of the licensee."

S-5216 FILED - *Adopted 2/10 (p. 200)*
FEBRUARY 25, 1976

BY PHILIP B. HILL

S-5317

1 Amend Senate File 1145 as follows:
2 1. Page 1, lines 22 and 23 by striking the
3 words "A fee of one dollar shall be charged for the
4 voluntary replacement of an identification card."

S-5317 FILED & WITHDRAWN (*p. 223*)
MARCH 10, 1976

BY PHILIP B. HILL

SENATE FILE 1145

By COMMITTEE ON TRANSPORTATION

(As Amended and Passed by the Senate March 10, 1976)

Passed Senate, Date 5-14-76 (p. 2071) Passed House, Date 5-17-76 (p. 2338)

Vote: Ayes 27 Nays 7 Vote: Ayes 79 Nays 12

Approved 5-28-76

A BILL FOR

1 An Act relating to the issuance of cards and licenses by the
2 state department of transportation and providing penalties.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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_____ = New Language
by the Senate

1 Section 1. Chapter three hundred twenty-one (321), Code
2 1975, is amended by adding the following new section:

3 NLW SECTION. ISSUANCE OF NONOPERATOR'S IDENTIFICATION
4 CARDS--FEE. The department shall, upon application and pay-
5 ment of the required fee, issue to an applicant a nonoper-
6 ator's identification card, which card shall bear a dis-
7 tinguishing number assigned to the card holder, the full name,
8 date of birth, sex, residence address, a brief description
9 and a colored photograph of the card holder, the usual
10 signature of the card holder, and such other information as
11 the department may by rule require. The card, including the
12 colored photograph, shall be issued to the applicant at the
13 time of application and no positive or negative photograph
14 shall be retained. The department shall, by rule, establish
15 procedures for the application for, and issuance of, a non-
16 operator's identification card. An identification card shall
17 not be valid unless it bears the usual signature of the card
18 holder.

19 The department shall use a process or processes for issuance
20 of a non-operator's identification card, that prevents, as
21 nearly as possible, the opportunity for alteration or
22 reproduction of, and the superimposition of a photograph on
23 the non-operator's identification card without ready detection.

24 The fee for a nonoperator's identification card shall be
25 one dollar and the card shall be valid for the purpose of
26 identification for a period of four years from the date of
27 issuance. A fee of one dollar shall be charged for the
28 voluntary replacement of an identification card.

29 The nonoperator's identification card fees shall be trans-
30 mitted by the department to the treasurer of state who shall
31 credit such fees to the general fund of the state.

32 Sec. 2. Chapter three hundred twenty-one (321), Code 1975,
33 is amended by adding the following new section:

34 NEW SECTION. UNLAWFUL USE OF NONOPERATOR'S IDENTIFICA-
35 TION CARDS. It is a misdemeanor, punishable as provided in

1 section three hundred twenty-one point four hundred eighty-
2 two (321.482) of the Code, for any person:

3 1. To display or permit to be displayed or possess any
4 fictitious or fraudulently altered nonoperator's identifica-
5 tion card.

6 2. To lend his or her nonoperator's identification card
7 to any person or knowingly permit the use of such card by
8 another person.

9 3. To display or represent as one's own a nonoperator's
10 identification card not issued to such person.

11 4. To fail or refuse to surrender to the department upon
12 its lawful demand an expired or invalid nonoperator's iden-
13 tification card.

14 5. To use a false or fictitious name in any application
15 for a nonoperator's identification card or to knowingly make
16 a false statement or to knowingly conceal a material fact
17 or otherwise commit a fraud in any such application.

18 6. To permit any unlawful use of a nonoperator's identi-
19 fication card issued to such person.

20 Sec. 3. Chapter three hundred twenty-one (321), Code 1975,
21 is amended by adding the following new section:

22 NEW SECTION. COLORLED PHOTOGRAPH--PROCEDURES. The
23 department shall in issuing licenses, permits and nonoperator's
24 identification cards bearing a colored photograph of the
25 licensee, permittee or card holder use such processes that
26 prevent to the maximum extent possible, the alteration or
27 reproduction of the license, permit or card including the
28 ability to superimpose a photograph on a license, permit or
29 card without ready detection.

