

COMMITTEE AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB3809 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by
inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Amendment submitted by: Mickey Dollens

Adopted: _____

Reading Clerk

STATE OF OKLAHOMA

2nd Session of the 59th Legislature (2024)

PROPOSED COMMITTEE
SUBSTITUTE
FOR
HOUSE BILL NO. 3809

By: Dollens

PROPOSED COMMITTEE SUBSTITUTE

An Act relating to homeless persons; amending 47 O.S. 2021, Section 6-105.3, as last amended by Section 6, Chapter 47, 1st Extraordinary Session, O.S.L. 2023 (47 O.S. Supp. 2023, Section 6-105.3), which relates to identification cards for Oklahoma residents; exempting homeless persons from replacement fee; defining term; amending 63 O.S. 2021, Section 1-325, which relates to fees for certified copies of records; exempting homeless persons from fee for certified copy of birth certificate; establishing requirements for exemption; defining term; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 47 O.S. 2021, Section 6-105.3, as last amended by Section 6, Chapter 47, 1st Extraordinary Session, O.S.L. 2023 (47 O.S. Supp. 2023, Section 6-105.3), is amended to read as follows:

Section 6-105.3 A. In addition to the licenses to operate motor vehicles, the Department of Public Safety may issue cards to Oklahoma residents for purposes of identification only. The identification cards shall be issued, renewed, replaced, canceled

1 and denied in the same manner as driver licenses in this state. A
2 licensee whose record reflects a notation of the person's proof of
3 legal presence, verified by the U.S. Department of Homeland
4 Security, or proof of U.S. citizenship, may obtain a REAL ID
5 Compliant Identification Card or a Noncompliant Identification Card
6 from a motor license agent or the Department of Public Safety,
7 regardless of the status of the license held by the licensee.
8 Provided, the licensee must comply with all REAL ID documentation
9 requirements to obtain a REAL ID Compliant Identification Card. A
10 person shall not apply for or possess more than one state-issued or
11 territory-issued REAL ID Compliant Identification Card pursuant to
12 the provisions of Section 6-101 of this title.

13 The application for an identification card by any person under
14 the age of eighteen (18) years shall be signed and verified by a
15 custodial legal parent or legal guardian, either in person before a
16 person authorized to administer oaths or electronically if
17 completing an online application, or a notarized affidavit signed by
18 a custodial legal parent or legal guardian submitted before a person
19 authorized to administer oaths by the person under the age of
20 eighteen (18) years with the application. Except as otherwise
21 provided in this section, the identification cards shall be valid
22 for a period of either four (4) years from the month of issuance or
23 eight (8) years from the month of issuance; however, the
24

1 identification cards issued to persons sixty-five (65) years of age
2 or older shall be valid indefinitely from the month of issuance.

3 B. 1. The Department of Corrections shall coordinate with the
4 Department of Public Safety to provide REAL ID Noncompliant
5 Identification Cards to all inmates who do not have a current state-
6 issued identification card or driver license upon their release from
7 custody. The identification cards shall be issued, replaced,
8 canceled and denied in the same manner as driver licenses in this
9 state.

10 2. The Department of Public Safety shall allow the use of a
11 certified copy of a birth certificate coupled with a Department of
12 Corrections-issued consolidated record card to serve as a valid form
13 of photo identification documentation to obtain a REAL ID
14 Noncompliant Identification Card.

15 3. REAL ID Noncompliant Identification Cards issued with a
16 consolidated record card from the Department of Corrections for
17 inmates shall be valid for a period of four (4) years from the month
18 of issuance for an allowable fee to be determined by the Department
19 of Public Safety and are nonrenewable and nontransferable.

20 4. The fee charged for the issuance or replacement of a REAL ID
21 Noncompliant Identification Card pursuant to this subsection shall
22 be deposited in the Department of Public Safety Revolving Fund.
23 Provided, however, REAL ID Noncompliant Identification Cards issued
24 to individuals required to register pursuant to the Sex Offenders

1 Registration Act shall only be valid for a period of one (1) year.
2 No person sixty-five (65) years of age or older shall be charged a
3 fee for a REAL ID Noncompliant Identification Card.

