



February 8, 2021

HOUSE BILL No. 1377

DIGEST OF HB 1377 (Updated February 8, 2021 11:54 am - DI 139)

Citations Affected: IC 9-24; IC 9-27.

Synopsis: Bureau of motor vehicles. Requires the bureau to include procedures for: (1) approaching and driving through a roundabout; and (2) yielding the right-of-way to certain vehicles; with standards for classroom and in-car driver education curriculum. Requires the bureau of motor vehicles (bureau) to issue a driver's license, permit, identification card, and photo exempt identification card without an address or with a mailing address instead of the principal residence address upon the request of the person making the application. Provides that a driver's license, permit, identification card, and photo exempt identification card issued by the bureau that does not contain a person's principal residence address must have a unique design, text, marking, or color that clearly distinguishes it from a credential issued for official federal purposes.

Effective: July 1, 2021.

Mayfield

January 14, 2021, read first time and referred to Committee on Roads and Transportation.
February 8, 2021, amended, reported — Do Pass.

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February 8, 2021

First Regular Session of the 122nd General Assembly (2021)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2020 Regular Session of the General Assembly.

HOUSE BILL No. 1377

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 9-24-11-5, AS AMENDED BY P.L.120-2020,
2 SECTION 28, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2021]: Sec. 5. (a) Except as provided in ~~subsection~~
4 **subsections (d), (e), and (f)**, a learner's permit or driver's license issued
5 under this article must contain the following information:
6 (1) The full legal name of the permittee or licensee.
7 (2) The date of birth of the permittee or licensee.
8 (3) The address of the principal residence of the permittee or
9 licensee.
10 (4) The hair color and eye color of the permittee or licensee.
11 (5) The date of issue and expiration date of the permit or license.
12 (6) The gender of the permittee or licensee.
13 (7) The unique identifying number of the permit or license.
14 (8) The weight of the permittee or licensee.
15 (9) The height of the permittee or licensee.
16 (10) A reproduction of the signature of the permittee or licensee.
17 (11) If the permittee or licensee is less than eighteen (18) years of

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1 age at the time of issuance, the dates, notated prominently, on
2 which the permittee or licensee will become:

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

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

5 (12) If the permittee or licensee is at least eighteen (18) years of
6 age but less than twenty-one (21) years of age at the time of
7 issuance, the date, notated prominently, on which the permittee or
8 licensee will become twenty-one (21) years of age.

9 (13) Except as provided in subsection (b), a digital photograph of
10 the permittee or licensee.

11 (b) The bureau may provide for the omission of a photograph or
12 computerized image from any driver's license or learner's permit if
13 there is good cause for the omission. However, a driver's license or
14 learner's permit issued without a digital photograph must include a
15 statement that indicates that the driver's license or learner's permit may
16 not be accepted by a federal agency for federal identification or any
17 other federal purpose.

18 (c) A driver's license or learner's permit issued to an individual who:

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

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

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

24 (4) has approved deferred action status; or

25 (5) has a pending application for adjustment of status to that of an
26 alien lawfully admitted for permanent residence in the United
27 States or conditional permanent residence status in the United
28 States;

29 must be clearly identified as a temporary driver's license or learner's
30 permit. A temporary driver's license or learner's permit issued under
31 this subsection may not be renewed without the presentation of valid
32 documentary evidence proving that the licensee's or permittee's
33 temporary status has been extended.

34 (d) For purposes of subsection (a), an individual certified as a
35 program participant in the address confidentiality program under
36 IC 5-26.5 is not required to provide the address of the individual's
37 principal residence, but may provide an address designated by the
38 office of the attorney general under IC 5-26.5 as the address of the
39 individual's principal residence.

40 **(e) This subsection does not apply to a person applying for a**
41 **commercial driver's license or commercial learner's permit under**
42 **this article, or a person required to have a valid driver's license**



1 that contains a current address under IC 11-8-8-15. Subject to
2 subsection (f), the bureau may provide for:

3 (1) the omission of an address from any driver's license or
4 learner's permit if the licensee or permittee requests that the
5 address be omitted; or

6 (2) the use of a mailing address instead of the address of
7 principal residence under subsection (a)(3) on the driver's
8 license or learner's permit if the licensee or permittee requests
9 to use a mailing address instead of the address of principal
10 residence under subsection (a)(3).

