

AMENDED IN ASSEMBLY MAY 24, 2013

AMENDED IN ASSEMBLY APRIL 16, 2013

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 60

Introduced by Assembly Member Alejo
(Coauthors: Assembly Members Garcia, Roger Hernández, Mullin,
V. Manuel Pérez, Rendon, and Williams)
(Coauthors: Senators Cannella, Correa, De León, and Lara)

January 7, 2013

An act to amend, *repeal*, and *add* Sections 1653.5, 12800, 12801, 12801.5, and 13002 of, and to *amend and repeal* Sections 12801.6, 12801.8, and 14610.7 of, the Vehicle Code, relating to driver's licenses.

LEGISLATIVE COUNSEL'S DIGEST

AB 60, as amended, Alejo. Driver's licenses: eligibility: required documentation.

(1) Existing law requires the Department of Motor Vehicles (DMV) to require an applicant for an original driver's license or identification card to submit satisfactory proof that the applicant's presence in the United States is authorized under federal law. Existing law prohibits the department from issuing an original driver's license or identification card to a person who does not submit satisfactory proof that his or her presence in the United States is authorized under federal law. Existing law makes it a misdemeanor for a person to knowingly assist in obtaining a driver's license or identification card for a person whose presence in the United States is not authorized under federal law.

This bill would delete these provisions, and would make other technical and conforming changes. The bill would instead authorize an

applicant for a driver's license who is not eligible for a social security account number, but who provides proof of identity, as specified, to receive an original driver's license if he or she meets all other qualifications for licensure. *The bill would provide that these changes will become operative on January 1, 2015.*

(2) Existing law requires each form prescribed by the DMV for use by an applicant for the issuance or renewal of a driver's license or identification card to contain a section for the applicant's social security *account* number. Existing law prohibits the inclusion of an applicant's social security *account* number on a driver's license, identification card, registration, certificate of title, or other document issued by the DMV or the display of an applicant's social security *account* number on the driver's license.

This bill would additionally provide that the section of the form for the applicant's social security *account* number may also be used for a number associated with a document that the DMV finds clearly establishes the identity of the applicant. The bill would additionally prohibit the inclusion or the displaying of the applicant's individual taxpayer identification number or other number associated with the identity document. *The bill would provide that these changes will become operative on January 1, 2015.*

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. The Legislature finds and declares all of the
2 following:
- 3 (a) According to a report by the AAA Foundation for Traffic
4 Safety, car crashes rank among the leading causes of death in the
5 United States.
- 6 (b) Previous studies done by the foundation have found that
7 approximately one in five fatal crashes in the United States involve
8 an unlicensed or invalidly licensed driver.
- 9 (c) The California Department of Motor Vehicles, Licensing
10 Operations Division, Research and Development Branch has stated
11 that unlicensed driving is a major California safety problem.
- 12 (d) In a report titled, "Estimating the Exposure and Fatal Crash
13 Rates of Suspended/Revoked and Unlicensed Drivers in California"
14 published in Accident Analysis and Prevention, 29(1), the

1 Department of Motor Vehicles estimates that 12 percent of the
2 drivers on the road do not have valid driver's licenses.

3 (e) In the State of California, there are potentially one million
4 drivers who are unlicensed and uninsured.

5 (f) It is our responsibility to ensure that all California drivers
6 are properly trained, tested, and insured in order to make our roads
7 safer.

8 *SEC. 2. Section 1653.5 of the Vehicle Code is amended to read:*

9 1653.5. (a) Every form prescribed by the department for use
10 by an applicant for the issuance or renewal by the department of
11 a driver's license or identification card pursuant to Division 6
12 (commencing with Section 12500) shall contain a section for the
13 applicant's social security account number.

14 (b) Every form prescribed by the department for use by an
15 applicant for the issuance, renewal, or transfer of the registration
16 or certificate of title to a vehicle shall contain a section for the
17 applicant's driver's license or identification card number.

18 (c) A person who submits to the department a form that, pursuant
19 to subdivision (a), contains a section for the applicant's social
20 security account number, or pursuant to subdivision (b), the
21 applicant's driver's license or identification card number, if any,
22 shall furnish the appropriate number in the space provided.

23 (d) The department shall not complete an application that does
24 not include the applicant's social security account number or
25 driver's license or identification card number as required under
26 subdivision (c).

27 (e) An applicant's social security account number shall not be
28 included by the department on a driver's license, identification
29 card, registration, certificate of title, or any other document issued
30 by the department.