30 Sec. 4. Section three hundred twenty-one point one hun-
31 dred eighty-one (321.181), Code 1975, is amended by adding
32 the following new unnumbered paragraph:

33 NEW UNNUMBERED PARAGRAPH. The temporary driver's permit
34 shall bear a colored photograph of the permittee and shall
35 contain such other information as the department may by rule

1 require. The department shall not retain a positive or
2 negative photograph of the permittee.

3 Sec. 5. Section three hundred twenty-one point one hundred
4 eighty-nine (321.189), Code 1975, is amended to read as fol-
5 lows:

6 321.189 LICENSES ISSUED. The department shall upon payment
7 of the required fee, issue to every applicant qualifying
8 therefor an operator's or chauffeur's license as applied for,
9 which license shall bear thereon a distinguishing number
10 assigned to the licensee, the full name, date of birth,
11 occupation, sex, residence address, a colored photograph and
12 a brief description of the licensee, and the usual signature
13 of the licensee. The department shall provide a space on
14 every license where the licensee may affix a decal or sticker
15 indicating that the licensee is a donor under the Uniform
16 Anatomical Gift Act. The license may contain such other
17 information as the department may by rule require. No license
18 shall be valid unless it bears the usual signature of the
19 licensee. The department shall not retain a positive or
20 negative photograph of the licensee.

21 The licensee may affix a decal or sticker on the license
22 in the space provided which indicates that the licensee is
23 a donor under the Uniform Anatomical Gift Act. The decal
24 shall not be larger than one-half inch in diameter.

25 The use of the decal or sticker on the license shall be
26 authorized only if the licensee has complied with the
27 provisions for making a gift under the Uniform Anatomical
28 Gift Act and shall be effective only if the licensee carries
29 on or about the licensee's person a duly signed and executed
30 donor card as authorized by the Uniform Anatomical Gift Act.

31 Sec. 6. Section three hundred twenty-one point one hundred
32 ninety-one (321.191), unnumbered paragraph one (1), is amended
33 to read as follows:

34 The fee for an operator's license shall be five dollars
35 if issued for a period of two years, and ten dollars if issued

1 for a period of four years. The fee for a chauffeur's license
2 shall be ten dollars if issued for a period of two years,
3 and twenty dollars if issued for a period of four years.
4 The fee for an instruction permit shall be three dollars and
5 for a temporary driver's permit, five dollars.

6 Sec. 7. Section three hundred twenty-one point one hundred
7 ninety-five (321.195), Code 1975, is amended to read as fol-
8 lows:

9 321.195 DUPLICATE CERTIFICATES. In the event that an
10 instruction permit or operator's or chauffeur's license or
11 extension certificate issued under the provisions of this
12 chapter is lost or destroyed, the person to whom the same
13 was issued may upon payment of a fee of two dollars for an
14 operator's or chauffeur's license, or one dollar for an
15 extension certificate, obtain a duplicate, or substitute
16 thereof, upon furnishing proof satisfactory to the depart-
17 ment that such permit, license, or extension certificate has
18 been lost or destroyed. A fee of one dollar shall be charged
19 for the voluntary replacement of an instruction permit or
20 an operator's or chauffeur's license.

21 Sec. 8. If a person desires to obtain an operator's or
22 chauffeur's license in the form authorized by this Act prior
23 to the person's renewal date, such license may be issued as
24 a voluntary replacement upon payment of the required fee.

25 Sec. 9. The provisions of sections one (1) through eight
26 (8) of this Act shall become effective January 1, 1977, except
27 that the department may begin issuing temporary driver's per-
28 mits, operator's and chauffeur's licenses and nonoperator's
29 identification cards in the form authorized by this Act upon
30 payment of the increased fee prescribed in section six (6)
31 of this Act for licenses and permits or the fee prescribed
32 in section one (1) of this Act for an identification card
33 commencing July 1, 1976.1

34 EXPLANATION

35 This bill provides for the state department of transporta-

1 tion to issue nonoperator's identification cards. The cards
2 are to be valid for four years and the fee is one dollar.
3 A penalty is provided for the unlawful use of the card.

