

AN ACT

relating to requirements for the issuance of a driver's license or personal identification certificate and to a study on digital identification and proof of licensure.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 521.044(a), Transportation Code, as amended by Chapters 1012 (H.B. 2512) and 1105 (H.B. 3787), Acts of the 83rd Legislature, Regular Session, 2013, is reenacted and amended to read as follows:

(a) Information provided on a driver's license or personal identification certificate application that relates to the applicant's social security number may be used only by the department or disclosed only to:

(1) the child support enforcement division of the attorney general's office;

(2) another state entity responsible for enforcing the payment of child support;

(3) the United States Selective Service System as provided by Section 521.147;

(4) the unclaimed property division of the comptroller's office; ~~[or]~~

(5) the Health and Human Services Commission;

(6) [~~5~~] the secretary of state for the purposes of voter registration or the administration of elections; or

1 (7) an agency of another state responsible for issuing
2 driver's licenses or identification documents.

3 SECTION 2. Sections 521.044(b) and (e), Transportation
4 Code, are amended to read as follows:

5 (b) The department shall enter an applicant's social
6 security number in the department's electronic database but may not
7 print the number on the applicant's driver's license or personal
8 identification certificate.

9 (e) The department shall include in the department's
10 legislative appropriations requests and budgets, in quarterly
11 performance reports, and in audits of the department's local
12 offices performance measures on the percentage of complete and
13 correct social security numbers on driver's licenses and personal
14 identification certificates.

15 SECTION 3. Section 521.101(f), Transportation Code, is
16 amended to read as follows:

17 (f) A personal identification certificate:

18 (1) for an applicant who is a citizen, national, or
19 legal permanent resident of the United States or a refugee or asylee
20 lawfully admitted into the United States, +

21 ~~[(A)] expires on a date specified by the~~
22 ~~department [if the applicant is younger than 60 years of age, or~~

23 ~~[(B) does not expire if the applicant is 60 years~~
24 ~~of age or older]; or~~

25 (2) for an applicant not described by Subdivision (1),
26 expires on:

27 (A) the earlier of:

1 (i) a date specified by the department; or
2 (ii) the expiration date of the applicant's
3 authorized stay in the United States; or

4 (B) the first anniversary of the date of
5 issuance, if there is no definite expiration date for the
6 applicant's authorized stay in the United States.

7 SECTION 4. Section 521.142(g), Transportation Code, is
8 amended to read as follows:

9 (g) The department shall [~~may~~] require an applicant to
10 provide the applicant's social security number or proof that the
11 applicant is not eligible for a social security number [~~only for a~~
12 ~~purpose permitted by Section 521.044~~].

13 SECTION 5. Subchapter I, Chapter 521, Transportation Code,
14 is amended by adding Section 521.183 to read as follows:

15 Sec. 521.183. SURRENDER OF DRIVER'S LICENSE OR PERSONAL
16 IDENTIFICATION CERTIFICATE. (a) A person is not entitled to
17 receive a driver's license until the person surrenders to the
18 department each personal identification certificate in the
19 person's possession that was issued by this state.

20 (b) A person is not entitled to receive a personal
21 identification certificate until the person surrenders to the
22 department each driver's license in the person's possession that
23 was issued by this state.

24 SECTION 6. Chapter 411, Government Code, is amended by
25 adding Subchapter Z to read as follows:

26 SUBCHAPTER Z. MISCELLANEOUS PROVISIONS

27 Sec. 411.951. STUDY ON DIGITAL IDENTIFICATION AND PROOF OF

1 LICENSURE. (a) The department shall conduct a study:

2 (1) determining the feasibility of altering state
3 requirements for the issuance of a driver's license to allow a
4 person to use a digital form of a driver's license displayed on an
5 electronic device to prove that the person has a driver's license;

6 (2) evaluating risks to personal information security
7 that a system described by Subdivision (1) might create; and

8 (3) surveying and evaluating electronic driver's
9 license policies in other states.

10 (b) Not later than September 1, 2016, the department shall
11 submit a detailed report of its findings and recommendations to the
12 legislature.

13 (c) This section expires January 1, 2017.

14 SECTION 7. The changes in law made by this Act apply only to
15 a driver's license or personal identification certificate for which
16 an application is submitted on or after the effective date of this
17 Act. A driver's license or personal identification certificate for
18 which an application was submitted before the effective date of
19 this Act is governed by the law as it existed immediately before the
20 effective date of this Act, and that law is continued in effect for
21 that purpose.

22 SECTION 8. To the extent of any conflict, this Act prevails
23 over another Act of the 84th Legislature, Regular Session, 2015,
24 relating to nonsubstantive additions to and corrections in enacted
25 codes.

26 SECTION 9. This Act takes effect September 1, 2015.

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 1934 passed the Senate on May 5, 2015, by the following vote: Yeas 24, Nays 7; and that the Senate concurred in House amendment on May 29, 2015, by the following vote: Yeas 26, Nays 5.

Secretary of the Senate

I hereby certify that S.B. No. 1934 passed the House, with amendment, on May 27, 2015, by the following vote: Yeas 88, Nays 57, two present not voting.

Chief Clerk of the House

Approved:

Date

Governor