31 (f) Notwithstanding any other ~~provision~~ of law, information
32 regarding an applicant's social security account number, obtained
33 by the department pursuant to this section, is not a public record
34 and may not be disclosed by the department except for any of the
35 following purposes:

36 (1) Responding to a request for information from an agency
37 operating pursuant to, and carrying out the provisions of, Part A
38 (Aid to Families with Dependent Children), or Part D (Child
39 Support and Establishment of Paternity), of Subchapter IV of
40 Chapter 7 of Title 42 of the United States Code.

1 (2) Implementation of Section 12419.10 of the Government
2 Code.

3 (3) Responding to information requests from the Franchise Tax
4 Board for the purpose of tax administration.

5 (g) *This section shall remain in effect only until January 1, 2015,*
6 *and as of that date is repealed, unless a later enacted statute, that*
7 *is enacted before January 1, 2015, deletes or extends that date.*

8 SEC. 3. Section 1653.5 is added to the Vehicle Code, to read:

9 1653.5. (a) *Every form prescribed by the department for use*
10 *by an applicant for the issuance or renewal by the department of*
11 *a driver's license or identification card pursuant to Division 6*
12 *(commencing with Section 12500) shall contain a section for the*
13 *applicant's social security account number or a number associated*
14 *with any document that the department finds clearly establishes*
15 *the identity of the applicant.*

16 (b) *Every form prescribed by the department for use by an*
17 *applicant for the issuance, renewal, or transfer of the registration*
18 *or certificate of title to a vehicle shall contain a section for the*
19 *applicant's driver's license or identification card number.*

20 (c) *A person who submits to the department a form that,*
21 *pursuant to subdivision (a), contains a section for the applicant's*
22 *social security account number or a number associated with any*
23 *document that the department finds clearly establishes the identity*
24 *of the applicant, or pursuant to subdivision (b), the applicant's*
25 *driver's license or identification card number, if any, shall furnish*
26 *the appropriate number in the space provided.*

27 (d) *The department shall not complete an application that does*
28 *not include the applicant's social security account number, a*
29 *number associated with any document that the department finds*
30 *clearly establishes the identity of the applicant, or driver's license*
31 *or identification card number as required under subdivision (c).*

32 (e) *An applicant's social security account number or a number*
33 *associated with any document that the department finds clearly*
34 *establishes the identity of the applicant shall not be included by*
35 *the department on a driver's license, identification card,*
36 *registration, certificate of title, or any other document issued by*
37 *the department.*

38 (f) *Notwithstanding any other law, information regarding an*
39 *applicant's social security account number or a number associated*
40 *with any document that the department finds clearly establishes*

1 *the identity of the applicant, which is obtained by the department*
2 *pursuant to this section or Section 12800 or 12801, is not a public*
3 *record and may not be disclosed by the department except for any*
4 *of the following purposes:*

5 (1) *Responding to a request for information from an agency*
6 *operating pursuant to, and carrying out the provisions of, Part A*
7 *(Aid to Families with Dependent Children), or Part D (Child*
8 *Support and Establishment of Paternity), of Subchapter IV of*
9 *Chapter 7 of Title 42 of the United States Code.*

10 (2) *Implementation of Section 12419.10 of the Government*
11 *Code.*

12 (3) *Responding to information requests from the Franchise Tax*
13 *Board for the purpose of tax administration.*

14 (g) *This section shall become operative on January 1, 2015.*

15 *SEC. 4. Section 12800 of the Vehicle Code is amended to read:*

16 12800. Every application for an original or a renewal of a
17 driver's license shall contain all of the following information:

18 (a) The applicant's true full name, age, sex, mailing address,
19 residence address, and social security account number.

20 (b) A brief description of the applicant for the purpose of
21 identification.

22 (c) A legible print of the thumb or finger of the applicant.

23 (d) The type of motor vehicle or combination of vehicles the
24 applicant desires to operate.

25 (e) Whether the applicant has ever previously been licensed as
26 a driver and, if so, when and in what state or country and whether
27 or not the license has been suspended or revoked and, if so, the
28 date of and reason for the suspension or revocation.

29 (f) Whether the applicant has ever previously been refused a
30 driver's license in this state and, if so, the date of and the reason
31 for the refusal.

32 (g) Whether the applicant, within the last three years, has
33 experienced, on one or more occasions, either a lapse of
34 consciousness or an episode of marked confusion caused by a
35 condition that may bring about recurrent lapses, or whether the
36 applicant has a disease, disorder, or disability that affects his or
37 her ability to exercise reasonable and ordinary control in operating
38 a motor vehicle upon a highway.

