

SENATE BILL No. 460

By Committee on Judiciary

2-3

1 AN ACT concerning drivers' licenses; relating to replacement drivers'
2 licenses; authorizing municipal court services agencies to issue an
3 identification certificate to offenders under the agency's probation
4 supervision; amending K.S.A. 8-246 and repealing the existing section.
5

6 *Be it enacted by the Legislature of the State of Kansas:*

7 Section 1. K.S.A. 8-246 is hereby amended to read as follows: 8-246.

8 (a) If a driver's license issued under the provisions of this act is lost or
9 destroyed, or if a new name is acquired, the person to whom such driver's
10 license was issued may obtain a replacement upon:

11 (1) Furnishing satisfactory proof of the loss, destruction or name
12 change to the division, including an affidavit stating the circumstances of
13 the loss, destruction or name change;

14 (2) payment of a fee of \$8; and

15 (3) furnishing proof of the person's identity as provided in subsection
16 (b). The driver's license examiner also shall compare the applicant with the
17 division's existing information and facial image database.

18 (b) For the purposes of obtaining a replacement driver's license, proof
19 of a person's identity shall include at least two of the following documents,
20 one of the documents shall bear the person's signature and one of the
21 documents shall bear the person's age or one of the documents shall bear
22 the person's signature and age:

23 (1) Military identification card;

24 (2) military dependent identification card;

25 (3) military discharge papers;

26 (4) military DD214;

27 (5) an original or certified copy of a state issued birth certificate;

28 (6) marriage license;

29 (7) medicare identification card;

30 (8) certified copy of court order specifying a change of name of the
31 person;

32 (9) commercially produced school yearbook with photograph of the
33 person, and the book is less than five years old;

34 (10) an official passport issued by any country;

35 (11) alien registration documents issued by the United States;

36 (12) expired or current driver's license or identification card issued by

1 the Kansas division of vehicles or an expired or current driver's license or
2 identification card of another state issued by similar authority, and for any
3 document in this paragraph the document must bear a photograph of the
4 person;

5 (13) student identification card bearing the photograph of the person;

6 (14) employee identification card bearing the photograph of the
7 person;

8 (15) a copy of any federal or state income tax return bearing the
9 signature of the person;

10 (16) an identification certificate issued by the department of
11 corrections to an offender under the supervision of the secretary of
12 corrections; or

13 (17) an identification certificate issued by a court services, ~~or~~
14 community corrections *or municipal court services* agency to an offender
15 under the probation supervision of such agency.

16 (c) The division may waive the furnishing of one of the documents
17 required by subsection (b) in the case of:

18 (1) A person who is 65 or more years of age; or

19 (2) an inmate who has been released on parole, conditional release or
20 expiration of the inmate's maximum sentence. When additional
21 clarification is needed to adequately describe any of the above items, the
22 division shall specify such clarification in making the requirement for such
23 item.

24 (d) In lieu of providing one of the documents required by subsection
25 (b), a person may recite to the satisfaction of the driver's license examiner
26 the recent motor vehicle operating record of the person.

27 (e) Any person who loses a driver's license and who, after obtaining a
28 replacement, finds the original license shall immediately surrender the
29 original license to the division.

30 Sec. 2. K.S.A. 8-246 is hereby repealed.

31 Sec. 3. This act shall take effect and be in force from and after its
32 publication in the statute book.