

House Bill 2930

Sponsored by Representative SHIELDS; Representatives BUCKLEY, DINGFELDER, D EDWARDS, GILMAN, GREENLICK, KOTEK, READ, G SMITH, TOMEI

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Allows Department of Transportation to waive issuance, renewal or replacement fee of identification card for indigent person.

A BILL FOR AN ACT

1
2 Relating to fee waiver of identification cards; amending ORS 807.400.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 807.400 is amended to read:

5 807.400. (1) The Department of Transportation shall issue an identification card to any person
6 who:

7 (a) Is domiciled in or resident of this state, as described in ORS 807.062;

8 (b) Does not have a current, valid driver license; and

9 (c) Furnishes such evidence of the person's age and identity as the department may require.

10 (2) The department shall work with other agencies and organizations to attempt to improve the
11 issuance system for identification cards.

12 (3) Every original application for an identification card must be signed by the applicant. The
13 department shall require at least one document to verify the address of an applicant for issuance
14 of an identification card in addition to other documents the department may require of the applicant.
15 If the address of an applicant has changed since the last time an identification card was issued to
16 or renewed for the applicant, the department shall require proof to verify the address of an applicant
17 for renewal of an identification card, in addition to anything else the department may require.

18 (4) Every identification card shall be issued upon the standard license form described under ORS
19 807.110 and shall bear a statement to the effect that the identification card is not a license or any
20 other grant of driving privileges to operate a motor vehicle and is to be used for identification
21 purposes only. The department shall use the same security procedures, processes, materials and
22 features for an identification card as are required for a license under ORS 807.110.

23 (5) Upon order of the juvenile court, the department shall include on the card the fact that the
24 person issued the identification card is an emancipated minor.

25 (6) Each original identification card shall expire on a date consistent with the expiration dates
26 of licenses as set forth in ORS 807.130.

27 (7) Identification cards shall be renewed under the terms for renewal of licenses as set forth in
28 ORS 807.150.

29 (8) The fee for an original identification card or a renewal thereof shall be the fee established
30 under ORS 807.410. In no event shall the issuance or renewal of an identification card be subject
31 to any fee in addition to that set forth in ORS 807.410.

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted.
New sections are in **boldfaced** type.

1 (9) An identification card becomes invalid if the holder of the card changes residence address
2 from that shown on the identification card and does not provide the department with notice of the
3 change as required under ORS 807.420.

4 (10) If a person to whom an identification card was issued and who changes residence address
5 appears in person at a department office that issues identification cards, the department may do any
6 of the following:

7 (a) Issue a replacement identification card containing the new address upon receipt of the old
8 identification card and payment of the fee established for issuing a replacement identification card
9 with a changed address under ORS 807.410. Except as otherwise provided in subsection (12) of this
10 section, the replacement identification card shall bear the same distinguishing number as the card
11 being replaced.

12 (b) Note the new address on the old identification card in a manner to be determined by the
13 department.

14 (11) An identification card becomes invalid if the holder of the card changes the person's name
15 from that shown on the card, including a change of name by marriage, without providing the de-
16 partment with notice of the change as required under ORS 807.420. Upon receiving such notice and
17 the old identification card, the department shall issue a replacement identification card upon pay-
18 ment of the fee required under ORS 807.410.

19 (12) In the event that, for a reason identified by the department by rule, a person needs a re-
20 placement identification card that bears a different distinguishing number from the card being re-
21 placed, the person to whom the card was issued may obtain a replacement card from the department
22 upon furnishing proof satisfactory to the department of the need for such replacement and payment
23 of the replacement fee under ORS 807.410.

24 (13) The department may establish by rule reasons for issuing replacement identification cards
25 that are in addition to the reasons identified in subsections (10) to (12) of this section. The fee for
26 a replacement identification card is provided under ORS 807.410.

27 (14) Upon cancellation of an identification card, the card is terminated and must be surrendered
28 to the department. An identification card may be canceled for any of the reasons that driving priv-
29 ileges or a license may be canceled under ORS 809.310. The department may reissue an identifica-
30 tion card canceled under this subsection when the applicant has satisfied all requirements for the
31 identification card.

32 (15) Notwithstanding any other provision of this section, the department may issue an identifi-
33 cation card to a person under this subsection without charge when the person surrenders a license
34 or driver permit to the department for reasons described in this subsection. If the department issues
35 an identification card under this subsection, the identification card shall expire at the same time
36 as the surrendered driver license or driver permit would have expired. An identification card issued
37 under this subsection is subject to the same requirements and fees for renewal or upon expiration
38 as any other identification card issued under this section. The department may issue identification
39 cards under this subsection as described under any of the following:

40 (a) The department may issue an identification card under this subsection to a person who vol-
41 untarily surrenders a license or driver permit to the department based upon the person's recognition
42 that the person is no longer competent to drive.

43 (b) The department may issue an identification card to a person under this subsection when the
44 person's driving privileges are suspended under ORS 809.419 (1). This paragraph only applies if the
45 person voluntarily surrenders the person's license or driver permit to the department as provided

1 under ORS 809.500.