39 (h) Whether the applicant understands traffic signs and signals.

1 (i) Whether the applicant has ever previously been issued an
2 identification card by the department.

3 (j) Any other information that is necessary to enable the
4 department to determine whether the applicant is entitled to a
5 license under this code.

6 *(k) This section shall remain in effect only until January 1, 2015,*
7 *and as of that date is repealed, unless a later enacted statute, that*
8 *is enacted before January 1, 2015, deletes or extends that date.*

9 *SEC. 5. Section 12800 is added to the Vehicle Code, to read:*

10 *12800. Every application for an original or a renewal of a*
11 *driver's license shall contain all of the following information:*

12 *(a) The applicant's true full name, age, sex, mailing address,*
13 *residence address, and social security account number or a number*
14 *associated with any document that the department finds clearly*
15 *establishes the identity of the applicant.*

16 *(b) A brief description of the applicant for the purpose of*
17 *identification.*

18 *(c) A legible print of the thumb or finger of the applicant.*

19 *(d) The type of motor vehicle or combination of vehicles the*
20 *applicant desires to operate.*

21 *(e) Whether the applicant has ever previously been licensed as*
22 *a driver and, if so, when and in what state or country and whether*
23 *or not the license has been suspended or revoked and, if so, the*
24 *date of and reason for the suspension or revocation.*

25 *(f) Whether the applicant has ever previously been refused a*
26 *driver's license in this state and, if so, the date of and the reason*
27 *for the refusal.*

28 *(g) Whether the applicant, within the last three years, has*
29 *experienced, on one or more occasions, either a lapse of*
30 *consciousness or an episode of marked confusion caused by a*
31 *condition that may bring about recurrent lapses, or whether the*
32 *applicant has a disease, disorder, or disability that affects his or*
33 *her ability to exercise reasonable and ordinary control in operating*
34 *a motor vehicle upon a highway.*

35 *(h) Whether the applicant understands traffic signs and signals.*

36 *(i) Whether the applicant has ever previously been issued an*
37 *identification card by the department.*

38 *(j) Any other information that is necessary to enable the*
39 *department to determine whether the applicant is entitled to a*
40 *license under this code.*

1 *(k) This section shall become operative on January 1, 2015.*

2 *SEC. 6. Section 12801 of the Vehicle Code is amended to read:*

3 12801. (a) Notwithstanding any other law, the department
4 shall require an application for a driver's license to contain the
5 applicant's social security account number and any other number
6 or identifier determined to be appropriate by the department.

7 (b) Notwithstanding subdivision (a), an applicant who provides
8 satisfactory proof that his or her presence in the United States is
9 authorized under federal law, but who is not eligible for a social
10 security account number, is eligible to receive an original driver's
11 license if he or she meets all other qualifications for licensure.

12 (c) Notwithstanding any other law, the social security account
13 number collected on a driver's license application shall not be
14 displayed on the driver's license including, but not limited to,
15 inclusion on a magnetic tape or strip used to store data on the
16 license.

17 *(d) This section shall remain in effect only until January 1, 2015,*
18 *and as of that date is repealed, unless a later enacted statute, that*
19 *is enacted before January 1, 2015, deletes or extends that date.*

20 *SEC. 7. Section 12801 is added to the Vehicle Code, to read:*

21 12801. (a) Notwithstanding any other law, the department
22 shall require an application for a driver's license to contain the
23 applicant's social security account number and any other number
24 or identifier determined to be appropriate by the department.

25 (b) Notwithstanding subdivision (a), an applicant who provides
26 satisfactory proof that his or her presence in the United States is
27 authorized under federal law, or who provides all of the following
28 documents, but who is not eligible for a social security account
29 number, is eligible to receive an original driver's license if he or
30 she meets all other qualifications for licensure:

31 (1) A valid, unexpired consular identification document issued
32 by a consulate from the applicant's country of citizenship, or a
33 valid, unexpired passport from the applicant's country of
34 citizenship.

35 (2) An original birth certificate, or other proof of age, as
36 designated by the department.

37 (3) A home utility bill, lease or rental agreement, or other proof
38 of California residence, as designated by the department.

