

SECOND REGULAR SESSION

[PERFECTED]

HOUSE COMMITTEE SUBSTITUTE FOR

HOUSE BILL NO. 1334

100TH GENERAL ASSEMBLY

3442H.02P

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To amend chapter 302, RSMo, by adding thereto one new section relating to medical alert notations on driver's licenses, with a delayed effective date.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 302, RSMo, is amended by adding thereto one new section, to be
2 known as section 302.205, to read as follows:

**302.205. 1. Any resident of this state may elect to have a medical alert notation
2 placed on the person's driver's license or nondriver's identification card. The following
3 conditions, illnesses, and disorders may be recorded on a driver's license or nondriver's
4 identification card as medical alert information at the request of the applicant:**

5 **(1) Posttraumatic stress disorder;**

6 **(2) Diabetes;**

7 **(3) Heart conditions;**

8 **(4) Epilepsy;**

9 **(5) Drug allergies;**

10 **(6) Alzheimer's or dementia;**

11 **(7) Schizophrenia;**

12 **(8) Autism; or**

13 **(9) Other conditions as approved by the director of the department of revenue or
14 his or her designee.**

15 **2. Any person requesting the inclusion of a medical alert notation on his or her
16 driver's license or nondriver's identification card shall submit an application form to
17 include a waiver of liability for the release of any medical information to the department,**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

18 any person who is eligible for access to such medical information as recorded on the
19 person's driving record under this chapter, and any other person who may view or receive
20 notice of such medical information by virtue of having seen such person's driver's license
21 or nondriver's identification card. Such application shall advise the person that he or she
22 will be consenting to the release of such medical information to anyone who sees or copies
23 his or her driver's license or nondriver's identification card, even if such person is
24 otherwise ineligible to access such medical information under state or federal law.

25 3. Such application shall include space for a person requesting the inclusion of a
26 medical alert notation on his or her driver's license or nondriver's identification card to
27 obtain a sworn statement from a person licensed to practice medicine or psychology in this
28 state verifying such diagnosis.

29 4. Any person who has been issued a driver's license or nondriver's identification
30 card bearing medical alert information may be issued a replacement driver's license or
31 nondriver's identification card excluding such medical alert information at his or her
32 request and upon payment of the fee provided in this chapter for replacement of lost
33 licenses or identification cards.

34 5. No medical alert information shall be printed on or removed from a driver's
35 license or nondriver's identification card without the express consent of the licensee. If the
36 licensee is a child under the age of eighteen, consent for the printing of medical alert
37 information shall be provided by the parent or guardian of the child when he or she signs
38 the application for the driver's license or nondriver's identification card. If the licensee is
39 an incapacitated adult, consent for the printing of medical alert information shall be given
40 by the guardian of such adult as appointed by a court of competent jurisdiction.

41 6. The director of the department of revenue may promulgate all necessary rules
42 and regulations for the administration of this section. Any rule or portion of a rule, as that
43 term is defined in section 536.010, that is created under the authority delegated in this
44 section shall become effective only if it complies with and is subject to all of the provisions
45 of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are
46 nonseverable, and if any of the powers vested with the general assembly pursuant to
47 chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are
48 subsequently held unconstitutional, then the grant of rulemaking authority and any rule
49 proposed or adopted after August 28, 2020, shall be invalid and void.

Section B. The enactment of section 302.205 of section A of this act shall become
2 effective on July 31, 2021.

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