

HOUSE BILL NO. 5278

November 12, 2025, Introduced by Reps. Mentzer, Rogers, Young, Xiong, Neeley, Brixie, Byrnes, B. Carter, Price, McKinney, Witwer, Tate, Liberati, Weiss, Steckloff, Tsernoglou, Paiz, Scott, Glanville, O'Neal, Dievendorf, Morgan, Longjohn, T. Carter, Andrews, Koleszar, McFall, Wooden and Breen and referred to Committee on Government Operations.

A bill to amend 1972 PA 222, entitled

"An act to provide for an official personal identification card; to provide for its form, issuance and use; to regulate the use and disclosure of information obtained from the card; to prescribe the powers and duties of the secretary of state; to prescribe fees; to prescribe certain penalties for violations; and to provide an appropriation for certain purposes,"

by amending section 2 (MCL 28.292), as amended by 2021 PA 73.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Sec. 2. (1) An official state personal identification card
- 2 must contain **all of** the following:
- 3 (a) An identification number permanently assigned to the

1 individual to whom the card is issued.

2 (b) Except as provided in section 2a, the full legal name,
 3 date of birth, sex, residence address, height, weight, eye color,
 4 digital photographic image, signature of or verification and
 5 certification by the applicant, as determined by the secretary of
 6 state, and expiration date of the official state personal
 7 identification card. If an official state personal identification
 8 card is issued to an individual described in section 1(5) who has
 9 temporary lawful status, the official state personal identification
 10 card must be issued in compliance with 6 CFR 37.21 or in compliance
 11 with the process established to comply with 6 CFR 37.71 by the
 12 secretary of state. As used in this subdivision, "temporary lawful
 13 status" means that term as defined in 6 CFR 37.3.

14 (c) An indication that the identification card contains 1 or
 15 more of the following:

- 16 (i) The blood type of the individual.
- 17 (ii) Immunization data of the individual.
- 18 (iii) Medication data of the individual.
- 19 (iv) A statement that the individual is deaf.

20 (d) ~~In the case of~~ **If** a holder of an official state personal
 21 identification card ~~who has indicated his or her~~ **the holder's** wish
 22 to participate in the anatomical gift donor registry under part 101
 23 of the public health code, 1978 PA 368, MCL 333.10101 to 333.10123,
 24 a heart insignia on the front of the official state personal
 25 identification card.

26 (e) If requested by an individual who is a veteran, ~~as that~~
 27 ~~term is defined in section 1 of 1965 PA 190, MCL 35.61,~~ a
 28 designation that the individual is a veteran. The designation must
 29 be in a style and format considered appropriate by the secretary of

1 state. The secretary of state shall require proof of discharge or
 2 separation of service from the armed forces of this state, another
 3 state, or the United States **or the uniformed services of the United**
 4 **States, as that term is defined in 37 USC 101**, and the nature of
 5 that discharge, for the purposes of verifying an individual's
 6 status as a veteran under this subdivision. The secretary of state
 7 shall consult with the **respective uniformed service's department or**
 8 **the** department of military and veterans affairs in determining the
 9 proof that must be required to identify an individual's status as a
 10 veteran for the purposes of this subsection. The secretary of state
 11 may provide the **respective uniformed service's department or the**
 12 department of military and veterans affairs and agencies of the
 13 counties of this state that provide veteran services with
 14 information provided by an applicant under this subsection for the
 15 purpose of veterans' benefits eligibility referral.

16 (f) Physical security features designed to prevent tampering,
 17 counterfeiting, or duplication of the official state personal
 18 identification card for fraudulent purposes.

19 (2) In conjunction with the application for an official state
 20 personal identification card, the secretary of state shall do all
 21 of the following:

22 (a) Provide the applicant with all of the following:

23 (i) Information explaining the applicant's right to make an
 24 anatomical gift in the event of death under part 101 of the public
 25 health code, 1978 PA 368, MCL 333.10101 to 333.10123, and in
 26 accordance with this section.

27 (ii) Information describing the donor registry program
 28 maintained by ~~Michigan's~~ **this state's** federally designated organ
 29 procurement organization or its successor organization under

1 section 10120 of the public health code, 1978 PA 368, MCL
2 333.10120. The information required under this subparagraph must
3 include the address and telephone number of ~~Michigan's~~ **this state's**
4 federally designated organ procurement organization or its
5 successor organization as described in section 10120 of the public
6 health code, 1978 PA 368, MCL 333.10120.