4 This bill also provides that instruction permits, temporary
5 driver's permits and operator's and chauffeur's licenses is-
6 sued after January 1, 1977 shall bear a colored photograph
7 of the licensee. Fees for such permits and licenses including
8 duplicates are increased one dollar to cover the costs of
9 the photograph. In addition, licenses shall include a re-
10 served space where a symbol may be affixed to indicate that
11 the licensee may be the donor of an anatomical gift. This
12 provision is also effective for all licenses issued after
13 January 1, 1977, except that, the department may begin issuing
14 permits and licenses and nonoperator's identification cards
15 in the form prescribed by this Act upon payment of the
16 increased fee commencing July 1, 1976.

17 If a person desires the new form of a license (the colored
18 photograph and the space reserved for the indication of an
19 anatomical gift) prior to that person's renewal date, a
20 voluntary replacement may be issued upon payment of the
21 appropriate fee.

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SENATE FILE 1145

H-6710

1 Amend the Brandt amendment, H-5839, to Senate File
2 1145 as amended, passed and reprinted by the Senate
3 page 1, by striking lines 1 through 13 and insert-
4 ing in lieu thereof the following:
5 "Amend Senate File 1145 as amended, passed and
6 reprinted by the Senate, page 3, line 16, by insert-
7 ing after the word "Act" the words "and a space shall
8 be provided where the licensee may affix a symbol
9 indicating the presence of a medical condition."

H-6710 FILED, ADOPTED (S.S.C) BY BRUNOW of Appanoose
MAY 17. 1976

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SF 1145
dd/slc/83
LSB 3655/14

H-6705

- 1 Amend Senate File 1145 as follows:
2 1. Page 3, line 34, by inserting after the
3 word "dollars" the words "and fifty cents".
4 2. Page 3, line 35, by inserting after the
5 word "dollars" the words "and fifty cents".
6 3. Page 4, line 2, by inserting after the
7 word "dollars" the words "and fifty cents".
8 4. Page 4, line 3, by inserting after the
9 word "dollars" the words "and fifty cents".
10 5. Page 4, line 4, by inserting after the
11 word "dollars" the words "and fifty cents".
12 6. Page 4, line 5, by inserting after the
13 word "dollars" the words "and fifty cents".
14 7. Page 4, line 13, by inserting after the
15 word "dollars" the words "and fifty cents".
16 8. Page 4, line 14, by inserting after the
17 word "dollar" the words "and fifty cents".
18 9. Page 4, line 18, by inserting after the
19 word "dollar" the words "and fifty cents".

H-6705 FILED, LOST (2837) BY BRUNOW of Appanoose
MAY 17, 1976 DRAKE of Muscatine
KRAUSE of Palo Alto

HOUSE AMENDMENT TO SENATE FILE 1145

S-5823

- 1 Amend Senate File 1145, as passed by the
2 Senate and reprinted, as follows:
3 1. Page 3, line 13, by inserting after the
4 period the following:
5 "The number of places where licenses are
6 available shall not be reduced because of
7 procedures or equipment required in placing
8 colored photographs on licenses or permits."
9 2. Page 3, line 16, by inserting after the
10 word "Act" the words "and a space shall be
11 provided where the licensee may affix a symbol
12 indicating the presence of a medical condition".
13 3. Page 3, by striking lines 31 through 35.
14 4. Page 4, by striking lines 1 through 5.
15 5. Page 4, lines 25 and 26, by striking
16 the word and numeral "eight (8)" and inserting
17 in lieu thereof the word and numeral "seven (7)".
18 6. Page 4, lines 30 and 31, by striking the
19 following: "increased fee prescribed in section
20 six (6) of this Act" and inserting in lieu
21 thereof the following: "fee prescribed in section
22 three hundred twenty-one point one hundred
23 ninety-one (321.191) of the Code".
24 7. Page 4, line 33, by striking "1976.1" and
25 inserting in lieu thereof "1976."