1 (4) One of the following documents, which, if in a language
 2 other than English, shall be accompanied by a certified translation
 3 or an affidavit of translation into English:

- 4 (A) A marriage license or divorce certificate.
- 5 (B) A foreign federal electoral photo card issued on or after
 6 January 1, 1991.
- 7 (C) A foreign driver’s license.
- 8 (D) A United States Department of Homeland Security Form
 9 I-589, Application for Asylum and for Withholding of Removal.
- 10 (E) An official school or college transcript that includes the
 11 applicant’s date of birth, or a foreign school record that is sealed
 12 and includes a photograph of the applicant at the age the record
 13 was issued.
- 14 (F) A United States Department of Homeland Security Form
 15 I-20 or Form DS-2019.
- 16 (G) A deed or title to real property.
- 17 (H) A property tax bill or statement issued within the previous
 18 12 months.
- 19 (I) An income tax return.
- 20 (J) Other proof of identity, as designated by the department.

21 (c) Notwithstanding any other law, the social security account
 22 number or other identification number collected on a driver’s
 23 license application shall not be displayed on the driver’s license,
 24 including, but not limited to, inclusion on a magnetic tape or strip
 25 used to store data on the license.
 26 (d) Notwithstanding any other law, information collected
 27 pursuant to subdivision (b) is not a public record and shall not be
 28 disclosed by the department for any purpose.

29 (e) This section shall become operative on January 1, 2015.

30 SEC. 8. Section 12801.5 of the Vehicle Code is amended to
 31 read:

32 12801.5. (a) Notwithstanding any other ~~provision of~~ law, the
 33 department shall require an applicant for an original driver’s license
 34 or identification card to submit satisfactory proof that the
 35 applicant’s presence in the United States is authorized under federal
 36 law.

37 (b) The department shall not issue an original driver’s license
 38 or identification card to a person who does not submit satisfactory
 39 proof that the applicant’s presence in the United States is authorized
 40 under federal law.

1 (c) The department shall adopt regulations to carry out the
2 purposes of this section, including procedures for, but not limited
3 to, (1) verifying that the applicant's presence in the United States
4 is authorized under federal law, (2) issuance of a temporary license
5 pending verification of the applicant's status, and (3) appeal
6 hearings from a denial of a license, temporary license, or
7 identification card.

8 (d) On January 10 of each year, the department shall submit a
9 supplemental budget report to the Governor and the Legislature
10 detailing the costs of verifying the citizenship or legal residency
11 of applicants for driver's licenses and identification cards, in order
12 for the state to request reimbursement from the federal government.

13 (e) Notwithstanding Section 40300 or any other provision of
14 law, a peace officer may not detain or arrest a person solely on the
15 belief that the person is an unlicensed driver, unless the officer has
16 reasonable cause to believe the person driving is under the age of
17 16 years.

18 (f) The inability to obtain a driver's license pursuant to this
19 section does not abrogate or diminish in any respect the legal
20 requirement of every driver in this state to obey the motor vehicle
21 laws of this state, including laws with respect to licensing, motor
22 vehicle registration, and financial responsibility.

23 (g) *This section shall remain in effect only until January 1, 2015,*
24 *and as of that date is repealed, unless a later enacted statute, that*
25 *is enacted before January 1, 2015, deletes or extends that date.*

26 SEC. 9. Section 12801.5 is added to the Vehicle Code, to read:

27 12801.5. (a) *Notwithstanding Section 40300 or any other law,*
28 *a peace officer may not detain or arrest a person solely on the*
29 *belief that the person is an unlicensed driver, unless the officer*
30 *has reasonable cause to believe the person driving is under the*
31 *age of 16 years.*

32 (b) *The inability to obtain a driver's license does not abrogate*
33 *or diminish in any respect the legal requirement of every driver*
34 *in this state to obey the motor vehicle laws of this state, including*
35 *laws with respect to licensing, motor vehicle registration, and*
36 *financial responsibility.*

37 (c) *This section shall become operative on January 1, 2015.*

38 SEC. 10. Section 12801.6 of the Vehicle Code, as added by
39 Section 3 of Chapter 862 of the Statutes of 2012, is amended to
40 read:

1 12801.6. (a) Any federal document demonstrating favorable
2 action by the federal government for acceptance of a person into
3 the deferred action for childhood arrivals program shall satisfy the
4 requirements of Section 12801.5.

5 (b) The department may issue an original driver's license to the
6 person who submits proof of presence in the United States as
7 authorized under federal law pursuant to subdivision (a) and either
8 a social security account number or ineligibility for a social security
9 account number.