7 (iii) Information giving the applicant the opportunity to have
8 ~~his or her~~ **the applicant's** name placed on the registry described in
9 subparagraph (ii).

10 (b) Provide the applicant with the opportunity to specify on
11 ~~his or her~~ **the applicant's** official state personal identification
12 card that ~~he or she~~ **the applicant** is willing to make an anatomical
13 gift in the event of death under part 101 of the public health
14 code, 1978 PA 368, MCL 333.10101 to 333.10123, and in accordance
15 with this section.

16 (c) Inform the applicant that, if ~~he or she~~ **the applicant**
17 indicates to the secretary of state under this section a
18 willingness to have ~~his or her~~ **the applicant's** name placed on the
19 donor registry described in subdivision (a)(ii), the secretary of
20 state will mark the applicant's record for the donor registry.

21 (3) The secretary of state may fulfill the requirements of
22 subsection (2) by 1 or more of the following methods:

23 (a) Providing printed material enclosed with a mailed notice
24 for the issuance or renewal of an official state personal
25 identification card.

26 (b) Providing printed material to an applicant who personally
27 appears at a secretary of state branch office.

28 (c) Through electronic information transmittals for
29 applications processed by electronic means.

(4) The secretary of state shall prescribe the form of the official state personal identification card. The secretary of state shall designate a space on the official state personal identification card where the applicant may place a sticker or decal of a uniform size as the secretary may specify to indicate that the cardholder carries a separate emergency medical information card. The sticker or decal may be provided by any person, hospital, school, medical group, or association interested in assisting in implementing the emergency medical information card, but must meet the specifications of the secretary of state. The sticker or decal also may be used to indicate that the cardholder has designated 1 or more patient advocates in accordance with section 5506 of the estates and protected individuals code, 1998 PA 386, MCL 700.5506. The emergency medical information card, carried separately by the cardholder, may contain the information described in subsection (2)(c), information concerning the cardholder's patient advocate designation, other emergency medical information, or an indication as to where the cardholder has stored or registered emergency medical information. An original official state personal identification card or the renewal of an existing official state personal identification card issued to an individual ~~less~~**younger** than 21 years of age must be portrait or vertical in form, and an official state personal identification card issued to an individual 21 years of age or ~~over~~**older** must be landscape or horizontal in form. Except as otherwise required in this act, other information required on the official state personal identification card under this act may appear on the official state personal identification card in a form prescribed by the secretary of state.

(5) The official state personal identification card must not

1 contain a fingerprint or finger image of the applicant.

2 (6) Except as provided in this subsection, the secretary of
3 state shall retain and use an individual's digital photographic
4 image and signature described in subsection (1)(b) only for
5 programs administered by the secretary of state as specifically
6 authorized by law. An individual's digital photographic image or
7 signature must ~~only~~**not** be used **except** as follows:

8 (a) By a federal, state, or local governmental agency for a
9 law enforcement purpose authorized by law.

10 (b) By the secretary of state for a use specifically
11 authorized by law.

12 (c) By the secretary of state for forwarding to the department
13 of state police the images of individuals required to be registered
14 under the sex offenders registration act, 1994 PA 295, MCL 28.721
15 to 28.730, upon the department of state police providing the
16 secretary of state an updated list of those individuals.

17 (d) By the secretary of state for forwarding to the department
18 of state police a digitized photograph taken of the applicant for
19 an official state personal identification card for use as provided
20 in section 5c of 1927 PA 372, MCL 28.425c.

21 (e) By the secretary of state for forwarding to the department
22 of licensing and regulatory affairs the images of applicants for an
23 official state registry identification card issued under section 6
24 of the Michigan Medical Marihuana Act, 2008 IL 1, MCL 333.26426, if
25 the department of licensing and regulatory affairs promulgates
26 rules requiring a photograph as a design element for an official
27 state registry identification card.

28 (f) As necessary to comply with a law of this state or the
29 United States.

1 (7) If an individual presents evidence of statutory blindness
2 as provided in 1978 PA 260, MCL 393.351 to 393.368, and is issued
3 or is the holder of an official state personal identification card,
4 the secretary of state shall mark the individual's official state
5 personal identification card in a manner that clearly indicates
6 that the cardholder is ~~legally~~ **statutorily** blind.