S-5823 FILED
MAY 18, 1976

RECEIVED FROM THE HOUSE

Senate concurred 5/14/76 (2070)

SENATE FILE 1145

H-5805

- 1 Amend Senate File 1145, as passed by the
2 Senate and reprinted, as follows:
3 1. Page 3, by striking lines 31 through 35.
4 2. Page 4, by striking lines 1 through 5.
5 3. Page 4, lines 25 and 26, by striking the
6 word and numeral "eight (8)" and inserting in lieu
7 thereof the word and numeral "seven (7)".
8 4. Page 4, lines 30 and 31, by striking the
9 following: "increased fee prescribed in section
10 six (6) of this Act" and inserting in lieu thereof
11 the following: "fee prescribed in section three
12 hundred twenty-one point one hundred ninety-one
13 (321.191) of the Code".
14 5. Page 4, line 33, by striking "1976.1" and
15 inserting in lieu thereof "1976."

H-5805 FILED BY KRAUSE of Palo Alto
MARCH 16, 1976 - *Adopted 5/17 (2832)*

H-5839

- 1 Amend Senate File 1145 as follows:
2 1. Page 3, line 16, by inserting after the
3 word "Act" the words "and a space to provide
4 symbols or coded information regarding any
5 important medical condition of the licensee".
6 2. Page 3, by inserting after line 30, the
7 following new paragraph:
8 "The department shall develop a list of codes
9 or symbols designed to indicate any important
10 medical condition of a licensee in the event of
11 an accident rendering the licensee temporarily
12 unable to communicate individual medical
13 requirements."

H-5839 FILED BY BRANDT of Black Hawk
MARCH 17, 1976

Adopted as amended by 6710 5/17 (2836)

H-5942

- 1 Amend Senate File 1145 as follows:
2 1. Page 3, line 13, by inserting after the
3 period the following:
4 "The number of places where licenses are
5 available shall not be reduced because of proced-
6 ures or equipment required in placing colored
7 photographs on licenses or permits."
8 2. Page 4, by striking lines 25 through 33
9 and inserting in lieu thereof the following:
10 "Sec _____. The provisions of this Act
11 shall become effective January 1, 1977."

H-5942 FILED BY WELDEN of Hardin

MARCH 23, 1976

Adopted 5/17 (2835)

11. Deleted out of order with adoption of 5945 5/17 (2839)

AN ACT

RELATING TO THE ISSUANCE OF CARDS AND LICENSES BY THE STATE
DEPARTMENT OF TRANSPORTATION AND PROVIDING PENALTIES.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Chapter three hundred twenty-one (321), Code 1975, is amended by adding the following new section:

NEW SECTION. ISSUANCE OF NONOPERATOR'S IDENTIFICATION CARDS--FEE. The department shall, upon application and payment of the required fee, issue to an applicant a nonoperator's identification card, which card shall bear a distinguishing number assigned to the card holder, the full name, date of birth, sex, residence address, a brief description and a colored photograph of the card holder, the usual signature of the card holder, and such other information as the department may by rule require. The card, including the colored photograph, shall be issued to the applicant at the time of application and no positive or negative photograph shall be retained. The department shall, by rule, establish procedures for the application for, and issuance of, a nonoperator's identification card. An identification card shall not be valid unless it bears the usual signature of the card holder.

The department shall use a process or processes for issuance of a nonoperator's identification card, that prevents, as nearly as possible, the opportunity for alteration or reproduction of, and the superimposition of a photograph on the nonoperator's identification card without ready detection.

The fee for a nonoperator's identification card shall be one dollar and the card shall be valid for the purpose of identification for a period of four years from the date of issuance. A fee of one dollar shall be charged for the

voluntary replacement of an identification card.

The nonoperator's identification card fees shall be transmitted by the department to the treasurer of state who shall credit such fees to the general fund of the state.

Sec. 2. Chapter three hundred twenty-one (321), Code 1975, is amended by adding the following new section:

NEW SECTION. UNLAWFUL USE OF NONOPERATOR'S IDENTIFICATION CARDS. It is a misdemeanor, punishable as provided in section three hundred twenty-one point four hundred eighty-two (321.482) of the Code, for any person:

1. To display or permit to be displayed or possess any fictitious or fraudulently altered nonoperator's identification card.
2. To lend his or her nonoperator's identification card to any person or knowingly permit the use of such card by another person.
3. To display or represent as one's own a nonoperator's identification card not issued to such person.
4. To fail or refuse to surrender to the department upon its lawful demand an expired or invalid nonoperator's identification card.
5. To use a false or fictitious name in any application for a nonoperator's identification card or to knowingly make a false statement or to knowingly conceal a material fact or otherwise commit a fraud in any such application.
6. To permit any unlawful use of a nonoperator's identification card issued to such person.

