
DIGEST

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HB 54 Original

2020 Second Extraordinary Session

James

Abstract: Provides for the acceptance of digitized identification cards at places of business in the state of La.

Present law authorizes a resident to have a digitized driver's license or identification card provided by the Dept. of Public Safety and Corrections, office of motor vehicles, as an alternative to a physical driver's license or identification card (R.S. 32:411).

Proposed law retains present law.

Proposed law defines "consumer", "customer", "digitized identification card", "person", and "trade" or "commerce".

Proposed law requires a person who is engaged in trade or commerce to accept the digitized identification card of a consumer as a valid form of identification when identification is requested for the purpose of proving the consumer's identity. Further, proposed law provides that a copy, photograph, or image of a digitized identification card that is not downloaded through the application on a mobile device is not a valid digitized identification card.

Proposed law specifies that display of a digitized identification card does not serve as consent or authorization for a person to view, search, or access any other data or application on the mobile device and requires that a person promptly return the mobile device to the consumer once the person has had an opportunity to verify the consumer's identity and current status of the license or identification card.

Proposed law absolves the state and any of its agencies from liability as a result of the use or misuse of a digitized identification card.

(Adds R.S. 51:3211 and 3212)