

**CHAPTER 151****(HB 48)**

AN ACT relating to the identification of certified volunteer firefighters.

*Be it enacted by the General Assembly of the Commonwealth of Kentucky:*

SECTION 1. A NEW SECTION OF KRS CHAPTER 95A IS CREATED TO READ AS FOLLOWS:

- (1) *The Commission on Fire Protection Personnel Standards and Education shall implement a voluntary statewide certified volunteer firefighter identification program. The program shall issue a color photo nondriver's identification card to all certified volunteer firefighters. The purpose of this identification card shall be solely as proof of a volunteer firefighter's claim to be a certified volunteer firefighter.***
- (2) (a) *Application for a certified volunteer firefighter identification card or renewal of the identification card shall be on forms provided by the commission and accompanied by a statement from the commission that the applicant is a certified volunteer firefighter.***
  - (b) *The card shall contain the certified volunteer firefighter's name, birth date, and address. The card shall not contain the certified volunteer firefighter's Social Security number.***
  - (c) *At the time of making the application for the identification card, the certified volunteer firefighter shall pay to the clerk a fee of nine dollars (\$9). The clerk shall distribute the fee as follows:***
    - 1. *Three dollars (\$3) shall be forwarded to the Commission on Fire Protection Personnel Standards and Education to cover the commission's costs with regard to the issuance of the identification card;***
    - 2. *Four dollars (\$4) shall be forwarded to the Transportation Cabinet to cover the cabinet's costs with regard to the issuance of the identification card; and***
    - 3. *Two dollars (\$2) shall be forwarded to the Administrative Office of the Courts to be deposited in a trust and agency account for the circuit clerks and used for purposes of hiring additional deputy clerks and providing salary adjustments for deputy clerks.***
  - (d) *The card shall expire every year on the certified volunteer firefighter's birthday.***
- (3) *The descriptive data and a photo image of the certified volunteer firefighter shall be stored in the Kentucky Driver's License Information System and may be retrieved and used by public agencies subject to the provisions of the Driver Privacy Protection Act, 18 U.S.C. sec. 2721, may be used by the Kentucky Missing Persons Clearinghouse, and may also be obtained and used by news-gathering organizations.***
- (4) *The commission shall establish policies, procedures, and forms for both the application and the identification card by the promulgation of administrative regulations in accordance with the provisions of KRS Chapter 13A.***
- (5) *The chief of the fire department shall be responsible for collecting identification cards from any volunteer member of the fire department or fire district who:***
  - (a) *Loses his or her certification as a firefighter;***

- (b) Is suspended from the fire department;*
  - (c) Is no longer a member of the fire department; or*
  - (d) Becomes an inactive member of the fire department.*
- (6) The provisions of KRS 186.412 or any other statute relating to motor vehicle operator's licenses and nondriver identification cards to the contrary notwithstanding, the Transportation Cabinet may include the information required by this section on a nondriver identification card issued pursuant to KRS 186.412, subject to the following provisions:*
- (a) The nondriver identification card issued to a volunteer firefighter pursuant to this section shall constitute the certified volunteer firefighter identification card;*
  - (b) The nondriver identification card issued to a volunteer firefighter shall be renewed annually as provided in this section;*
  - (c) A certified volunteer firefighter may hold a nondriver identification card certifying the holder as a certified volunteer firefighter and may hold a motor vehicle or motorcycle operator's license, or both, at the same time; and*
  - (d) A certified volunteer firefighter may hold a nondriver identification card certifying the holder as a certified volunteer firefighter and may hold a commercial driver's license at the same time.*
- (7) The commission, the Administrative Office of the Courts, and the Transportation Cabinet shall cooperate to ensure the efficient functioning of the certified volunteer firefighter identification card program.*

**Approved March 18, 2005.**