7 (8) The secretary of state shall maintain a record of an
8 individual who indicates a willingness to have ~~his or her~~ **the**
9 **individual's** name placed on the donor registry described in
10 subsection (2) (a) (ii). Information about an individual's indication
11 of a willingness to have ~~his or her~~ **the individual's** name placed on
12 the donor registry that is obtained by the secretary of state and
13 forwarded under this section is exempt from disclosure under
14 section 13(1) (d) of the freedom of information act, 1976 PA 442,
15 MCL 15.243. As required in section 10120 of the public health code,
16 1978 PA 368, MCL 333.10120, the secretary of state shall establish
17 and maintain the donor registry in a manner that complies with that
18 section and that provides electronic access, including, but not
19 limited to, the transfer of data to this state's federally
20 designated organ procurement organization or its successor
21 organization, tissue banks, and eye banks.

22 (9) An official state personal identification card may contain
23 an identifier for voter registration purposes.

24 (10) An official state personal identification card must
25 contain information appearing in electronic or machine-readable
26 codes needed to conduct a transaction with the secretary of state.
27 The information must be limited to the information described in
28 subsection (1) (a) and (b) except for the individual's digital
29 photographic image and signature or verification and certification,

1 state of issuance, and other information necessary for use with
2 electronic devices, machine readers, or automatic teller machines
3 and must not contain the individual's driving record or other
4 personal identifier. The official state personal identification
5 card must identify the encoded information.

6 (11) An official state personal identification card must be
7 issued only upon authorization of the secretary of state, and must
8 be manufactured in a manner to prohibit as nearly as possible the
9 ability to reproduce, alter, counterfeit, forge, or duplicate the
10 official state personal identification card without ready
11 detection.

12 (12) Except as otherwise provided in this act, an applicant
13 shall pay a fee of \$10.00 to the secretary of state for each
14 original or renewal official state personal identification card
15 issued. ~~The secretary of state shall not assess a late renewal fee~~
16 ~~for an official state personal identification card that expires on~~
17 ~~or after March 1, 2020 and is renewed before March 31, 2021. The~~
18 ~~secretary of state shall not assess a late renewal fee for an~~
19 ~~official state personal identification card that expires after~~
20 ~~March 31, 2021 but before August 1, 2021 and is renewed within 120~~
21 ~~days after the date of the expiration. The secretary of state~~
22 ~~shall, upon an applicant's request, reimburse a late renewal fee~~
23 ~~assessed and collected for an official state personal~~
24 ~~identification card that expires after March 31, 2021 but before~~
25 ~~August 1, 2021 and is renewed within 120 days after the date of the~~
26 ~~expiration of the official state personal identification card. The~~
27 department of treasury shall deposit the fees received and
28 collected under this section in the state treasury to the credit of
29 the general fund. The legislature shall appropriate the fees

1 credited to the general fund under this act to the secretary of
 2 state for the administration of this act. Appropriations from the
 3 Michigan transportation fund created under section 10 of 1951 PA
 4 51, MCL 247.660, must not be used to compensate the secretary of
 5 state for costs incurred and services performed under this section.

6 (13) An original or renewal official state personal
 7 identification card expires on the birthday of the individual to
 8 whom it is issued in the fourth year following the date of issuance
 9 or on the date the individual is no longer considered to be legally
 10 present in the United States under section 1, whichever is earlier.
 11 The secretary of state shall not issue an official state personal
 12 identification card under this act for a period ~~greater~~**that is**
 13 **longer** than 4 years. Except as provided in this subsection, the
 14 secretary of state may issue a renewal official state personal
 15 identification card for 1 additional 4-year period or ~~beginning on~~
 16 ~~July 1, 2021,~~ for 2 additional 4-year periods, by mail or by other
 17 methods prescribed by the secretary of state. The secretary of
 18 state shall require renewal in person by an individual required
 19 under section 5a of the sex offenders registration act, 1994 PA
 20 295, MCL 28.725a, to maintain a valid operator's or chauffeur's
 21 license or official state personal identification card.

22 (14) The secretary of state shall waive the fee under this
 23 section if the applicant is any of the following:

24 (a) An individual 65 years of age or older.

25 (b) An individual who has had ~~his or her~~**the individual's**
 26 operator's or chauffeur's license suspended, revoked, or denied
 27 under the Michigan vehicle code, 1949 PA 300, MCL 257.1 to 257.923,
 28 because of a mental or physical infirmity or disability.