2 **(16) Notwithstanding any other provision of this section, the department may issue, re-**
3 **new or replace an identification card under this subsection for an indigent person without**
4 **charge.**

5 **SECTION 2.** ORS 807.400, as amended by section 8, chapter 775, Oregon Laws 2005, is amended
6 to read:

7 807.400. (1) The Department of Transportation shall issue an identification card to any person
8 who:

9 (a) Is domiciled in or resident of this state, as described in ORS 807.062;

10 (b) Does not have a current, valid driver license;

11 (c) Furnishes such evidence of the person's age and identity as the department may require; and

12 (d) Submits to collection of biometric data by the department that establish the identity of the
13 person as provided in ORS 807.024.

14 (2) The department shall work with other agencies and organizations to attempt to improve the
15 issuance system for identification cards.

16 (3) Every original application for an identification card must be signed by the applicant. The
17 department shall require at least one document to verify the address of an applicant for issuance
18 of an identification card in addition to other documents the department may require of the applicant.
19 If the address of an applicant has changed since the last time an identification card was issued to
20 or renewed for the applicant, the department shall require proof to verify the address of an applicant
21 for renewal of an identification card, in addition to anything else the department may require.

22 (4) Every identification card shall be issued upon the standard license form described under ORS
23 807.110 and shall bear a statement to the effect that the identification card is not a license or any
24 other grant of driving privileges to operate a motor vehicle and is to be used for identification
25 purposes only. The department shall use the same security procedures, processes, materials and
26 features for an identification card as are required for a license under ORS 807.110.

27 (5) Upon order of the juvenile court, the department shall include on the card the fact that the
28 person issued the identification card is an emancipated minor.

29 (6) Each original identification card shall expire on a date consistent with the expiration dates
30 of licenses as set forth in ORS 807.130.

31 (7) Identification cards shall be renewed under the terms for renewal of licenses as set forth in
32 ORS 807.150.

33 (8) The fee for an original identification card or a renewal thereof shall be the fee established
34 under ORS 807.410.

35 (9) An identification card becomes invalid if the holder of the card changes residence address
36 from that shown on the identification card and does not provide the department with notice of the
37 change as required under ORS 807.420.

38 (10) If a person to whom an identification card was issued and who changes residence address
39 appears in person at a department office that issues identification cards, the department may do any
40 of the following:

41 (a) Issue a replacement identification card containing the new address upon receipt of the old
42 identification card and payment of the fee established for issuing a replacement identification card
43 with a changed address under ORS 807.410. Except as otherwise provided in subsection (12) of this
44 section, the replacement identification card shall bear the same distinguishing number as the card
45 being replaced.

1 (b) Note the new address on the old identification card in a manner to be determined by the
 2 department.

3 (11) An identification card becomes invalid if the holder of the card changes the person's name
 4 from that shown on the card, including a change of name by marriage, without providing the de-
 5 partment with notice of the change as required under ORS 807.420. Upon receiving such notice and
 6 the old identification card, the department shall issue a replacement identification card upon pay-
 7 ment of the fee required under ORS 807.410.

8 (12) In the event that, for a reason identified by the department by rule, a person needs a re-
 9 placement identification card that bears a different distinguishing number from the card being re-
 10 placed, the person to whom the card was issued may obtain a replacement card from the department
 11 upon furnishing proof satisfactory to the department of the need for such replacement and payment
 12 of the replacement fee under ORS 807.410.

13 (13) The department may establish by rule reasons for issuing replacement identification cards
 14 that are in addition to the reasons identified in subsections (10) to (12) of this section. The fee for
 15 a replacement identification card is provided under ORS 807.410.

16 (14) Upon cancellation of an identification card, the card is terminated and must be surrendered
 17 to the department. An identification card may be canceled for any of the reasons that driving priv-
 18 ileges or a license may be canceled under ORS 809.310. The department may reissue an identifica-
 19 tion card canceled under this subsection when the applicant has satisfied all requirements for the
 20 identification card.

21 (15) Notwithstanding any other provision of this section, the department may issue an identifi-
 22 cation card to a person under this subsection without charge when the person surrenders a license
 23 or driver permit to the department for reasons described in this subsection. If the department issues
 24 an identification card under this subsection, the identification card shall expire at the same time
 25 as the surrendered driver license or driver permit would have expired. An identification card issued
 26 under this subsection is subject to the same requirements and fees for renewal or upon expiration
 27 as any other identification card issued under this section. The department may issue identification
 28 cards under this subsection as described under any of the following:

29 (a) The department may issue an identification card under this subsection to a person who vol-
 30 untarily surrenders a license or driver permit to the department based upon the person's recognition
 31 that the person is no longer competent to drive.

32 (b) The department may issue an identification card to a person under this subsection when the
 33 person's driving privileges are suspended under ORS 809.419 (1). This paragraph only applies if the
 34 person voluntarily surrenders the person's license or driver permit to the department as provided
 35 under ORS 809.500.

36 **(16) Notwithstanding any other provision of this section, the department may issue, re-**
 37 **new or replace an identification card under this subsection for an indigent person without**
 38 **charge.**