

SECOND REGULAR SESSION

# HOUSE BILL NO. 1719

100TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE SCHNELTING.

3427H.011

DANA RADEMAN MILLER, Chief Clerk

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## AN ACT

To amend chapter 302, RSMo, by adding thereto one new section relating to driver's licenses for persons with autism, with a delayed effective date.

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*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 302.207, to read as follows:

**302.207. 1. Any resident of this state may elect to have an autism notation placed  
2 on his or her driver's license or nondriver's identification card.**

**3 2. Any person requesting an autism notation on his or her driver's license or  
4 nondriver's identification card shall submit to the department an application which  
5 includes a waiver of liability for the release of any medical information to the department,  
6 any person who is eligible for access to such medical information as recorded on the  
7 person's driving record under this chapter, and any other person who may view or receive  
8 notice of such medical information by virtue of having seen such person's driver's license  
9 or nondriver's identification card. The application shall advise the applicant that he or she  
10 will be consenting to the release of such medical information to anyone who sees or copies  
11 his or her driver's license or non-driver's identification card even if such person is  
12 otherwise ineligible to access such medical information under state or federal law.**

**13 3. The application shall include space for the applicant to obtain a sworn statement  
14 from a person licensed to practice medicine in this state verifying his or her autism  
15 diagnosis.**

**16 4. Any person who has been issued a driver's license or nondriver's identification  
17 card bearing an autism notation may be issued a replacement driver's license or**

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 nondriver's identification card without such notation at his or her request and upon  
19 payment of the fee provided in this chapter for replacement of lost licenses or identification  
20 cards.

21 **5. No autism notation shall be printed on or removed from a driver's license or**  
22 **non-driver's identification card without the express consent of the licensee. If the licensee**  
23 **is a child under eighteen years of age, consent for the printing of the autism notation shall**  
24 **be provided by the parent or guardian of the child when he or she signs the application for**  
25 **the driver's license or nondriver's identification card. If the licensee is an incapacitated**  
26 **adult, consent for the printing of the autism notification shall be given by the guardian of**  
27 **such adult as appointed by a court of competent jurisdiction.**

28 **6. The information collected under subsection 1 of this section shall be transferred**  
29 **by the Missouri department of revenue to the Missouri state highway patrol for entry into**  
30 **the Missouri Uniform Law Enforcement System (MULES). The fact of this transfer of**  
31 **information and use of the MULES system shall be contained in the application and**  
32 **consent documents required under this section.**

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

Section B. The enactment of section 302.207 of Section A of this act shall be effective  
2 on July 30, 2021.

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