10 (c) *This section shall remain in effect only until January 1, 2015,*
11 *and as of that date is repealed, unless a later enacted statute, that*
12 *is enacted before January 1, 2015, deletes or extends that date.*

13 *SEC. 11. Section 12801.8 of the Vehicle Code is amended to*
14 *read:*

15 12801.8. (a) In the case of a legal, nonimmigrant driver's
16 license applicant, the department shall issue a temporary driver's
17 license, valid for 90 days, if the applicant has successfully
18 completed the application and the related requirements for the
19 issuance of a driver's license under this code, including subdivision
20 (a) of Section 12805. If the United States Immigration and
21 Naturalization Service is unable to verify the applicant's presence
22 before the temporary driver's license expires, the department shall,
23 at least 15 days before the temporary driver's license expires,
24 extend the temporary driver's license for an additional 120 days
25 and notify the applicant by mail that the temporary driver's license
26 is being extended.

27 (b) If the department adjusts the expiration date of any driver's
28 license issued pursuant to this code so that the date does not exceed
29 the expiration date of a federal document submitted pursuant to
30 subdivision (a) of Section 12801.5, the applicant may, upon receipt
31 of a notice of renewal of the driver's license by the department
32 sent prior to the expiration of the license, request an extension of
33 the term of the driver's license by submitting to the department
34 satisfactory proof that the applicant's presence in the United States
35 has been reauthorized or extended under federal law. After
36 verifying that the applicant's presence in the United States has
37 been reauthorized or extended by federal law, the department shall
38 adjust the expiration date of the driver's license so that it does not
39 exceed the expiration date of the revised federal document

1 submitted pursuant to subdivision (a) of Section 12801.5 and
2 complies with the related requirements of this code.

3 (c) On or before July 1, 1997, the department shall establish a
4 procedure for receiving mailed requests for the extension of driver's
5 licenses as described in this section.

6 (d) *This section shall remain in effect only until January 1, 2015,*
7 *and as of that date is repealed, unless a later enacted statute, that*
8 *is enacted before January 1, 2015, deletes or extends that date.*

9 *SEC. 12. Section 13002 of the Vehicle Code is amended to*
10 *read:*

11 13002. (a) Except as otherwise provided in subdivision (b),
12 every identification card shall expire, unless canceled earlier, on
13 the sixth birthday of the applicant following the date of application
14 for the identification card. Renewal of any identification card,
15 other than a senior citizen identification card, shall be made for a
16 term which shall expire on the sixth birthday of the applicant
17 following expiration of the identification card renewed, unless
18 surrendered earlier. Any application for renewal received after 90
19 days after expiration of the identification card, including a senior
20 citizen identification card, shall be considered the same as an
21 application for an original identification card. The department
22 shall, at the end of six years and six months after the issuance or
23 renewal of an identification card, other than a senior citizen
24 identification card, destroy any record of the card if it has expired
25 and has not been renewed.

26 (b) Every senior citizen identification card issued pursuant to
27 subdivision (b) of Section 13000 shall expire, unless canceled
28 earlier, on the 10th birthday of the applicant following the date of
29 application for the identification card. Renewal of any senior citizen
30 identification card shall be made for a term which shall expire on
31 the 10th birthday of the applicant following expiration of the senior
32 citizen identification card renewed, unless surrendered earlier. The
33 department shall, at the end of 10 years and six months after the
34 issuance or renewal of a senior citizen identification card, destroy
35 any record of the card if it has expired and has not been renewed.

36 (c) An identification card may be issued to a person in exchange
37 for the person's driver's license which is surrendered to the
38 department for either of the following reasons:

39 (1) The person has a physical or mental condition and requests
40 cancellation of the driver's license.

1 (2) The department has revoked the person's driving privilege
2 based on the person's physical or mental condition.

3 That card shall be issued without the payment of any additional
4 fee.

5 (d) Notwithstanding subdivisions (a) and (b), the department
6 may adjust the expiration date of any identification card issued
7 pursuant to this code so that the date does not exceed the expiration
8 date of a document submitted pursuant to subdivision (a) of Section
9 12801.5.