29 (c) An individual who presents evidence of statutory blindness

1 as provided in 1978 PA 260, MCL 393.351 to 393.368.

2 (d) An individual who presents evidence of 1 or more of the
3 following:

4 (i) A notice of case action from the department of health and
5 human services indicating that the individual is a participant in 1
6 or both of the following programs and is making ~~his or her~~ **the**
7 **individual's** application for an official state personal
8 identification card during a period in which ~~he or she~~ **the**
9 **individual** is receiving benefits:

10 (A) The family independence program.

11 (B) The state disability assistance program.

12 (ii) A United States Social Security Administration benefit
13 award letter ~~indicating or~~ **verification letter that indicates that**
14 the applicant is currently receiving payments under the federal
15 supplemental security income program as that term is defined in
16 section 57 of the social welfare act, 1939 PA 280, MCL 400.57, or
17 the Social Security disability income program.

18 ~~(iii) A United States Social Security Administration benefit~~
19 ~~verification letter indicating the applicant is currently receiving~~
20 ~~payments under the federal supplemental security income program as~~
21 ~~that term is defined in section 57 of the social welfare act, 1939~~
22 ~~PA 280, MCL 400.57, or the Social Security disability income~~
23 ~~program.~~

24 (e) An individual who decides to add or remove a heart
25 insignia described in subsection (1)(d).

26 (f) An individual who is a veteran. ~~as that term is defined in~~
27 ~~section 1 of 1965 PA 190, MCL 35.61.~~ The secretary of state shall
28 require an individual who seeks a waiver of the fee under this
29 subdivision to provide the secretary of state the same

1 documentation required for a veteran designation under subsection
2 (1)(e) before granting the fee waiver.

3 (g) An individual who ~~presents~~**provides** both of the following:

4 (i) A homeless verification letter that states that the
5 individual meets the definition of category 1 homeless as that term
6 is defined by the United States Department of Housing and Urban
7 Development. A letter provided as evidence under this subparagraph
8 must be submitted on the official letterhead of a public service
9 agency. The secretary of state may verify the information contained
10 in the letter with the agency of issuance before issuing an
11 official state personal identification card.

12 (ii) A photo identification card generated from the United
13 States Department of Housing and Urban Development Homeless
14 Management Information System.

15 (15) An individual who has been issued an official state
16 personal identification card shall apply for a renewal official
17 state personal identification card if the individual changes ~~his or~~
18 ~~her~~**the individual's** name.

19 (16) An individual who has been issued an official state
20 personal identification card shall apply for a corrected
21 identification card if ~~he or she~~**the individual** changes ~~his or her~~
22 **the individual's** residence address. The secretary of state may
23 correct the address on an official state personal identification
24 card by a method prescribed by the secretary of state. A fee must
25 not be charged for a change of residence address.

26 (17) An individual who has been issued an official state
27 personal identification card may apply for a renewal official state
28 personal identification card for 1 or more of the following
29 reasons:

1 (a) The individual wants to change any information on the
2 official state personal identification card.

3 (b) An official state personal identification card issued
4 under this act is lost, destroyed, or mutilated, or becomes
5 illegible.

6 (18) An individual may indicate on an official state personal
7 identification card in a place designated by the secretary of state
8 ~~his or her~~ **the individual's** blood type, emergency contact
9 information, immunization data, medication data, or a statement
10 that the individual is deaf.

11 (19) The secretary of state shall develop and shall, in
12 conjunction with the department of state police, implement a
13 process using the L.E.I.N. or any other appropriate system that
14 ~~limits~~ **does both of the following:**

15 (a) **Limits** access to law enforcement. ~~that allows~~

16 (b) **Allows** law enforcement agencies of this state to access
17 emergency contact information and ~~, beginning July 1, 2021, to view~~
18 a communication impediment designation that the holder of an
19 official state personal identification card has voluntarily
20 provided to the secretary of state.

21 (20) If an applicant provides proof to the secretary of state
22 that ~~he or she~~ **the applicant** is a minor who has been emancipated
23 under 1968 PA 293, MCL 722.1 to 722.6, the official state personal
24 identification card must bear the designation of the individual's
25 emancipated status in a manner prescribed by the secretary of
26 state.

