

1 ENGROSSED HOUSE AMENDMENT
TO
2 ENGROSSED SENATE BILL NO. 48

By: Anderson, Ellis, Gumm,
Crain, Bingman, Leftwich,
3 Stanislawski, Garrison,
Sweeden, Lerblance,
4 Newberry, Brown, Brogdon,
Halligan, Ballenger,
5 Easley, Justice, Branan,
Reynolds, Barrington and
6 Myers of the Senate

7 and

8 Jackson of the House
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12 An Act relating to identification documents; amending
21 O.S. 2001, Section 1550.42, as amended by Section
13 4, Chapter 112, O.S.L. 2007 (21 O.S. Supp. 2008,
Section 1550.42), which relates to entities
14 authorized to print identification documents; * * *
15 defining circumstance under which proof may be
required; and declaring an emergency.

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18 AUTHORS: Add the following House Coauthors: Tibbs, Martin (Steve),
Walker and Wright (Harold)
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20 AMENDMENT NO. 1. Strike the title, enacting clause and entire bill
and insert
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22 "(identification documents - temporary driver

23 licenses - renewal procedure -

24 emergency)

1 SECTION 1. AMENDATORY 21 O.S. 2001, Section 1550.42, as
2 amended by Section 4, Chapter 112, O.S.L. 2007 (21 O.S. Supp. 2008,
3 Section 1550.42), is amended to read as follows:

4 Section 1550.42 A. The following entities may create, publish
5 or otherwise manufacture an identification document, identification
6 card, or identification certificate and may possess an engraved
7 plate or other such device for the printing of such identification;
8 provided, the name of the issuing entity shall be clearly printed
9 upon the face of the identification:

10 1. Businesses, companies, corporations, service organizations
11 and federal, state and local governmental agencies for employee
12 identification which is designed to identify the bearer as an
13 employee;

14 2. Businesses, companies, corporations and service
15 organizations for customer identification which is designed to
16 identify the bearer as a customer or member;

17 3. Federal, state and local government agencies for purposes
18 authorized or required by law or any legitimate purpose consistent
19 with the duties of such an agency, including, but not limited to,
20 voter identification cards, driver licenses, nondriver
21 identification cards, passports, birth certificates and social
22 security cards;

23 4. Any public school or state or private educational
24 institution, as defined by Sections 1-106, 21-101 or 3102 of Title

1 70 of the Oklahoma Statutes, to identify the bearer as an
2 administrator, faculty member, student or employee;

3 5. Any professional organization or labor union to identify the
4 bearer as a member of the professional organization or labor union;
5 and

6 6. Businesses, companies or corporations which manufacture
7 medical-alert identification for the wearer thereof.

8 B. All identification documents as provided for in paragraph 3
9 or 4 of subsection A of this section shall be issued only to United
10 States citizens, nationals and legal permanent resident aliens.

11 C. The provisions of subsection B of this section shall not
12 apply when an applicant presents, in person, valid documentary
13 evidence of:

14 1. A valid, unexpired immigrant or nonimmigrant visa status for
15 admission into the United States;

16 2. A pending or approved application for asylum in the United
17 States;

18 3. Admission into the United States in refugee status;

19 4. A pending or approved application for temporary protected
20 status in the United States;

21 5. Approved deferred action status; or

22 6. A pending application for adjustment of status to legal
23 permanent residence status or conditional resident status.

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1 Upon approval, the applicant may be issued an identification
2 document provided for in paragraph 3 or 4 of subsection A of this
3 section. Such identification document shall be valid only during
4 the period of time of the authorized stay of the applicant in the
5 United States or, if there is no definite end to the period of
6 authorized stay, a period of one (1) year. Any identification
7 document issued pursuant to the provisions of this subsection shall
8 clearly indicate that it is temporary and shall state the date that
9 the identification document expires. Such identification document
10 may be renewed only upon presentation of valid documentary evidence
11 that the status by which the applicant qualified for the
12 identification document has been extended by the United States
13 Citizenship and Immigration Services or other authorized agency of
14 the United States Department of Homeland Security.

15 D. The provisions of subsection B of this section shall not
16 apply to an identification document described in paragraph 4 of
17 subsection A of this section that is only valid for use on the
18 campus or facility of that educational institution and includes a
19 statement of such restricted validity clearly and conspicuously
20 printed upon the face of the identification document.

21 E. Any driver license issued to a person who is not a United
22 States citizen, national or legal permanent resident alien for which
23 an application has been made for renewal, duplication or reissuance
24 shall be presumed to have been issued in accordance with the

1 provisions of subsection C of this section; provided that, at the
2 time the application is made, the driver license has not expired, or
3 been cancelled, suspended or revoked. The requirements of
4 subsection C of this section shall apply, however, to a renewal,
5 duplication or reissuance if the Department of Public Safety is
6 notified by a local, state or federal government agency of
7 information in the possession of the agency indicating a reasonable
8 suspicion that the individual seeking such renewal, duplication or
9 reissuance is present in the United States in violation of law. The
10 provisions of this subsection shall not apply to United States
11 citizens, nationals or legal permanent resident aliens.

12 F. Unless otherwise prescribed by law, any driver license
13 originally issued to a United States citizen, national or legal
14 permanent resident alien for which an application has been made for
15 renewal, duplication or reissuance shall be presumed to have been
16 originally issued in accordance with the provisions of subsection B
17 of this section, and shall be renewed, duplicated or reissued
18 without documentary proof of United States citizenship, nationality
19 or permanent resident alien status, whether or not such driver
20 license has expired at the time the application is made. However,
21 proof of United States citizenship, nationality or permanent
22 resident alien status shall be required at the time the application
23 is made if the Department of Public Safety has been notified by a
24 local, state or federal government agency of information in the

1 possession of the agency indicating a reasonable suspicion that the
2 individual seeking such renewal, duplication or reissuance is
3 present in the United States in violation of law.

4 SECTION 2. It being immediately necessary for the preservation
5 of the public peace, health and safety, an emergency is hereby
6 declared to exist, by reason whereof this act shall take effect and
7 be in full force from and after its passage and approval."

8 Passed the House of Representatives the 20th day of April, 2009.

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11 _____
12 Presiding Officer of the House of
Representatives

13 Passed the Senate the ____ day of _____, 2009.

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17 Presiding Officer of the Senate

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