

Assembly Bill No. 390

Passed the Assembly August 15, 2011

Chief Clerk of the Assembly

Passed the Senate July 11, 2011

Secretary of the Senate

This bill was received by the Governor this _____ day
of _____, 2011, at _____ o'clock ____M.

Private Secretary of the Governor

CHAPTER _____

An act to amend Section 13002 of the Vehicle Code, relating to vehicles.

LEGISLATIVE COUNSEL'S DIGEST

AB 390, Portantino. Vehicles: identification cards: notification of renewal.

Existing law requires the director of the Department of Motor Vehicles to establish a program that permits the renewal of identification cards by mail or through the department's Internet Web site.

This bill would require the department, no less than 60 days prior to the expiration date of a person's identification card, to provide the person with a written notice of the expiration date.

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

SECTION 1. The Legislature finds and declares all of the following:

(a) A substantial percentage of Californians are not qualified to possess a driver's license, including many seniors, persons with disabilities, and youth. Additionally, many individuals elect not to avail themselves of the opportunity to obtain a driver's license.

(b) For those not possessing a driver's license, the only other form of state identification is that of a state identification card.

(c) Although the possession of either a driver's license or a state identification card has always been important, the 9/11 disaster and other events have made the possession of such identification essential in a variety of activities, including, but not limited to, financial transactions, travel, and the receipt of certain government services.

(d) The possession of either a driver's license or a state identification card has become an integral part of daily life and, therefore, it is necessary that notice be provided prior to the expiration date of an individual's state identification card.

SEC. 2. Section 13002 of the Vehicle Code is amended to read:

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

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

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

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

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

(2) An identification card subject to this subdivision shall be issued without the payment of any additional fee.

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

(e) No less than 60 days prior to the expiration date of a person's identification card, the department shall provide the person with a written notice of the expiration date.

Approved _____, 2011

Governor