

First Regular Session
Seventieth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 15-0154.01 Jery Payne x2157

SENATE BILL 15-066

SENATE SPONSORSHIP

Ulibarri,

HOUSE SPONSORSHIP

(None),

Senate Committees

State, Veterans, & Military Affairs

House Committees

A BILL FOR AN ACT

101 CONCERNING AN EXPANSION OF THE TYPES OF GOVERNMENT
102 DOCUMENTS THAT ARE LEGALLY SUFFICIENT AS A BASIS FOR
103 THE DEPARTMENT OF REVENUE TO ISSUE IDENTIFICATION
104 DOCUMENTS TO PERSONS WHO ARE NOT PERMANENT LAWFUL
105 RESIDENTS.

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)

Currently, a person who is not lawfully present in the United States must produce a taxpayer identification number, among other documents,

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

in order to obtain a driver's license or identification card. **Section 1** of the bill expands this requirement so that a person may produce a social security number instead. Currently, the applicant must also document that the applicant has been a resident in Colorado for the last 24 months. Section 1 clarifies that the documentation need not account for every day of those 24 months.

Currently, a person who is temporarily lawfully present may obtain a driver's license. **Section 2** clarifies that an international student need not surrender a driver's license issued in a foreign jurisdiction.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, 42-2-505, **amend** (1)

3 (b) (II) and (1) (c) as follows:

4 **42-2-505. Identification documents - individuals not lawfully**

5 **present. (1) Documents issued.** An individual who is not lawfully

6 present may apply for an identification document in accordance with this

7 part 5. The department shall issue an identification document to an

8 applicant who:

9 (b) (II) Signs an affidavit that the applicant has continuously been
10 a resident in Colorado for the immediately preceding twenty-four months
11 and presents evidence of residence in Colorado for the immediately
12 preceding twenty-four months that:

13 (A) Conforms to the standards of Pub.L. 109-13, Division B, Title
14 II, sec. 201 et seq. or any rules promulgated under Pub.L. 109-13,
15 Division B, Title II, sec. 201 et seq.; and

16 (B) ACCOUNTS FOR AS MUCH OF THE PERIOD AS REASONABLY
17 POSSIBLE; EXCEPT THAT EVERY DAY OR MONTH OF THE PERIOD NEED NOT
18 BE ACCOUNTED FOR THROUGH DIRECT EVIDENCE; AND

19 (c) Documents ONE OF THE FOLLOWING:

20 (I) An individual taxpayer identification number issued by AN

1 AGENCY OF the United States ~~internal revenue service~~ GOVERNMENT; OR

2 (II) A SOCIAL SECURITY NUMBER ISSUED BY AN AGENCY OF THE
3 UNITED STATES GOVERNMENT; and

4 **SECTION 2.** In Colorado Revised Statutes, 42-2-506, **add** (2) as
5 follows:

6 **42-2-506. Identification documents - individuals temporarily**
7 **lawfully present.** (2) TO OBTAIN AN IDENTIFICATION DOCUMENT, AN
8 INTERNATIONAL STUDENT NEED NOT SURRENDER A DRIVER'S LICENSE
9 ISSUED BY THE GOVERNMENT OF A FOREIGN COUNTRY.

10 **SECTION 3. Act subject to petition - effective date.** This act
11 takes effect at 12:01 a.m. on the day following the expiration of the
12 ninety-day period after final adjournment of the general assembly (August
13 5, 2015, if adjournment sine die is on May 6, 2015); except that, if a
14 referendum petition is filed pursuant to section 1 (3) of article V of the
15 state constitution against this act or an item, section, or part of this act
16 within such period, then the act, item, section, or part will not take effect
17 unless approved by the people at the general election to be held in
18 November 2016 and, in such case, will take effect on the date of the
19 official declaration of the vote thereon by the governor.