

## **RULE 4 RULES FOR A DISABILITY SYMBOL TO BE PLACED ON A DRIVER LICENSE, IDENTIFICATION CARD OR IDENTIFICATION DOCUMENTS**

### **Purpose**

The purpose of this rule is to set forth regulations for placement of a disability identifier symbol on a driver license, identification card or Identification document, issuance of a driver license, identification card or identification document with the disability identifier symbol and requesting removal of the symbol.

### **Statutory Authority**

The statutory bases for this regulation are sections 24-4-103, 24-72.1-102(5), 42-1-204, 42-2-107, 42-2-113, 42-2-114, 42-2-302, 42-2-303 C.R.S. This regulation applies to documents issued under Title 42, Article 2, Parts 1, 3, and 5.

### **1.0 Definitions**

- 1.1** Applicant – Any natural person applying to the Department for a Colorado driver license, identification card or a Colorado Road and Community Safety Act identification document.
- 1.2** Department – The Colorado Department of Revenue.
- 1.3** Driver’s License – A driver’s license, minor driver’s license, or instruction permit.
- 1.4** Identification Card – Has the same meaning as defined in C.R.S. 42-2-303(1)(a).
- 1.5** Identification Documents – Has the same meaning as defined in C.R.S. 42-2-503(1).
- 1.6** Medical Professional - A physician licensed to practice medicine under article 204 of title 12 or practicing medicine under section 12-240-107(3)(i), a physician assistant licensed under section 12-240-113, a mental health professional licensed or certified under Article 245 or Title 12, an advanced practice nurse registered under Section 12-255-111, a person with a master’s degree in rehabilitation counseling, or a physician, physician assistant, mental health professional, or advanced practice registered nurse authorized to practice professionally by another state that shares a common border with Colorado.

### **2.0 Disability Identifier Symbol**

- 2.1** The Department will consult with relevant stakeholders and develop a discrete disability symbol that represents all types of disabilities, including cognitive disabilities, neurological diversities, mental health disorders, sensory needs, chronic illness, chronic pain, and physical disabilities.

### **3.0 Application for a Disability Identifier Symbol**

**3.1** In accordance with C.R.S. 42-2-114(12) and 42-2-303(6), before issuing or renewing a driver license or identification card bearing a disability identifier symbol, the Department must:

3.1.1 Receive a “Colorado Driver License/Identification Card Application for Disability Identifier Symbol” (DR????) completed by the applicant and signed by a medical professional, under penalty of perjury, **affirming and verifying that:**

3.1.1.1 The applicant has a disability as defined in the federal “Americans with Disabilities Act of 1990”, 42 U.S.C. Sec. 12101 et seq., and

3.1.1.2 The disability interferes with the applicant’s ability to effectively communicate with a peace officer.

#### **4.0 Removal of the Disability Identifier Symbol**

**4.1** An applicant may choose to remove the disability identifier symbol. The Department shall issue the applicant a new driver license, identification card or Identification document without the disability identifier symbol and shall not charge a fee.