

1 **VETERAN'S IDENTIFICATION ON DRIVER LICENSE OR**
2 **IDENTIFICATION CARD**

3 2011 GENERAL SESSION

4 STATE OF UTAH

5 **Chief Sponsor: Gregory H. Hughes**

6 Senate Sponsor: Margaret Dayton

8 **LONG TITLE**

9 **General Description:**

10 This bill modifies the Uniform Driver License Act by amending provisions relating to
11 driver licenses issued to military veterans.

12 **Highlighted Provisions:**

13 This bill:

14 ▶ provides that every regular license certificate, limited-term license certificate,
15 regular identification card, or limited-term identification card issued on or after July
16 1, 2011, shall bear an indication that the person is a military veteran if:

17 • the person states that the person is a military veteran on the application for a
18 driver license or identification card and provides verification that the person was
19 honorably discharged from the United States military; and

20 • for a regular or limited-term license certificate, the license certificate is issued to
21 a person who is 21 years of age or older; and

22 ▶ makes technical changes.

23 **Money Appropriated in this Bill:**

24 None

25 **Other Special Clauses:**

26 This bill takes effect on July 1, 2011.

27 **Utah Code Sections Affected:**

28 AMENDS:

29 **53-3-104**, as last amended by Laws of Utah 2009, Chapters 89 and 315

- 30 **53-3-205**, as last amended by Laws of Utah 2010, Chapter 95
- 31 **53-3-207 (Effective 07/01/11)**, as last amended by Laws of Utah 2010, Chapter 276
- 32 **53-3-804**, as last amended by Laws of Utah 2009, Chapter 315
- 33 **53-3-805**, as last amended by Laws of Utah 2008, Chapter 382

35 *Be it enacted by the Legislature of the state of Utah:*

36 Section 1. Section **53-3-104** is amended to read:

37 **53-3-104. Division duties.**

38 The division shall:

39 (1) in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,
40 make rules:

41 (a) for examining applicants for a license, as necessary for the safety and welfare of the
42 traveling public;

43 (b) for acceptable documentation of an applicant's identity, Social Security number,
44 Utah resident status, Utah residence address, proof of legal presence, proof of citizenship in the
45 United States, honorable discharge from the United States military, and other proof or
46 documentation required under this chapter;

47 (c) regarding the restrictions to be imposed on a person driving a motor vehicle with a
48 temporary learner permit or learner permit;

49 (d) for exemptions from licensing requirements as authorized in this chapter; and

50 (e) establishing procedures for the storage and maintenance of applicant information
51 provided in accordance with Section 53-3-205, 53-3-410, or 53-3-804;

52 (2) examine each applicant according to the class of license applied for;

53 (3) license motor vehicle drivers;

54 (4) file every application for a license received by it and shall maintain indices
55 containing:

56 (a) all applications denied and the reason each was denied;

57 (b) all applications granted; and

- 58 (c) the name of every licensee whose license has been suspended, disqualified, or
59 revoked by the division and the reasons for the action;
- 60 (5) suspend, revoke, disqualify, cancel, or deny any license issued in accordance with
61 this chapter;
- 62 (6) file all accident reports and abstracts of court records of convictions received by it
63 under state law;
- 64 (7) maintain a record of each licensee showing the licensee's convictions and the traffic
65 accidents in which the licensee has been involved where a conviction has resulted;
- 66 (8) consider the record of a licensee upon an application for renewal of a license and at
67 other appropriate times;
- 68 (9) search the license files, compile, and furnish a report on the driving record of any
69 person licensed in the state in accordance with Section 53-3-109;
- 70 (10) develop and implement a record system as required by Section 41-6a-604;
- 71 (11) in accordance with Section 53A-13-208, establish:
- 72 (a) procedures and standards to certify teachers of driver education classes to
73 administer knowledge and skills tests;
- 74 (b) minimal standards for the tests; and
- 75 (c) procedures to enable school districts to administer or process any tests for students
76 to receive a class D operator's license;
- 77 (12) in accordance with Section 53-3-510, establish:
- 78 (a) procedures and standards to certify licensed instructors of commercial driver
79 training school courses to administer the skills test;
- 80 (b) minimal standards for the test; and
- 81 (c) procedures to enable licensed commercial driver training schools to administer or
82 process skills tests for students to receive a class D operator's license;
- 83 (13) provide administrative support to the Driver License Medical Advisory Board
84 created in Section 53-3-303; and
- 85 (14) upon request by the lieutenant governor, provide the lieutenant governor with a

86 digital copy of the driver license or identification card signature of a person who is an applicant
87 for voter registration under Section 20A-2-206.