10 (e) *This section shall remain in effect only until January 1, 2015,*
11 *and as of that date is repealed, unless a later enacted statute, that*
12 *is enacted before January 1, 2015, deletes or extends that date.*

13 *SEC. 13. Section 13002 is added to the Vehicle Code, to read:*

14 *13002. (a) Except as otherwise provided in subdivision (b),*
15 *every identification card shall expire, unless canceled earlier, on*
16 *the sixth birthday of the applicant following the date of application*
17 *for the identification card. Renewal of any identification card,*
18 *other than a senior citizen identification card, shall be made for*
19 *a term which shall expire on the sixth birthday of the applicant*
20 *following expiration of the identification card renewed, unless*
21 *surrendered earlier. Any application for renewal received after*
22 *90 days after expiration of the identification card, including a*
23 *senior citizen identification card, shall be considered the same as*
24 *an application for an original identification card. The department*
25 *shall, at the end of six years and six months after the issuance or*
26 *renewal of an identification card, other than a senior citizen*
27 *identification card, destroy any record of the card if it has expired*
28 *and has not been renewed.*

29 (b) *Every senior citizen identification card issued pursuant to*
30 *subdivision (b) of Section 13000 shall expire, unless canceled*
31 *earlier, on the 10th birthday of the applicant following the date*
32 *of application for the identification card. Renewal of any senior*
33 *citizen identification card shall be made for a term which shall*
34 *expire on the 10th birthday of the applicant following expiration*
35 *of the senior citizen identification card renewed, unless*
36 *surrendered earlier. The department shall, at the end of 10 years*
37 *and six months after the issuance or renewal of a senior citizen*
38 *identification card, destroy any record of the card if it has expired*
39 *and has not been renewed.*

1 (c) An identification card may be issued to a person in exchange
2 for the person's driver's license which is surrendered to the
3 department for either of the following reasons:

4 (1) The person has a physical or mental condition and requests
5 cancellation of the driver's license.

6 (2) The department has revoked the person's driving privilege
7 based on the person's physical or mental condition.

8 That card shall be issued without the payment of any additional
9 fee.

10 (d) This section shall become operative on January 1, 2015.

11 SEC. 14. Section 14610.7 of the Vehicle Code is amended to
12 read:

13 14610.7. (a) It is a misdemeanor for any person to knowingly
14 assist in obtaining a driver's license or identification card for any
15 person whose presence in the United States is not authorized under
16 federal law.

17 (b) This section shall remain in effect only until January 1, 2015,
18 and as of that date is repealed, unless a later enacted statute, that
19 is enacted before January 1, 2015, deletes or extends that date.

20 ~~SEC. 2. Section 1653.5 of the Vehicle Code is amended to~~
21 ~~read:~~

22 ~~1653.5. (a) Every form prescribed by the department for use~~
23 ~~by an applicant for the issuance or renewal by the department of~~
24 ~~a driver's license or identification card pursuant to Division 6~~
25 ~~(commencing with Section 12500) shall contain a section for the~~
26 ~~applicant's social security account number or a number associated~~
27 ~~with any document that the department finds clearly establishes~~
28 ~~the identity of the applicant.~~

29 ~~(b) Every form prescribed by the department for use by an~~
30 ~~applicant for the issuance, renewal, or transfer of the registration~~
31 ~~or certificate of title to a vehicle shall contain a section for the~~
32 ~~applicant's driver's license or identification card number.~~

33 ~~(c) A person who submits to the department a form that, pursuant~~
34 ~~to subdivision (a), contains a section for the applicant's social~~
35 ~~security account number or a number associated with any document~~
36 ~~that the department finds clearly establishes the identity of the~~
37 ~~applicant, or pursuant to subdivision (b), the applicant's driver's~~
38 ~~license or identification card number, if any, shall furnish the~~
39 ~~appropriate number in the space provided.~~

1 ~~(d) The department shall not complete an application that does~~
2 ~~not include the applicant's social security account number, a~~
3 ~~number associated with any document that the department finds~~
4 ~~clearly establishes the identity of the applicant, or driver's license~~
5 ~~or identification card number as required under subdivision (c).~~

6 ~~(e) An applicant's social security account number or a number~~
7 ~~associated with any document that the department finds clearly~~
8 ~~establishes the identity of the applicant shall not be included by~~
9 ~~the department on a driver's license, identification card,~~
10 ~~registration, certificate of title, or any other document issued by~~
11 ~~the department.~~

12 ~~(f) Notwithstanding any other provision of law, information~~
13 ~~regarding an applicant's social security account number or a~~
14 ~~number associated with any document that the department finds~~
15 ~~clearly establishes the identity of the applicant obtained by the~~
16 ~~department pursuant to this section or Section 12800 or 12801, is~~
17 ~~not a public record and may not be disclosed by the department~~
18 ~~except for any of the following purposes:~~