Sec. 3. Chapter three hundred twenty-one (321), Code 1975, is amended by adding the following new section:

NEW SECTION. COLORED PHOTOGRAPH--PROCEDURES. The department shall in issuing licenses, permits and nonoperator's identification cards bearing a colored photograph of the licensee, permittee or card holder use such processes that prevent to the maximum extent possible, the alteration or reproduction of the license, permit or card including the

ability to superimpose a photograph on a license, permit or card without ready detection.

Sec. 4. Section three hundred twenty-one point one hundred eighty-one (321.181), Code 1975, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. The temporary driver's permit shall bear a colored photograph of the permittee and shall contain such other information as the department may by rule require. The department shall not retain a positive or negative photograph of the permittee.

Sec. 5. Section three hundred twenty-one point one hundred eighty-nine (321.189), Code 1975, is amended to read as follows:

321.189 LICENSES ISSUED. The department shall upon payment of the required fee, issue to every applicant qualifying therefor an operator's or chauffeur's license as applied for, which license shall bear thereon a distinguishing number assigned to the licensee, the full name, date of birth, occupation, sex, residence address, a colored photograph and a brief description of the licensee, and the usual signature of the licensee. The number of places where licenses are available shall not be reduced because of procedures or equipment required in placing colored photographs on licenses or permits. The department shall provide a space on every license where the licensee may affix a decal or sticker indicating that the licensee is a donor under the Uniform Anatomical Gift Act and a space shall be provided where the licensee may affix a symbol indicating the presence of a medical condition. The license may contain such other information as the department may by rule require. No license shall be valid unless it bears the usual signature of the licensee. The department shall not retain a positive or negative photograph of the licensee.

The licensee may affix a decal or sticker on the license in the space provided which indicates that the licensee is

a donor under the Uniform Anatomical Gift Act. The decal shall not be larger than one-half inch in diameter.

The use of the decal or sticker on the license shall be authorized only if the licensee has complied with the provisions for making a gift under the Uniform Anatomical Gift Act and shall be effective only if the licensee carries on or about the licensee's person a duly signed and executed donor card as authorized by the Uniform Anatomical Gift Act.

Sec. 6. Section three hundred twenty-one point one hundred ninety-five (321.195), Code 1975, is amended to read as follows:

321.195 DUPLICATE CERTIFICATES. In the event that an instruction permit or operator's or chauffeur's license or extension certificate issued under the provisions of this chapter is lost or destroyed, the person to whom the same was issued may upon payment of a fee of two dollars for an operator's or chauffeur's license, or one dollar for an extension certificate, obtain a duplicate, or substitute thereof, upon furnishing proof satisfactory to the department that such permit, license, or extension certificate has been lost or destroyed. A fee of one dollar shall be charged for the voluntary replacement of an instruction permit or an operator's or chauffeur's license.

Sec. 7. If a person desires to obtain an operator's or chauffeur's license in the form authorized by this Act prior to the person's renewal date, such license may be issued as a voluntary replacement upon payment of the required fee.

Sec. 8. The provisions of sections one (1) through seven (7) of this Act shall become effective January 1, 1977, except that the department may begin issuing temporary driver's permits, operator's and chauffeur's licenses and nonoperator's identification cards in the form authorized by this Act upon payment of the fee prescribed in section three hundred twenty-one point one hundred ninety-one (321.191) of the Code for licenses and permits or the fee prescribed in section one

(1) of this Act for a identification card commencing July 1, 1976.

ARTHUR A. NEU
President of the Senate

DALE M. COCHRAN
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 1145, Sixty-sixth General Assembly.

STEVEN C. CROSS
Secretary of the Senate

Approved May 28, 1976

ROBERT D. RAY
Governor