88 Section 2. Section **53-3-205** is amended to read:

89 **53-3-205. Application for license or endorsement -- Fee required -- Tests --**
90 **Expiration dates of licenses and endorsements -- Information required -- Previous**
91 **licenses surrendered -- Driving record transferred from other states -- Reinstatement --**
92 **Fee required -- License agreement.**

93 (1) An application for any original license, provisional license, or endorsement shall
94 be:

- 95 (a) made upon a form furnished by the division; and
- 96 (b) accompanied by a nonrefundable fee set under Section 53-3-105.

97 (2) An application and fee for an original provisional class D license or an original
98 class D license entitle the applicant to:

99 (a) not more than three attempts to pass both the knowledge and the skills tests for a
100 class D license within six months of the date of the application;

101 (b) a learner permit if needed pending completion of the application and testing
102 process; and

103 (c) an original class D license and license certificate after all tests are passed.

104 (3) An application and fee for a motorcycle or taxicab endorsement entitle the
105 applicant to:

106 (a) not more than three attempts to pass both the knowledge and skills tests within six
107 months of the date of the application;

108 (b) a motorcycle learner permit after the motorcycle knowledge test is passed; and

109 (c) a motorcycle or taxicab endorsement when all tests are passed.

110 (4) An application and fees for a commercial class A, B, or C license entitle the
111 applicant to:

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

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

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

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

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

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

122 (6) If a CDL applicant does not pass a knowledge test, skills test, or an endorsement
123 test within the number of attempts provided in Subsection (4) or (5), each test may be taken
124 two additional times within the six months for the fee provided in Section 53-3-105.

125 (7) (a) Except as provided under Subsections (7)(f), (g), and (h), an original license
126 expires on the birth date of the applicant in the fifth year following the year the license
127 certificate was issued.

128 (b) Except as provided under Subsections (7)(f), (g), and (h), a renewal or an extension
129 to a license expires on the birth date of the licensee in the fifth year following the expiration
130 date of the license certificate renewed or extended.

131 (c) Except as provided under Subsections (7)(f) and (g), a duplicate license expires on
132 the same date as the last license certificate issued.

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

135 (e) A regular license certificate and any endorsement to the regular license certificate
136 held by a person ordered to active duty and stationed outside Utah in any of the armed forces of
137 the United States or by an immediate family member or dependent who is residing outside of
138 the state, which expires during the time period the person is stationed outside of the state, is
139 valid until 90 days after the person's orders have been terminated or the person has been
140 discharged, unless:

141 (i) the license is suspended, disqualified, denied, or has been cancelled or revoked by

142 the division; or

143 (ii) the licensee updates the information or photograph on the license certificate.

144 (f) A limited-term license certificate or a renewal to a limited-term license certificate
145 expires:

146 (i) on the expiration date of the period of time of the individual's authorized stay in the
147 United States or on the date provided under this Subsection (7), whichever is sooner; or

148 (ii) on the birth date of the applicant in the first year following the year that the
149 limited-term license certificate was issued if there is no definite end to the individual's period
150 of authorized stay.

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

154 (h) An original license or a renewal to an original license expires on the birth date of
155 the applicant in the first year following the year that the license was issued if the applicant is
156 required to register as a sex offender under Section 77-27-21.5.

157 (8) (a) In addition to the information required by Title 63G, Chapter 4, Administrative
158 Procedures Act, for requests for agency action, each applicant shall:

159 (i) provide the applicant's:

160 (A) full legal name;

161 (B) birth date;

162 (C) gender;

163 (D) (I) documentary evidence of the applicant's valid Social Security number;

164 (II) written proof that the applicant is ineligible to receive a Social Security number;

165 (III) temporary identification number (ITIN) issued by the Internal Revenue Service for
166 a person who:

167 (Aa) does not qualify for a Social Security number; and

168 (Bb) is applying for a driving privilege card; or

169 (IV) other documentary evidence approved by the division; and

170 (E) Utah residence address as documented by a form or forms acceptable under rules
171 made by the division under Section 53-3-104, unless the application is for a temporary CDL
172 issued under Subsection 53-3-407(2)(b);