4 5. The Department of Public Safety is authorized to promulgate
5 rules and procedures to implement the provisions of this subsection.

6 C. No person shall hold more than one state-issued or
7 territory-issued REAL ID Compliant Driver License or REAL ID
8 Compliant Identification Card, as defined in subsection G of Section
9 6-101 of this title. The Department shall not issue a REAL ID
10 Compliant Identification Card to any applicant who has been
11 previously issued a REAL ID Compliant Driver License or REAL ID
12 Compliant Identification Card unless such license or identification
13 card has been surrendered to the Department by the applicant. The
14 Department may promulgate rules related to the issuance of
15 replacement REAL ID Compliant Identification Cards in the event of
16 loss or theft.

17 D. The fee charged for the issuance or renewal of a REAL ID
18 Compliant Identification Card shall be Twenty-five Dollars (\$25.00)
19 for a 4-year card and Fifty Dollars (\$50.00) for an 8-year card.
20 The fee charged for the issuance or renewal of a REAL ID
21 Noncompliant Identification Card pursuant to this section shall be
22 Twenty-five Dollars (\$25.00) for a 4-year card and Fifty Dollars
23 (\$50.00) for an 8-year card; however, no person sixty-five (65)
24 years of age or older, or a one hundred percent (100%) disabled

1 veteran described in subsection P of Section 6-101 of this title,
2 shall be charged a fee for an identification card. Of each fee
3 charged pursuant to the provisions of this subsection:

4 1. Seven Dollars (\$7.00) of a 4-year card and Fourteen Dollars
5 (\$14.00) of an 8-year card shall be apportioned as provided in
6 Section 1104 of this title;

7 2. Three Dollars (\$3.00) of a 4-year card and Six Dollars
8 (\$6.00) of an 8-year card shall be credited to the Department of
9 Public Safety Computer Imaging System Revolving Fund to be used
10 solely for the purpose of the administration and maintenance of the
11 computerized imaging system of the Department;

12 3. Ten Dollars (\$10.00) of a 4-year card and Twenty Dollars
13 (\$20.00) of an 8-year card shall be deposited in the Department of
14 Public Safety Revolving Fund;

15 4. Three Dollars (\$3.00) of a 4-year card and Six Dollars
16 (\$6.00) of an 8-year card shall be deposited to the State Public
17 Safety Fund created in Section 2-147 of this title; and

18 5. Two Dollars (\$2.00) for a 4-year card and Four Dollars
19 (\$4.00) for an 8-year card of the fee authorized by this subsection
20 related to the issuance or renewal of an identification card by a
21 motor license agent that does process approved applications or
22 renewals for REAL ID Compliant and REAL ID ~~Non-Compliant~~
23 Noncompliant Driver Licenses or Identification Cards shall be
24 retained by the licensed operator through June 30, 2023. Beginning

1 July 1, 2023, these monies shall be retained by the licensed
2 operator pursuant to subsection E of Section 1141.1 of this title.

3 E. The fee charged for replacement of a REAL ID Compliant
4 Identification Card, or REAL ID ~~Non-Compliant~~ Noncompliant
5 Identification Card, shall be Twenty-five Dollars (\$25.00); however,
6 no person sixty-five (65) years of age or older and no homeless
7 person who submits proof of temporary residence through a social
8 worker or the coordinator of an emergency shelter for the homeless
9 where the person is temporarily residing shall be charged a fee for
10 ~~an~~ a 4-year identification card replacement. No more than one 4-
11 year identification card replacement furnished to a homeless person
12 pursuant to this subsection shall be provided without a fee. For
13 the purposes of this section, "homeless person" means a person who
14 is unable to secure permanent, fixed, and stable housing as
15 determined by a social worker or the coordinator of an emergency
16 shelter for the homeless. Of each fee charged pursuant to the
17 provisions of this subsection:

18 1. Seven Dollars (\$7.00) shall be apportioned as provided in
19 Section 1104 of this title;

20 2. Three Dollars (\$3.00) shall be credited to the Department of
21 Public Safety Computer Imaging System Revolving Fund to be used
22 solely for the purpose of the administration and maintenance of the
23 computerized imaging system of the Department;