27 (21) The secretary of state shall inquire of each individual
28 who applies for or who holds an official state personal
29 identification card, in person or by mail, whether ~~he or she~~ **the**

1 **individual** agrees to participate in the anatomical gift donor
2 registry under part 101 of the public health code, 1978 PA 368, MCL
3 333.10101 to 333.10123. An individual who has agreed to participate
4 in the donor registry is not considered to have revoked that
5 agreement solely because the individual's official state personal
6 identification card has expired. Enrollment in the donor registry
7 is a legal agreement that remains binding and in effect after the
8 donor's death regardless of the expressed desires of the deceased
9 donor's next of kin who may oppose the donor's anatomical gift.

10 (22) A valid official state personal identification card
11 presented by the individual to whom the card is issued is
12 considered the same as a valid state of Michigan driver license
13 when identification is requested except as otherwise specifically
14 provided by law.

15 (23) ~~Beginning July 1, 2021, if~~ **If** an official state personal
16 identification card issued under this act is lost, destroyed, or
17 mutilated, or becomes illegible, the individual to whom the
18 official state personal identification card was issued may obtain a
19 duplicate upon the payment of the fee required in subsection (24)
20 and upon furnishing proof satisfactory to the secretary of state
21 that the official state personal identification card has been lost,
22 destroyed, or mutilated, or has become illegible.

23 (24) Except as otherwise provided in subsection (25), for each
24 duplicate official state personal identification card, and for each
25 correction of an official state personal identification card,
26 ~~beginning July 1, 2021,~~ an individual may apply for renewal of the
27 official state personal identification card and pay the renewal fee
28 prescribed in this act or the individual may, at ~~his or her~~ **the**
29 **individual's** option and upon payment of the fee prescribed in this

1 section, apply for a duplicate official state personal
2 identification card that expires on the same date as the official
3 state personal identification card that was lost, destroyed, or
4 mutilated, or became illegible. The fee for a duplicate official
5 state personal identification card is \$10.00. A renewal fee must
6 not be charged for a change of address, a correction required to
7 correct a department error, or to add or remove a heart insignia
8 described in subsection (1)(d).

9 (25) Except with regard to an individual who is ~~less~~ **younger**
10 than 21 years of age, for each duplicate official state personal
11 identification card ~~—~~and for each correction of an official state
12 personal identification card, ~~beginning July 1, 2021,~~ an individual
13 shall apply for renewal of the official state personal
14 identification card and pay the renewal fee prescribed in this act
15 if the official state personal identification card was due to
16 expire within the next 12 months. Except as otherwise provided in
17 this act, an official state personal identification card renewed
18 under this subsection or subsection (24) must be renewed for the
19 combined period of the time remaining on the official state
20 personal identification card before its renewal and the 4-year
21 renewal period.

22 ~~(26) Notwithstanding subsection (13), an official state~~
23 ~~personal identification card that expires on or after March 1, 2020~~
24 ~~is considered valid until March 31, 2021. Notwithstanding~~
25 ~~subsection (13), an official state personal identification card~~
26 ~~that expires after March 31, 2021 but before August 1, 2021 is~~
27 ~~considered valid until 120 days after the date of the expiration.~~
28 ~~If the secretary of state receives an application to renew an~~
29 ~~official state personal identification card that expires on or~~

~~after March 1, 2020 before March 31, 2021, the secretary of state shall process the application as a renewal of an existing official state personal identification card. If the secretary of state receives an application to renew an official state personal identification card that expires after March 31, 2021 but before August 1, 2021, the secretary of state shall process the application as a renewal of an existing official state personal identification card until 120 days after the date of the expiration.~~

(26) ~~(27)~~ As used in this section:

(a) "Communication impediment" means ~~an individual has a~~ health condition **of an individual** that may impede **the individual's** communication with a police officer, including, but not limited to, **any of** the following:

(i) Deafness or hearing loss.

(ii) An autism spectrum disorder.

(b) "Emergency contact information" means the name, telephone number, or address of an individual that is used for the sole purpose of contacting that individual when the holder of an official state personal identification card has been involved in an emergency.

(c) "Veteran" means that term as defined in section 1 of 1965 PA 190, MCL 35.61. Veteran includes an individual who served in the National Oceanic and Atmospheric Administration Commissioned Officer Corps or the United States Public Health Service Commissioned Corps and was discharged or released under conditions other than dishonorable.