173 (ii) provide evidence of the applicant's lawful presence in the United States by
174 providing documentary evidence:

175 (A) that a person is:

176 (I) a United States citizen;

177 (II) a national; or

178 (III) a legal permanent resident alien; or

179 (B) of the applicant's:

180 (I) unexpired immigrant or nonimmigrant visa status for admission into the United
181 States;

182 (II) pending or approved application for asylum in the United States;

183 (III) admission into the United States as a refugee;

184 (IV) pending or approved application for temporary protected status in the United
185 States;

186 (V) approved deferred action status; or

187 (VI) pending application for adjustment of status to legal permanent resident or
188 conditional resident;

189 (iii) provide a description of the applicant;

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

192 (v) state whether the applicant has ever had any license suspended, cancelled, revoked,
193 disqualified, or denied in the last 10 years, or whether the applicant has ever had any license
194 application refused, and if so, the date of and reason for the suspension, cancellation,
195 revocation, disqualification, denial, or refusal;

196 (vi) state whether the applicant intends to make an anatomical gift under Title 26,
197 Chapter 28, Revised Uniform Anatomical Gift Act, in compliance with Subsection (15);

198 (vii) state whether the applicant is required to register as a sex offender under Section
199 77-27-21.5;

200 (viii) state whether the applicant is a [~~military~~] veteran of the United States military,
201 provide verification that the applicant was honorably discharged from the United States
202 military, and state whether the applicant does or does not authorize sharing the information
203 with the state Department of Veterans' Affairs;

204 (ix) provide all other information the division requires; and

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

207 (b) Each applicant shall have a Utah residence address, unless the application is for a
208 temporary CDL issued under Subsection 53-3-407(2)(b).

209 (c) Each applicant shall provide evidence of lawful presence in the United States in
210 accordance with Subsection (8)(a)(ii), unless the application is for a driving privilege card.

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

212 (i) (A) Social Security number;

213 (B) temporary identification number (ITIN); or

214 (C) other number assigned by the division if Subsection (8)(a)(i)(D)(IV) applies; and

215 (ii) indication whether the applicant is required to register as a sex offender under
216 Section 77-27-21.5.

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

219 (a) current license certificate;

220 (b) birth certificate;

221 (c) Selective Service registration; or

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

224 (10) (a) Except as provided in Subsection (10)(b), when an applicant receives a license
225 in another class, all previous license certificates shall be surrendered and canceled.

226 (b) A disqualified commercial license may not be canceled unless it expires before the
227 new license certificate is issued.

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

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

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

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

239 (14) A person who applies for an original license or renewal of a license agrees that the
240 person's license is subject to any suspension or revocation authorized under this title or Title
241 41, Motor Vehicles.

242 (15) (a) The indication of intent under Subsection (8)(a)(vi) shall be authenticated by
243 the licensee in accordance with division rule.

244 (b) (i) Notwithstanding Title 63G, Chapter 2, Government Records Access and
245 Management Act, the division may, upon request, release to an organ procurement
246 organization, as defined in Section 26-28-102, the names and addresses of all persons who
247 under Subsection (8)(a)(vi) indicate that they intend to make an anatomical gift.

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

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

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

251 (16) Notwithstanding Title 63G, Chapter 2, Government Records Access and
252 Management Act, the division may release to the Department of Veterans' Affairs the names
253 and addresses of all persons who indicate their status as a veteran under Subsection (8)(a)(viii).

254 (17) The division and its employees are not liable, as a result of false or inaccurate
255 information provided under Subsection (8)(a)(vi) or(viii), for direct or indirect:

256 (a) loss;

257 (b) detriment; or

258 (c) injury.

259 (18) A person who knowingly fails to provide the information required under
260 Subsection (8)(a)(vii) is guilty of a class A misdemeanor.

