

IN THE SENATE

SENATE BILL NO. 1365, As Amended

BY STATE AFFAIRS COMMITTEE

AN ACT

1 RELATING TO MOTOR VEHICLE DRIVER'S LICENSES; AMENDING CHAPTER 2, TITLE 49,
2 IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-245, IDAHO CODE, TO ES-
3 TABLISH PROVISIONS REGARDING A NEXT OF KIN DATABASE; AND PROVIDING AN
4 EFFECTIVE DATE.
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6 Be It Enacted by the Legislature of the State of Idaho:

7 SECTION 1. That Chapter 2, Title 49, Idaho Code, be, and the same is
8 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
9 ignated as Section 49-245, Idaho Code, and to read as follows:

10 49-245. NEXT OF KIN DATABASE. (1) The department shall collect from
11 each applicant for any type of driver's license pursuant to chapter 3, title
12 49, Idaho Code, or for an identification card pursuant to sections 49-2442
13 and 49-2443, Idaho Code:

14 (a) The name and phone number of no more than two (2) next of kin who are
15 eighteen (18) years of age or older and whom the applicant wishes to be
16 notified in the event of an emergency involving the applicant; or

17 (b) An indication that the applicant has chosen not to provide any next
18 of kin information pursuant to this section.

19 (2) The department shall confidentially maintain all next of kin infor-
20 mation collected pursuant to subsection (1) of this section. Such informa-
21 tion shall be made available only under the circumstances described in sub-
22 section (3) of this section.

23 (3) Next of kin information collected by the department pursuant to
24 this section shall be disclosed only to a coroner, state police officer,
25 sheriff, or other peace officer in this state or another state for the pur-
26 pose, as applicable, of making contact with the person or persons named
27 as next of kin by an individual to report only the injury, death, or other
28 emergency situation involving such individual. Such information shall be
29 communicated by the department or otherwise made available to a coroner,
30 state police officer, sheriff, or other peace officer only through the Idaho
31 public safety and security information system.

32 (4) The department shall establish and maintain procedures by which
33 individuals may update, change, or revoke their election to provide the de-
34 partment with next of kin information as provided for in this section. The
35 department shall also establish and maintain procedures by which persons
36 identified as next of kin for another individual may remove themselves as
37 such person's next of kin.

38 (5) The department is authorized to promulgate rules if necessary to
39 carry out the requirements of and to enforce the provisions of this section.

40 (6) For the purposes of this section only, "next of kin" means the
41 closest living blood relative, including spouse, adult child, parents, sib-
42 lings, grandparents, aunts and uncles, and cousins.

1 SECTION 2. This act shall be in full force and effect on and after July
2 1, 2025.