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# A BILL FOR AN ACT

RELATING TO IDENTIFICATION CARDS FOR PERSONS WITH DISABILITIES.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. This legislature finds that persons with  
2 disabilities have the desire to indicate on their identification  
3 cards, such as the State of Hawaii identification card, driver's  
4 license, or an identification card for persons with  
5 disabilities, their disability.

6           Because not all disabilities are outwardly visible, the  
7 disclosure of a disability on a driver's license or  
8 identification card can assist first responders in determining  
9 the best way to treat, assist, or communicate with the person.

10          Having a license or identification card clearly indicating  
11 a person's disability will allow the person access to certain  
12 services such as special seating on public transit or at public  
13 events. The "disabled" notification on the card indicates that  
14 a person has a disability and does not take the place of  
15 existing public service qualification procedures.

1           To mitigate potential abuse, medical documentation is  
2 required to support a person's request for indication of a  
3 disability on their identification card.

4           Those who choose to include information about their  
5 disability on their driver's license, State identification card,  
6 and identification card for persons with disabilities may do so  
7 under this Act.

8           SECTION 2. Section 286-2, Hawaii Revised Statutes, is  
9 amended by adding new definitions to be appropriately inserted  
10 and to read as follows:

11           "Disability" means any physical, mental, or neurological  
12 impairment that severely restricts a person's mobility, manual  
13 dexterity, or ability to climb stairs; substantial loss of sight  
14 or hearing; loss of one or more limbs or use thereof; or  
15 significantly diminished reasoning capacity.

16           "Person with disabilities" means any person with a  
17 permanent or temporary disability.

18           SECTION 3. Chapter 286, Hawaii Revised Statutes, is amended  
19 by adding a new section to part VI to be appropriately  
20 designated and to read as follows:

21           "§286-     Driver's license for persons with disabilities."

\_\_\_\_.B. NO. \_\_\_\_\_

1       Persons with disabilities may opt to identify their  
2 disability on their driver's license upon receipt of the  
3 required documentation as stated in this section, from the  
4 person requesting its inclusion. The driver's license shall  
5 display the "disabled" notation on a location designated by the  
6 department."

7       SECTION 4. Section 286-305, Hawaii Revised Statutes, is  
8 amended to read as follows:

9       "**§286-305 Contents and characteristics; form.** (a) Each  
10 identification card issued by the examiner of drivers shall  
11 display a distinguishing number assigned to the cardholder, and  
12 shall display the following inscription:

13       "STATE OF HAWAII IDENTIFICATION CARD"

14       (b) The examiner of drivers, after obtaining the  
15 fingerprint of the applicant as provided in this part and after  
16 obtaining the information required by or pursuant to this part,  
17 shall issue to each applicant an identification card in a form  
18 and with identifying information that the director deems  
19 necessary and appropriate, including a notation of veteran  
20 status, if desired by the applicant, on the front of the card  
21 where applicable; provided that such notation shall not include  
22 any designation other than the term "veteran". As used in this

1 subsection, "veteran" means any person who served in any of the  
2 uniformed services of the United States and was discharged under  
3 conditions other than dishonorable.

4 (c) The identification card shall not display the  
5 cardholder's social security number.

6 (d) The identification card shall be designed to prevent  
7 its reproduction or alteration without ready detection.

8 (e) The identification card for individuals under twenty-  
9 one years of age shall have characteristics prescribed by the  
10 examiner distinguishing it from that issued to [a] an individual  
11 who is twenty-one years of age or older.

12 (f) Persons with disabilities may opt to identify their  
13 disability on their identification card upon receipt of the  
14 required documentation from the person requesting its inclusion.  
15 The identification card shall display a notation of disability  
16 status, if desired by the applicant, on the front of the card  
17 where applicable; except that such notation shall not include  
18 any designation other than the term "disabled."

19 SECTION 5. Chapter 286, Hawaii Revised Statutes, is amended  
20 by adding a new section to part XVI to be appropriately  
21 designated and to read as follows:

1           "§286- Identification card for persons with  
2 disabilities. (a) The department shall issue identification  
3 cards to persons with disabilities pursuant to section 286-305.  
4           (b) The identification card for persons with disabilities  
5 shall include characteristics and content pursuant to section  
6 286-305. On the reverse side of the identification card shall be  
7 a space within which the department shall enter such disability  
8 information the applicant may request.  
9           (c) The department may include a notation of disability  
10 status, if desired by the applicant, on the front and may print  
11 the disability information on the reverse on any driver's  
12 license or identification card issued pursuant to the provisions  
13 of this chapter upon receipt of the required documentation from  
14 the person requesting its inclusion.  
15           (d) Temporary disabilities. An identification card for  
16 persons with a temporary disability shall be issued upon  
17 presentation of a sworn affidavit of at least one medical doctor  
18 attesting to such disability and estimating the duration of the  
19 disability. Identification cards indicating temporary  
20 disabilities shall be issued for periods of one year, and a  
21 current affidavit of a medical doctor attesting to the

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1 continuance of such disability shall be presented at each  
2 request thereafter."

3 SECTION 6. Statutory material to be repealed is bracketed  
4 and stricken. New statutory material is underscored.

5 SECTION 7. This Act shall take effect on January 2, 2018.

INTRODUCED BY: \_\_\_\_\_