261 Section 3. Section **53-3-207 (Effective 07/01/11)** is amended to read:

262 **53-3-207 (Effective 07/01/11). License certificates or driving privilege cards**
263 **issued to drivers by class of motor vehicle -- Contents -- Release of anatomical gift**
264 **information -- Temporary licenses or driving privilege cards -- Minors' licenses, cards,**
265 **and permits -- Violation.**

266 (1) As used in this section:

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

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

271 (c) "political subdivision" means any county, city, town, school district, public transit
272 district, community development and renewal agency, special improvement or taxing district,
273 local district, special service district, an entity created by an interlocal agreement adopted under
274 Title 11, Chapter 13, Interlocal Cooperation Act, or other governmental subdivision or public
275 corporation; and

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

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

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

284 (3) (a) Every regular license certificate, limited-term license certificate, or driving
285 privilege card shall bear:

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

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

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

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

290 (v) a photograph of the person;

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

292 (vii) an indication whether the person intends to make an anatomical gift under Title
293 26, Chapter 28, Revised Uniform Anatomical Gift Act, unless the driving privilege is extended
294 under Subsection 53-3-214(3)[-]; and

295 (viii) except as provided in Subsection (3)(b), if the person states that the person is a
296 veteran of the United States military on the application for a driver license in accordance with
297 Section 53-3-205 and provides verification that the person was honorably discharged from the
298 United States military, an indication that the person is a United States military veteran for a
299 regular license certificate or limited-term license certificate issued on or after July 1, 2011.

300 (b) A regular license certificate or limited-term license certificate issued to any person
301 younger than 21 years on a portrait-style format as required in Subsection (5)(b)(i) is not
302 required to include an indication that the person is a United States military veteran under
303 Subsection (3)(a)(viii).

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

306 ~~(c)~~ (d) (i) The regular license certificate, limited-term license certificate, or driving
307 privilege card shall be of an impervious material, resistant to wear, damage, and alteration.

308 (ii) Except as provided under Subsection (4)(b), the size, form, and color of the regular
309 license certificate, limited-term license certificate, or driving privilege card shall be as

310 prescribed by the commissioner.

311 (iii) The commissioner may also prescribe the issuance of a special type of limited
312 regular license certificate, limited-term license certificate, or driving privilege card under
313 Subsection 53-3-220(4).

314 (4) (a) (i) The division, upon determining after an examination that an applicant is
315 mentally and physically qualified to be granted a driving privilege, may issue to an applicant a
316 receipt for the fee if the applicant is eligible for a regular license certificate or limited-term
317 license certificate.

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

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

324 (c) The division shall indicate on the receipt a date after which it is not valid as a
325 temporary license.

326 (d) (i) Except as provided in Subsection (4)(d)(ii), the division may not issue a receipt
327 that serves as a temporary driving privilege card or other temporary permit to an applicant for a
328 driving privilege card.

329 (ii) The division may issue a learner permit issued in accordance with Section
330 53-3-210.5 to an applicant for a driving privilege card.

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

336 (b) The division shall distinguish a regular license certificate, limited-term license
337 certificate, or driving privilege card issued to any person:

338 (i) younger than 21 years of age by use of a portrait-style format not used for other
339 regular license certificates, limited-term license certificates, or driving privilege cards and by
340 plainly printing the date the regular license certificate, limited-term license certificate, or
341 driving privilege card holder is 21 years of age, which is the legal age for purchasing an
342 alcoholic beverage or alcoholic product under Section 32B-14-403; and

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

346 (6) The division shall distinguish a limited-term license certificate by clearly indicating
347 on the document:

348 (a) that it is temporary; and

349 (b) its expiration date.

350 (7) (a) The division shall only issue a driving privilege card to a person whose privilege
351 was obtained without providing evidence of lawful presence in the United States as required
352 under Subsection 53-3-205(8).

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

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

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

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

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

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

364 (b) A driving privilege card may not be used as a document providing proof of a
365 person's age for any government required purpose.

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

367 (12) Unless otherwise provided, the provisions, requirements, classes, endorsements,
368 fees, restrictions, and sanctions under this code apply to a:

369 (a) driving privilege in the same way as a license or limited-term license issued under
370 this chapter; and

371 (b) limited-term license certificate or driving privilege card in the same way as a
372 regular license certificate issued under this chapter.

373 Section 4. Section **53-3-804** is amended to read:

374 **53-3-804. Application for identification card -- Required information -- Release**
375 **of anatomical gift information.**

376 (1) To apply for an identification card or limited-term identification card, the applicant
377 shall:

378 (a) be a Utah resident;

379 (b) have a Utah residence address; and

380 (c) appear in person at any license examining station.