11 (f) A driver's license or learner's permit described under
12 subsection (e) must:

13 (1) include a statement on the face of the card that indicates
14 that the driver's license or learner's permit may not be
15 accepted by any federal agency for any official federal
16 purpose, including accessing federal facilities, boarding
17 federally regulated commercial aircraft, and entering nuclear
18 power plants; and

19 (2) have a unique design, text, marking, or color that clearly
20 distinguishes the driver's license or learner's permit from a
21 driver's license or learner's permit that may be used for
22 official federal purposes. The bureau must inform a person
23 requesting that the bureau omit the address or use a mailing
24 address under subsection (e) that the driver's license or
25 learner's permit may not be accepted by any federal agency
26 for any official federal purpose, including accessing federal
27 facilities, boarding federally regulated commercial aircraft,
28 and entering nuclear power plants.

29 ~~(e)~~ (g) Notwithstanding the July 1, 2021, effective date in HEA
30 1506-2019, SECTION 49 (P.L.178-2019), this section takes effect July
31 1, 2020 (rather than July 1, 2021).

32 SECTION 2. IC 9-24-16-3, AS AMENDED BY P.L.120-2020,
33 SECTION 32, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
34 JULY 1, 2021]: Sec. 3. (a) An identification card:

35 (1) in physical form must have the same dimensions and shape as
36 a driver's license; and

37 (2) in the form of a mobile credential must have the same format
38 as a driver's license;

39 but the card must have markings sufficient to distinguish the card from
40 a driver's license.

41 (b) Except as provided in ~~subsection~~ subsections (g), (i), and (j),
42 the front side of a physical identification card or the top portion of an



1 identification card in the format of a mobile credential must contain the
 2 expiration date of the identification card and the following information
 3 about the individual to whom the card is being issued:

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

24 (c) The information contained on the identification card as required
 25 by subsection (b)(12) or (b)(13) for an individual who is less than
 26 twenty-one (21) years of age at the time of issuance shall be notated
 27 prominently on the identification card.

28 (d) If the individual complies with section 2(f) or 2(g) of this
 29 chapter, an indication of the individual's veteran status or status as the
 30 surviving spouse of a veteran of the armed forces of the United States,
 31 as applicable, shall be shown on the identification card.

32 (e) If the applicant for an identification card submits information to
 33 the bureau concerning the applicant's medical condition, the bureau
 34 shall place an identifying symbol on the face of the identification card
 35 to indicate that the applicant has a medical condition of note. The
 36 bureau shall include information on the identification card that briefly
 37 describes the medical condition of the holder of the card. The
 38 information must be printed in a manner that alerts a person reading the
 39 card to the existence of the medical condition. The applicant for an
 40 identification card is responsible for the accuracy of the information
 41 concerning the medical condition submitted under this subsection. The
 42 bureau shall inform an applicant that submission of information under



