

THE HOUSE OF REPRESENTATIVES  
Monday, April 13, 2009

Committee Substitute for  
ENGROSSED  
Senate Bill No. 48

COMMITTEE SUBSTITUTE FOR ENGROSSED SENATE BILL NO. 48 - By:  
ANDERSON, ELLIS, GUMM, CRAIN, BINGMAN, LEFTWICH, STANISLAWSKI,  
GARRISON, SWEEDEN, LERBLANCE, NEWBERRY, BROWN, BROGDON,  
HALLIGAN, BALLENGER, EASLEY, JUSTICE, BRANAN, REYNOLDS,  
BARRINGTON AND MYERS of the Senate and JACKSON of the House.

( identification documents - temporary driver licenses - renewal procedure –  
emergency )

1 SECTION 1. AMENDATORY 21 O.S. 2001, Section 1550.42, as amended by  
2 Section 4, Chapter 112, O.S.L. 2007 (21 O.S. Supp. 2008, Section 1550.42), is amended to  
3 read as follows:  
4 Section 1550.42 A. The following entities may create, publish or otherwise  
5 manufacture an identification document, identification card, or identification certificate  
6 and may possess an engraved plate or other such device for the printing of such  
7 identification; provided, the name of the issuing entity shall be clearly printed upon the  
8 face of the identification:  
9 1. Businesses, companies, corporations, service organizations and federal, state and  
10 local governmental agencies for employee identification which is designed to identify the  
11 bearer as an employee;

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

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

7           4. Any public school or state or private educational institution, as defined by  
8 Sections 1-106, 21-101 or 3102 of Title 70 of the Oklahoma Statutes, to identify the  
9 bearer as an administrator, faculty member, student or employee;

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

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

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

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

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

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

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

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

3 5. Approved deferred action status; or

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

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

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

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

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

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

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

6 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY, dated 04-09-09 - DO  
7 PASS, As Amended.