

HOUSE BILL No. 2245

By Committee on Transportation

2-5

1 AN ACT concerning transportation; relating to the division of vehicles;
2 authorizing the division of vehicles to collect emergency contact
3 information; allowing individuals to list emergency contact information
4 on applications for drivers' licenses, instruction permits and non-
5 driver's identification cards; permitting law enforcement agencies to
6 use emergency contact information in emergency situations.
7

8 *Be it enacted by the Legislature of the State of Kansas:*

9 Section 1. (a) Not later than July 1, 2022, the division of vehicles
10 shall maintain in its files a record of the name, address and telephone
11 number of each individual that the holder of a valid driver's license,
12 instruction permit or non-driver's identification card, as provided in K.S.A.
13 8-1324, and amendments thereto, authorizes to be contacted in the event
14 that the holder is injured or dies in a vehicular accident or another
15 emergency situation.

16 (b) *(1)* A record maintained by the division under subsection (a) shall
17 be confidential, ~~except as provided in K.S.A. 74-2012, and amendments~~
18 ~~thereto, and on~~ *and shall not be subject to the provisions of the Kansas*
19 *open records act, K.S.A. 45-215 et seq., and amendments thereto. The*
20 *provisions of this subsection shall expire on July 1, 2026, unless the*
21 *legislature reviews and reenacts this provision pursuant to K.S.A. 45-*
22 *229, and amendments thereto, prior to July 1, 2026.*

23 *(2)* Upon request, *such record* may be disclosed only:

24 ~~(A)~~ *(A)* To a law enforcement officer, as defined by K.S.A. 74-5602,
25 and amendments thereto, in this or another state; and

26 ~~(B)~~ *(B)* for the purpose, as applicable, of making contact with a named
27 individual to report the injury to or death of the holder of the driver's
28 license, instruction permit or non-driver's identification card.

29 (c) An application for an original, renewal or duplicate driver's
30 license, instruction permit or non-driver's identification card shall:

31 (1) Be designed to allow, but not require, the applicant to provide the
32 name, address and telephone number of not more than two individuals to
33 be contacted if the applicant is injured or dies in a circumstance described
34 by subsection (a); and

35 (2) include a statement that describes the confidential nature of the
36 information and states that, by providing the division with the information,

1 the applicant consents to the limited disclosure and use of the information.

2 (d) The division shall establish and maintain on the division's website
3 forms and procedures that the holder of a driver's license, instruction
4 permit or non-driver's identification card may use to request that the
5 division:

6 (1) Add specific emergency contact information described in
7 subsection (a) to the appropriate file maintained by the division; or

8 (2) amend or delete emergency contact information the holder
9 previously provided to the division.

10 (e) The forms and procedures established and maintained under
11 subsection (d) shall:

12 (1) Comply with the requirements of subsection (c); and

13 (2) allow the holder of a driver's license, instruction permit or non-
14 driver's identification card, or an authorized agent of such holder, to add,
15 amend or delete information described by subsection (d) by *either*:

16 (A) Submitting an electronic form on the division's website; *or*

17 (B) *delivering or mailing a paper form to the division.*

18 (f) Subsection (b) shall not prohibit the division from disclosing
19 information to the holder of a driver's license, instruction permit or non-
20 driver's identification card, or such holder's authorized agent, or as
21 otherwise provided in K.S.A. 74-2012, and amendments thereto.

22 Sec. 2. This act shall take effect and be in force from and after its
23 publication in the statute book.