- 1 this subsection is voluntary.
- 2 (f) An identification card issued by the state to an individual who:
- 3 (1) has a valid, unexpired nonimmigrant visa or has nonimmigrant
- 4 visa status for entry in the United States;
- 5 (2) has a pending application for asylum in the United States;
- 6 (3) has a pending or approved application for temporary protected
- 7 status in the United States;
- 8 (4) has approved deferred action status; or
- 9 (5) has a pending application for adjustment of status to that of an
- 10 alien lawfully admitted for permanent residence in the United
- 11 States or conditional permanent residence status in the United
- 12 States;
- 13 must be clearly identified as a temporary identification card. A
- 14 temporary identification card issued under this subsection may not be
- 15 renewed without the presentation of valid documentary evidence
- 16 proving that the holder of the identification card's temporary status has
- 17 been extended.
- 18 (g) For purposes of subsection (b), an individual certified as a
- 19 program participant in the address confidentiality program under
- 20 IC 5-26.5 is not required to provide the address of the individual's
- 21 principal residence, but may provide an address designated by the
- 22 office of the attorney general under IC 5-26.5 as the address of the
- 23 individual's principal residence.
- 24 (h) The bureau shall validate an identification card for Class B
- 25 motor driven cycle operation upon a highway by endorsement to an
- 26 individual who:
- 27 (1) applies for or has previously been issued an identification card
- 28 under this chapter;
- 29 (2) makes the appropriate application for endorsement; and
- 30 (3) satisfactorily completes the test required under section 3.6 of
- 31 this chapter.
- 32 The bureau shall place a designation on the face of the identification
- 33 card to indicate that the individual has received a Class B motor driven
- 34 cycle endorsement.
- 35 **(i) This subsection does not apply to a person required to have**
- 36 **a valid identification card that contains a current address under**
- 37 **IC 11-8-8-15. Subject to subsection (j), the bureau may provide for:**
- 38 **(1) the omission of an address from any identification card if**
- 39 **the individual to whom the card is being issued requests that**
- 40 **the address be omitted; or**
- 41 **(2) the use of a mailing address instead of the address of**
- 42 **principal residence under subsection (b)(2) on the**



1 identification card if the individual to whom the card is being
 2 issued requests to use a mailing address instead of the address
 3 of principal residence under subsection (b)(2).

4 (j) An identification card described under subsection (i) must:
 5 (1) include a statement on the face of the card that indicates
 6 that the identification may not be accepted by any federal
 7 agency for any official federal purpose, including accessing
 8 federal facilities, boarding federally regulated commercial
 9 aircraft, and entering nuclear power plants; and
 10 (2) have a unique design, text, marking, or color that clearly
 11 distinguishes the identification card from an identification
 12 card that may be used for official federal purposes. The
 13 bureau must inform a person requesting that the bureau omit
 14 the address or use a mailing address under subsection (i) that
 15 the identification card may not be accepted by any federal
 16 agency for any official federal purpose, including accessing
 17 federal facilities, boarding federally regulated commercial
 18 aircraft, and entering nuclear power plants.

19 (†) (k) Notwithstanding the July 1, 2021, effective date in SEA
 20 80-2019, SECTION 9 (P.L.211-2019), this section takes effect July 1,
 21 2020 (rather than July 1, 2021).

22 SECTION 3. IC 9-24-16.5-3, AS ADDED BY P.L.197-2015,
 23 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 24 JULY 1, 2021]: Sec. 3. (a) A photo exempt identification card must
 25 have the same dimensions and shape as a driver's license and an
 26 identification card issued under IC 9-24-16, but the photo exempt
 27 identification card must have markings sufficient to distinguish the
 28 card from a driver's license or an identification card.

29 (b) Except as provided in subsection (e), the front side of a photo
 30 exempt identification card must contain the following information
 31 about the individual to whom the card is being issued:

- 32 (1) Full legal name.
- 33 (2) The address of the principal residence.
- 34 (3) Date of birth.
- 35 (4) Date of issue and date of expiration.
- 36 (5) Unique identification number.
- 37 (6) Gender.
- 38 (7) Weight.
- 39 (8) Height.
- 40 (9) Color of eyes and hair.
- 41 (10) A reproduction of the signature of the individual identified.
- 42 (11) If the individual is less than eighteen (18) years of age at the



1 time of issuance, the dates on which the individual will become:

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

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

4 (12) If the individual is at least eighteen (18) years of age but less
5 than twenty-one (21) years of age at the time of issuance, the date
6 on which the individual will become twenty-one (21) years of age.

7 (c) The front side of a photo exempt identification card may not bear
8 an image of the holder of the photo exempt identification card.

9 (d) The information contained on the photo exempt identification
10 card as required by subsection (b)(11) or (b)(12) for an individual who
11 is less than twenty-one (21) years of age at the time of issuance must
12 be printed prominently on the photo exempt identification card.