19 ~~(1) Responding to a request for information from an agency~~
20 ~~operating pursuant to, and carrying out the provisions of, Part A~~
21 ~~(Aid to Families with Dependent Children), or Part D (Child~~
22 ~~Support and Establishment of Paternity), of Subchapter IV of~~
23 ~~Chapter 7 of Title 42 of the United States Code.~~

24 ~~(2) Implementation of Section 12419.10 of the Government~~
25 ~~Code.~~

26 ~~(3) Responding to information requests from the Franchise Tax~~
27 ~~Board for the purpose of tax administration.~~

28 ~~SEC. 3. Section 12800 of the Vehicle Code is amended to read:~~
29 ~~12800. Every application for an original or a renewal of a~~
30 ~~driver's license shall contain all of the following information:~~

31 ~~(a) The applicant's true full name, age, sex, mailing address,~~
32 ~~residence address, and social security account number or a number~~
33 ~~associated with any document that the department finds clearly~~
34 ~~establishes the identity of the applicant.~~

35 ~~(b) A brief description of the applicant for the purpose of~~
36 ~~identification.~~

37 ~~(c) A legible print of the thumb or finger of the applicant.~~

38 ~~(d) The type of motor vehicle or combination of vehicles the~~
39 ~~applicant desires to operate.~~

1 ~~(e) Whether the applicant has ever previously been licensed as~~
2 ~~a driver and, if so, when and in what state or country and whether~~
3 ~~or not the license has been suspended or revoked and, if so, the~~
4 ~~date of and reason for the suspension or revocation.~~

5 ~~(f) Whether the applicant has ever previously been refused a~~
6 ~~driver's license in this state and, if so, the date of and the reason~~
7 ~~for the refusal.~~

8 ~~(g) Whether the applicant, within the last three years, has~~
9 ~~experienced, on one or more occasions, either a lapse of~~
10 ~~consciousness or an episode of marked confusion caused by a~~
11 ~~condition that may bring about recurrent lapses, or whether the~~
12 ~~applicant has a disease, disorder, or disability that affects his or~~
13 ~~her ability to exercise reasonable and ordinary control in operating~~
14 ~~a motor vehicle upon a highway.~~

15 ~~(h) Whether the applicant understands traffic signs and signals.~~

16 ~~(i) Whether the applicant has ever previously been issued an~~
17 ~~identification card by the department.~~

18 ~~(j) Any other information that is necessary to enable the~~
19 ~~department to determine whether the applicant is entitled to a~~
20 ~~license under this code.~~

21 ~~SEC. 4. Section 12801 of the Vehicle Code is amended to read:~~

22 ~~12801. (a) Notwithstanding any other law, the department~~
23 ~~shall require an application for a driver's license to contain the~~
24 ~~applicant's social security account number and any other number~~
25 ~~or identifier determined to be appropriate by the department.~~

26 ~~(b) Notwithstanding subdivision (a), an applicant who provides~~
27 ~~satisfactory proof that his or her presence in the United States is~~
28 ~~authorized under federal law, or who provides all of the following~~
29 ~~documents, but who is not eligible for a social security account~~
30 ~~number, is eligible to receive an original driver's license if he or~~
31 ~~she meets all other qualifications for licensure:~~

32 ~~(1) A valid, unexpired consular identification document issued~~
33 ~~by a consulate from the applicant's country of citizenship, or a~~
34 ~~valid, unexpired passport from the applicant's country of~~
35 ~~citizenship.~~

36 ~~(2) An original birth certificate, or other proof of age, as~~
37 ~~designated by the department.~~

38 ~~(3) A home utility bill, lease or rental agreement, or other proof~~
39 ~~of California residence, as designated by the department.~~

