

D R A F T

SUMMARY

Requires Department of Veterans' Affairs to establish and implement process for eligible veterans under HUD-Veterans Affairs Supportive Housing Program to obtain single criminal records check for presentation to owners of qualified rental units.

Requires Department of Transportation to issue identification card to eligible veterans upon presentation of proof of participation in HUD-Veterans Affairs Supportive Housing Program.

A BILL FOR AN ACT

1
2 Relating to eligible veterans under HUD-Veterans Affairs Supportive Hous-
3 ing Program; creating new provisions; and amending ORS 807.400.

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

5 **SECTION 1. (1) As used in this section:**

6 (a) **“Eligible veteran” means a homeless veteran determined to be**
7 **eligible for rental assistance under the HUD-Veterans Affairs Sup-**
8 **portive Housing Program, and the eligible veteran’s family.**

9 (b) **“Program” means the HUD-Veterans Affairs Supportive Housing**
10 **Program under 42 U.S.C. 1437f(o)(19).**

11 (2) **The Department of Veterans’ Affairs shall establish and imple-**
12 **ment a process by which an eligible veteran may obtain a single**
13 **criminal records check to be used to satisfy the requirements of any**
14 **owner of qualified rental units selected by the eligible veteran and the**
15 **veteran’s family for tenancy and to whom federal rent subsidy pay-**
16 **ments are or will be made under the program.**

17 (3) **The department may charge the eligible veteran no more than**
18 **a single fee to conduct or obtain the criminal records check under this**

1 **section.**

2 (4) **The department and the state agency responsible for adminis-**
3 **tering the program in this state may not require an eligible veteran**
4 **to submit to more than one criminal records check conducted or ob-**
5 **tained under this section.**

6 (5) **The department shall provide an eligible veteran with written**
7 **verification of the veteran's eligibility to participate in the program,**
8 **including written documentation of the results of the criminal records**
9 **check, for the purpose of participating in the program and obtaining**
10 **an identification card as provided in ORS 807.400 (19).**

11 (6) **The department shall adopt rules to implement the provisions**
12 **of this section.**

13 **SECTION 2.** ORS 807.400 is amended to read:

14 807.400. (1) The Department of Transportation shall issue an identification
15 card to any person who:

16 (a) Is domiciled in or is a resident of this state, as described in ORS
17 807.062;

18 (b) As required by ORS 807.021 and 807.730, provides the Social Security
19 number assigned to the person by the United States Social Security Admin-
20 istration and proof of legal presence in the United States or, if the person
21 is not eligible for a Social Security number, proof of legal presence in the
22 United States and proof that the person is not eligible for a Social Security
23 number;

24 (c) Does not have a current, valid driver license;

25 (d) Furnishes evidence of the person's full legal name, age and identity
26 as the department may require; and

27 (e) Submits to collection of biometric data by the department that estab-
28 lish the identity of the person as provided in ORS 807.024.

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

31 (3) Every original application for an identification card must be signed

1 by the applicant. The department shall require at least one document to
2 verify the address of an applicant for issuance of an identification card in
3 addition to other documents the department may require of the applicant. If
4 the address of an applicant has changed since the last time an identification
5 card was issued to or renewed for the applicant, the department shall require
6 proof to verify the address of the applicant for renewal of an identification
7 card, in addition to anything else the department may require.

8 (4) Every identification card shall be issued upon the standard license
9 form described under ORS 807.110 and shall bear a statement to the effect
10 that the identification card is not a license or any other grant of driving
11 privileges to operate a motor vehicle and is to be used for identification
12 purposes only. The department shall use the same security procedures, pro-
13 cesses, materials and features for an identification card as are required for
14 a license under ORS 807.110. The identification card is not required to con-
15 tain the residence address of persons listed in ORS 807.110 (1)(e).

16 (5) If the identification card is a limited term identification card issued
17 under ORS 807.730, the limited term identification card shall indicate:

18 (a) That it is a limited term identification card; and

19 (b) The date on which the limited term identification card expires.

20 (6) Upon order of the juvenile court, the department shall include on the
21 card the fact that the person issued the identification card is an emancipated
22 minor.

23 (7) Upon request of the person to whom the identification card is issued
24 and presentation of proof, as determined by the department, that the person
25 is a veteran, as defined in ORS 408.225, the department shall include on the
26 card the fact that the person is a veteran.

