

KANSAS OFFICE *of*
REVISOR *of* STATUTES

LEGISLATURE *of* THE STATE *of* KANSAS
Legislative Attorneys transforming ideas into legislation.

300 SW TENTH AVENUE ■ SUITE 24-E ■ TOPEKA, KS 66612 ■ (785) 296-2321

MEMORANDUM

To: House Committee on Transportation
From: Office of Revisor of Statutes
Date: February 15, 2024
Subject: Bill Brief – HB 2762

HB 2762 provides for the issuance of digital proof of driver’s licenses and digital proof of identification cards.

The Division of Vehicles would be authorized to establish such digital licenses and identification cards. The Division would be authorized to contract in order to develop the credentialing system. The bill sets limits on the data storage and the use of individual’s data by both the Division and any contractor.

The digital license and identification card would be in a format established by the Division to allow verification of the authenticity of the individual and conduct transactions on the electronic credentialing system. Individuals would only qualify for the digital license or identification card if they have been issued a physical license or identification card.

For any person or business scanning a digital license or identification card, such person is prohibited from selling or sharing personal information from such scanning unless the individual provides written consent to the use of information. Violations could result in penalties up to \$5,000 per violation.

The bill provides criminal penalties for unlawfully manufacturing a false digital license or identification card which would be a class B, nonperson misdemeanor. The penalty for possessing a false digital license or identification card would be a level 9, nonperson felon.

Holders of digital driver’s licenses and identification cards would not be required to turn over the electronic device to any person viewing the digital license or identification card. Providing a digital license or identification card would not constitute consent to a search of the electronic device.

The bill becomes effective upon publication in the statute book.