13 **(e) This subsection does not apply to a person required to have
14 a valid photo exempt identification card that contains a current
15 address under IC 11-8-8-15. The bureau may provide for:**

16 **(1) the omission of an address from any photo exempt
17 identification card if the individual to whom the card is being
18 issued requests that the address be omitted; or**

19 **(2) the use of a mailing address instead of the address of
20 principal residence under subsection (b)(2) on the photo
21 exempt identification card if the individual to whom the card
22 is being issued requests to use a mailing address instead of the
23 address of principal residence under subsection (b)(2).**

24 SECTION 4. IC 9-24-16.5-4, AS ADDED BY P.L.197-2015,
25 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
26 JULY 1, 2021]: Sec. 4. **(a) A photo exempt identification card must
27 include a statement on the card that indicates that the photo exempt
28 identification card may not be accepted by any federal agency for
29 federal identification or any other federal purpose. any official federal
30 purpose, including accessing federal facilities, boarding federally
31 regulated commercial aircraft, and entering nuclear power plants.**

32 **(b) A photo exempt identification card must have a unique
33 design, text, marking, or color that clearly distinguishes the photo
34 exempt identification card from an identification card that may be
35 used for official federal purposes.**

36 **(c) The bureau must inform a person requesting a photo exempt
37 identification card that the photo exempt identification card may
38 not be accepted by any federal agency for any official federal
39 purpose, including accessing federal facilities, boarding federally
40 regulated commercial aircraft, and entering nuclear power plants.**

41 SECTION 5. IC 9-27-6-11, AS AMENDED BY P.L.150-2015,
42 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



1 JULY 1, 2021]: Sec. 11. In addition to adopting rules under sections
 2 6(b), 8(b), and 9(b) of this chapter, the bureau shall adopt rules under
 3 IC 4-22-2 concerning the following:

4 (1) Methods and procedures for the investigation and evaluation
 5 of the qualifications of individuals applying for licenses under
 6 sections 6 and 8 of this chapter.

7 (2) The criteria upon which to issue, deny, suspend, renew, and
 8 revoke licenses under section 10 of this chapter, including
 9 requirements for continuing education for instructors.

10 (3) Procedures for:

11 (A) the investigation into potential grounds for; and

12 (B) conduct of hearings on;

13 the issuance, renewal, cancellation, suspension, or revocation of
 14 a license.

15 (4) Standards for classroom and in-car driver education
 16 curriculum (including classroom instruction, Internet instruction,
 17 and practice driving) and equipment. Classroom instruction
 18 standards established under this subdivision must provide for
 19 instruction about:

20 (A) railroad-highway grade crossing safety; ~~and~~

21 (B) the procedure for participation in the human organ donor
 22 program;

23 **(C) proper procedures to approach and drive through a**
 24 **roundabout; and**

25 **(D) proper procedures to yield the right-of-way or reduce**
 26 **speed under IC 9-21-8-35;**

27 and must limit classroom instruction to students at least fifteen
 28 (15) years of age.

29 (5) Limitations on the number of:

30 (A) hours an instructor may teach in a day; and

31 (B) classroom and driving hours in which a driver education
 32 student may participate during a day.

33 (6) Programs to improve parental involvement in driver
 34 education.

35 (7) Establishment and maintenance of standards for instructors of
 36 driver education, including:

37 (A) secondary school driver education instructors;

38 (B) driver training school instructors; and

39 (C) higher education driver education instructors.

40 (8) Minimum hours of instruction for an approved driver
 41 education course that include:

42 (A) thirty (30) hours of classroom or online training; and



1 (B) six (6) hours of behind-the-wheel training.



COMMITTEE REPORT

Mr. Speaker: Your Committee on Roads and Transportation, to which was referred House Bill 1377, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, delete lines 1 through 17.

Page 2, delete lines 1 through 25.

Page 4, line 19, after "design" insert ", **text, marking,**".

Page 7, line 10, after "design" insert ", **text, marking,**".

Page 8, line 33, after "design" insert ", **text, marking,**".

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1377 as introduced.)

PRESSEL

Committee Vote: yeas 10, nays 1.