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

29 (9) Identification cards shall be renewed under the terms for renewal of
30 licenses as set forth in ORS 807.150.

31 (10) The fee for an original identification card or a renewal thereof shall

1 be the fee established under ORS 807.410.

2 (11) An identification card becomes invalid if the holder of the card
3 changes the holder's residence address from that shown on the identification
4 card and does not provide the department with notice of the change as re-
5 quired under ORS 807.420.

6 (12) If a person to whom an identification card was issued and who
7 changes the person's residence address appears in person at a department
8 office that issues identification cards, the department may do any of the
9 following:

10 (a) Issue a replacement identification card containing the new address
11 upon receipt of the old identification card and payment of the fee established
12 for issuing a replacement identification card with a changed address under
13 ORS 807.410. Except as otherwise provided in subsection (14) of this section,
14 the replacement identification card shall bear the same distinguishing num-
15 ber as the card being replaced.

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

18 (13) An identification card becomes invalid if the holder of the card
19 changes the holder's name from that shown on the card, including a change
20 of name by marriage, without providing the department with notice of the
21 change as required under ORS 807.420. Upon receiving such notice and the
22 old identification card, the department shall issue a replacement identifica-
23 tion card upon payment of the fee required under ORS 807.410.

24 (14) In the event that, for a reason identified by the department by rule,
25 a person needs a replacement identification card that bears a distinguishing
26 number different from the number on the card being replaced, the person to
27 whom the card was issued may obtain a replacement card from the depart-
28 ment upon furnishing proof satisfactory to the department of the need for
29 such replacement and payment of the replacement fee under ORS 807.410.

30 (15) If a person furnishes proof that the person is a veteran, as defined
31 in ORS 408.225, and the person's identification card does not include the fact

1 that the person is a veteran, the department shall issue a replacement iden-
2 tification card that includes the fact that the person is a veteran.

3 (16) The department may establish by rule reasons for issuing replacement
4 identification cards that are in addition to the reasons identified in sub-
5 sections (12) to (15) of this section. The fee for a replacement identification
6 card is provided under ORS 807.410.

7 (17) Upon cancellation of an identification card, the card is terminated
8 and must be surrendered to the department. An identification card may be
9 canceled for any of the reasons that driving privileges or a driver license
10 may be canceled under ORS 809.310. The department may reissue an iden-
11 tification card canceled under this subsection when the applicant has satis-
12 fied all requirements for the identification card.

13 (18) Notwithstanding any other provision of this section, the department
14 may issue an identification card to a person under this subsection without
15 charge when the person surrenders the person's driver license or driver per-
16 mit to the department for reasons described in this subsection. If the de-
17 partment issues an identification card under this subsection, the
18 identification card shall expire at the same time as the surrendered driver
19 license or driver permit would have expired. An identification card issued
20 under this subsection is subject to the same requirements and fees for re-
21 newal or upon expiration as any other identification card issued under this
22 section. The department may issue identification cards under this subsection
23 for any of the following reasons:

24 (a) The person voluntarily surrenders the person's driver license or driver
25 permit to the department based upon the person's recognition that the person
26 is no longer competent to drive.

27 (b) The person's driving privileges are suspended under ORS 809.419 (1).
28 This paragraph only applies if the person voluntarily surrenders the person's
29 driver license or driver permit to the department as provided under ORS
30 809.500.

31 **(19) Notwithstanding any other provision of this section, the de-**

1 **partment shall issue an identification card to a homeless veteran de-**
2 **termined to be eligible for rental assistance under the HUD-Veterans**
3 **Affairs Supportive Housing Program, 42 U.S.C. 1437f(o)(19), upon**
4 **presentation of proof of eligibility to participate in the program. The**
5 **written verification provided by the Department of Veterans' Affairs**
6 **under section 1 of this 2013 Act is sufficient proof of eligibility under**
7 **this subsection.**

8 **SECTION 3. Section 1 of this 2013 Act and the amendments to ORS**
9 **807.400 by section 2 of this 2013 Act apply to veterans determined to**
10 **be eligible for rental assistance under the HUD-Veterans Affairs Sup-**
11 **portive Housing Program on or after the effective date of this 2013 Act.**

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