1 ~~(4) One of the following documents, which, if in a language~~
2 ~~other than English, shall be accompanied by a certified translation~~
3 ~~or an affidavit of translation into English:~~
4 ~~(A) A marriage license or divorce certificate.~~
5 ~~(B) A foreign federal electoral photo card issued on or after~~
6 ~~January 1, 1991.~~
7 ~~(C)~~
8 ~~An official school or college transcript that includes the~~
9 ~~applicant's date of birth, or a foreign school record that is sealed~~
10 ~~and includes a photograph of the applicant at the age the record~~
11 ~~was issued.~~
12 ~~(D)~~
13 ~~A United States Department of Homeland Security Form I-20~~
14 ~~or Form DS-2019.~~
15 ~~(E)~~
16 ~~A deed or title to real property.~~
17 ~~(F)~~
18 ~~A property tax bill or statement issued within the previous 12~~
19 ~~months.~~
20 ~~(G)~~
21 ~~An income tax return.~~
22 ~~(H)~~
23 ~~Other proof of identity, as designated by the department.~~
24 ~~(e) If the applicant faces particular barriers to securing the~~
25 ~~documents specified in subdivision (b), including, but not limited~~
26 ~~to, having fled from his or her home country to seek asylum, or if~~
27 ~~those documents are not available from his or her home country,~~
28 ~~the department shall have the discretion to accept other documents~~
29 ~~it deems to be satisfactory proof of the applicant's identity.~~
30 ~~(d) Notwithstanding any other law, the social security account~~
31 ~~number or other identification number collected on a driver's~~
32 ~~license application shall not be displayed on the driver's license~~
33 ~~including, but not limited to, inclusion on a magnetic tape or strip~~
34 ~~used to store data on the license.~~
35 ~~(e) Notwithstanding any other law, information collected~~
36 ~~pursuant to subdivision (b) is not a public record and may not be~~
37 ~~disclosed by the department for any purpose.~~
38 SEC. 5. ~~Section 12801.5 of the Vehicle Code is amended to~~
39 ~~read:~~

1 ~~12801.5.—(a) Notwithstanding Section 40300 or any other~~
2 ~~provision of law, a peace officer may not detain or arrest a person~~
3 ~~solely on the belief that the person is an unlicensed driver, unless~~
4 ~~the officer has reasonable cause to believe the person driving is~~
5 ~~under the age of 16 years.~~

6 ~~(b) The inability to obtain a driver's license does not abrogate~~
7 ~~or diminish in any respect the legal requirement of every driver in~~
8 ~~this state to obey the motor vehicle laws of this state, including~~
9 ~~laws with respect to licensing, motor vehicle registration, and~~
10 ~~financial responsibility.~~

11 ~~SEC. 6. Section 12801.6 of the Vehicle Code is repealed.~~

12 ~~SEC. 7. Section 12801.8 of the Vehicle Code is repealed.~~

13 ~~SEC. 8. Section 13002 of the Vehicle Code is amended to read:~~

14 ~~13002.—(a) Except as otherwise provided in subdivision (b),~~
15 ~~every identification card shall expire, unless canceled earlier, on~~
16 ~~the sixth birthday of the applicant following the date of application~~
17 ~~for the identification card. Renewal of any identification card,~~
18 ~~other than a senior citizen identification card, shall be made for a~~
19 ~~term which shall expire on the sixth birthday of the applicant~~
20 ~~following expiration of the identification card renewed, unless~~
21 ~~surrendered earlier. Any application for renewal received after 90~~
22 ~~days after expiration of the identification card, including a senior~~
23 ~~citizen identification card, shall be considered the same as an~~
24 ~~application for an original identification card. The department~~
25 ~~shall, at the end of six years and six months after the issuance or~~
26 ~~renewal of an identification card, other than a senior citizen~~
27 ~~identification card, destroy any record of the card if it has expired~~
28 ~~and has not been renewed.~~

29 ~~(b) Every senior citizen identification card issued pursuant to~~
30 ~~subdivision (b) of Section 13000 shall expire, unless canceled~~
31 ~~earlier, on the 10th birthday of the applicant following the date of~~
32 ~~application for the identification card. Renewal of any senior citizen~~
33 ~~identification card shall be made for a term which shall expire on~~
34 ~~the 10th birthday of the applicant following expiration of the senior~~
35 ~~citizen identification card renewed, unless surrendered earlier. The~~
36 ~~department shall, at the end of 10 years and six months after the~~
37 ~~issuance or renewal of a senior citizen identification card, destroy~~
38 ~~any record of the card if it has expired and has not been renewed.~~

- 1 ~~(e) An identification card may be issued to a person in exchange~~
- 2 ~~for the person's driver's license which is surrendered to the~~
- 3 ~~department for either of the following reasons:~~
- 4 ~~(1) The person has a physical or mental condition and requests~~
- 5 ~~cancellation of the driver's license.~~
- 6 ~~(2) The department has revoked the person's driving privilege~~
- 7 ~~based on the person's physical or mental condition.~~
- 8 ~~That card shall be issued without the payment of any additional~~
- 9 ~~fee.~~
- 10 ~~SEC. 9. Section 14610.7 of the Vehicle Code is repealed.~~