1 3. Ten Dollars (\$10.00) shall be deposited in the Department of
2 Public Safety Revolving Fund;

3 4. Three Dollars (\$3.00) shall be deposited to the State Public
4 Safety Fund created in Section 2-147 of this title; and

5 5. Two Dollars (\$2.00) of the fee authorized by this subsection
6 related to the replacement of an identification card by a motor
7 license agent that does process approved applications or renewals
8 for REAL ID Compliant or REAL ID ~~Non-Compliant~~ Noncompliant Driver
9 Licenses or Identification Cards shall be retained by the licensed
10 operator through June 30, 2023. Beginning July 1, 2023, these
11 monies shall be retained by the licensed operator pursuant to
12 subsection E of Section 1141.1 of this title.

13 F. The Oklahoma Tax Commission is hereby authorized to
14 reimburse, from funds available to that agency, each motor license
15 agent issuing an identification card to a person sixty-five (65)
16 years of age or older, an amount not to exceed One Dollar (\$1.00)
17 for each card or driver license so issued through June 30, 2023.
18 The Tax Commission shall develop procedures for claims for
19 reimbursement.

20 G. Notwithstanding any other provision of law, when a person
21 makes application for a new identification card, or makes
22 application to renew an identification card, and the person has been
23 convicted of, or received a deferred judgment for, any offense
24 required to register pursuant to the Sex Offenders Registration Act,

1 the identification card shall be valid for a period of one (1) year
2 from the month of issuance, but may be renewed yearly during the
3 time the person is subject to registration on the Sex Offender
4 Registry. The cost for such identification card shall be the same
5 as for other identification cards and renewals.

6 H. Nothing in this section requires or authorizes the
7 Department of Public Safety to issue a REAL ID Noncompliant
8 Identification Card without the documentation required by the
9 provisions of paragraph 9 of subsection A of Section 6-103 of this
10 title.

11 SECTION 2. AMENDATORY 63 O.S. 2021, Section 1-325, is
12 amended to read as follows:

13 Section 1-325. The State Board of Health shall prescribe the
14 fees to be paid for certified copies of certificates or records, or
15 for a search of the files or records when no copy is made.

16 The collection of such fees may be accomplished by acceptance of
17 cash, money orders, credit cards, organization or personal checks;
18 in the event money orders or checks are proved to be noncollectible,
19 neither the Board of Health, the Commissioner of Health, nor any of
20 the employees of the State Department of Health will be held
21 responsible and personally liable; it is further required that no
22 additional certified copies of records may be delivered to persons
23 on whom noncollectible drafts remain outstanding.

1 A search and a verification of birth facts shall be furnished
2 free of charge to any person volunteering for enlistment into a
3 branch of the Armed Forces of the United States, upon written
4 request therefor by an officer of the Armed Forces representing the
5 interests of such person who shall be volunteering for service.

6 A certified copy of a birth certificate shall be furnished,
7 without fee, upon request by a homeless person, provided that the
8 person submits a request through a social worker or the coordinator
9 of an emergency shelter for the homeless where the person is
10 temporarily residing. The request shall be submitted on the
11 emergency shelter's letterhead and shall include the shelter's
12 employer identification number and an attestation by the coordinator
13 that the person requesting the birth certificate is currently
14 homeless and residing at the shelter, or the request shall be
15 submitted on the social worker's agency or professional practice
16 letterhead and shall include the agency's or the professional
17 practice's employer identification number and an attestation by the
18 social worker that the person requesting the birth certificate is
19 currently homeless. A certified copy of a birth certificate
20 furnished pursuant to this paragraph shall be submitted to the
21 social worker or coordinator who submitted the request. No more
22 than one certified copy of a birth certificate furnished to a
23 homeless person pursuant to this paragraph shall be provided without
24 a fee. For the purposes of this section, "homeless person" means a

1 person who is unable to secure permanent, fixed, and stable housing
2 as determined by a social worker or the coordinator of an emergency
3 shelter for the homeless.

4 SECTION 3. This act shall become effective November 1, 2024.

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