

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 523

BY TRANSPORTATION AND DEFENSE COMMITTEE

AN ACT

1 RELATING TO MOTOR VEHICLE DRIVER'S LICENSES; REPEALING SECTION 49-327,
2 IDAHO CODE, RELATING TO SURRENDER OF AN IDAHO DRIVER'S LICENSE AND
3 APPLICATION FOR A DUPLICATE; AMENDING SECTION 49-331, IDAHO CODE, TO
4 PROVIDE FOR THE UNLAWFUL USE OF A CANCELED DRIVER'S LICENSE AND TO MAKE
5 TECHNICAL CORRECTIONS; REPEALING SECTION 49-1222, IDAHO CODE, RELATING
6 TO SURRENDER OF AN IDAHO DRIVER'S LICENSE; AND DECLARING AN EMERGENCY
7 AND PROVIDING AN EFFECTIVE DATE.
8

9 Be It Enacted by the Legislature of the State of Idaho:

10 SECTION 1. That Section [49-327](#), Idaho Code, be, and the same is hereby
11 repealed.

12 SECTION 2. That Section 49-331, Idaho Code, be, and the same is hereby
13 amended to read as follows:

14 49-331. UNLAWFUL USE OF DRIVER'S LICENSE. (1) It is a misdemeanor for
15 any person:

16 (1a) To display or cause or permit to be displayed ~~or have in his pos-~~
17 ~~session~~ any mutilated or illegible, ~~cancelled~~ canceled, revoked, sus-
18 suspended, disqualified, fictitious, or fraudulently altered driver's li-
19 cence or to have in his possession any driver's license canceled pur-
20 suant to section 49-322(1), Idaho Code;

21 (2b) To lend his driver's license to any other person or knowingly per-
22 mit the use of his driver's license by another;

23 (3c) To display or represent as one's own a driver's license not issued
24 to him;

25 (4d) To fail or refuse to surrender to the department, upon its lawful
26 demand, any driver's license ~~which that~~ has been ~~suspended, revoked,~~
27 ~~disqualified or cancelled~~ canceled pursuant to section 49-322(1),
28 Idaho Code;

29 (5e) To use a false or fictitious name in any application for a driver's
30 license, ~~or~~ to knowingly make a false statement, or to knowingly conceal
31 a material fact or otherwise commit a fraud in any application;

32 (6f) To permit any unlawful use of a driver's license issued to him; or

33 (7g) To manufacture, produce, sell, offer for sale or transfer to an-
34 other person any document purporting to be a certificate of birth or
35 driver's license.

36 (2) In addition to the misdemeanor penalties that may be imposed for
37 violation of the provisions of ~~paragraphs (1) through (7)~~ subsection (1)
38 of this section, the court upon conviction may enter an order directing the
39 department to suspend the driver's license, a permit to drive, privileges,
40 or any nonresident's driving privileges for a period of ninety (90) days.
41 A conviction under this section shall not be used as a factor or considered

1 in any manner for the purpose of establishing rates of motor vehicle insur-
2 ance charged by a casualty insurer, ~~nor shall~~ and such conviction shall not
3 be grounds for nonrenewal of any insurance policy as provided in section
4 41-2507, Idaho Code.

5 SECTION 3. That Section [49-1222](#), Idaho Code, be, and the same is hereby
6 repealed.

7 SECTION 4. An emergency existing therefor, which emergency is hereby
8 declared to exist, this act shall be in full force and effect on and after
9 July 1, 2022.