381 (2) The applicant shall provide the following information to the division:

382 (a) true and full legal name and Utah residence address;

383 (b) date of birth as set forth in a certified copy of the applicant's birth certificate, or
384 other satisfactory evidence of birth, which shall be attached to the application;

385 (c) (i) Social Security number; or

386 (ii) written proof that the applicant is ineligible to receive a Social Security number;

387 (d) place of birth;

388 (e) height and weight;

389 (f) color of eyes and hair;

390 (g) signature;

391 (h) photograph;

392 (i) evidence of the applicant's lawful presence in the United States by providing
393 documentary evidence:

394 (i) that a person is:
395 (A) a United States citizen;
396 (B) a national; or
397 (C) a legal permanent resident alien; or
398 (ii) of the applicant's:
399 (A) unexpired immigrant or nonimmigrant visa status for admission into the United
400 States;
401 (B) pending or approved application for asylum in the United States;
402 (C) admission into the United States as a refugee;
403 (D) pending or approved application for temporary protected status in the United
404 States;
405 (E) approved deferred action status; or
406 (F) pending application for adjustment of status to legal permanent resident or
407 conditional resident;
408 (j) an indication whether the applicant intends to make an anatomical gift under Title
409 26, Chapter 28, Revised Uniform Anatomical Gift Act;
410 (k) an indication whether the applicant is required to register as a sex offender under
411 Section 77-27-21.5; and
412 (l) an indication whether the applicant is a [~~military~~] veteran of the United States
413 military, verification that the applicant has been honorably discharged from the United States
414 military, and an indication whether the applicant does or does not authorize sharing the
415 information with the state Department of Veterans' Affairs.
416 (3) The requirements of Section 53-3-234 apply to this section for each person, age 16
417 and older, applying for an identification card. Refusal to consent to the release of information
418 shall result in the denial of the identification card.
419 (4) A person who knowingly fails to provide the information required under Subsection
420 (2)(k) is guilty of a class A misdemeanor.
421 Section 5. Section **53-3-805** is amended to read:

422 **53-3-805. Identification card -- Contents -- Specifications.**

423 (1) (a) The division shall issue an identification card that bears:

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

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

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

427 (iv) a photograph of the person;

428 (v) a photograph or other facsimile of the person's signature; [~~and~~]

429 (vi) an indication whether the person intends to make an anatomical gift under Title 26,

430 Chapter 28, Revised Uniform Anatomical Gift Act[-]; and

431 (vii) if the person states that the person is a veteran of the United States military on the432 application for an identification card in accordance with Section 53-3-804 and provides433 verification that the person was honorably discharged from the United States military, an434 indication that the person is a United States military veteran for a regular identification card or435 a limited-term identification card issued on or after July 1, 2011.436 (b) An identification card issued by the division may not bear the person's Social
437 Security number or place of birth.438 (2) (a) The card shall be of an impervious material, resistant to wear, damage, and
439 alteration.440 (b) Except as provided under Section 53-3-806, the size, form, and color of the card is
441 prescribed by the commissioner.442 (3) At the applicant's request, the card may include a statement that the applicant has a
443 special medical problem or allergies to certain drugs, for the purpose of medical treatment.444 (4) (a) The indication of intent under Subsection 53-3-804(2)(j) shall be authenticated
445 by the applicant in accordance with division rule.446 (b) (i) Notwithstanding Title 63G, Chapter 2, Government Records Access and
447 Management Act, the division may, upon request, release to an organ procurement
448 organization, as defined in Section 26-28-102, the names and addresses of all persons who
449 under Subsection 53-3-804(2)(j) indicate that they intend to make an anatomical gift.

450 (ii) An organ procurement organization may use released information only to:
451 (A) obtain additional information for an anatomical gift registry; and
452 (B) inform applicants of anatomical gift options, procedures, and benefits.
453 (5) Notwithstanding Title 63G, Chapter 2, Government Records Access and
454 Management Act, the division may release to the Department of Veterans' Affairs the names
455 and addresses of all persons who indicate their status as a veteran under Subsection
456 53-3-804(2)(l).

457 (6) The division and its employees are not liable, as a result of false or inaccurate
458 information provided under Subsection 53-3-804(2)(j) or (l), for direct or indirect:
459 (a) loss;
460 (b) detriment; or
461 (c) injury.

462 Section 6. **Effective date.**
463 This bill takes effect on July 1, 2011.