

By: Dale

H.B. No. 582

A BILL TO BE ENTITLED

AN ACT

relating to driver's licenses and personal identification certificates issued to refugees or asylees lawfully admitted into the United States.

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

SECTION 1. Section 521.101(f), Transportation Code, is amended to read as follows:

(f) A personal identification certificate:

(1) for an applicant who is a citizen, national, or legal permanent resident of the United States ~~[or a refugee or asylee lawfully admitted into the United States]~~, expires on a date specified by the department; or

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

(A) the earlier of:

(i) a date specified by the department; or

(ii) the expiration date of the applicant's authorized stay in the United States; or

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

SECTION 2. Section 521.142, Transportation Code, is amended by amending Subsection (b) and adding Subsection (j) to read as follows:

(b) The application must include:

(1) except as provided by Subsection (j), the thumbprints of the applicant or, if thumbprints cannot be taken, the index fingerprints of the applicant;

(2) a photograph of the applicant;

(3) the signature of the applicant; and

(4) a brief description of the applicant.

(j) An application of a person who is a refugee or asylee lawfully admitted into the United States must include a complete set of the applicant's fingerprints.

SECTION 3. Section 521.271, Transportation Code, is amended to read as follows:

Sec. 521.271. LICENSE EXPIRATION. (a) Each original driver's license, provisional license, instruction permit, or occupational driver's license issued to an applicant who is a citizen, national, or legal permanent resident of the United States ~~[or a refugee or asylee lawfully admitted into the United States]~~ expires as follows:

(1) except as provided by Section 521.2711, a driver's license expires on the first birthday of the license holder occurring after the sixth anniversary of the date of the application;

(2) a provisional license expires on the 18th birthday of the license holder;

(3) an instruction permit expires on the 18th birthday of the license holder;

(4) an occupational driver's license expires on the

1 first anniversary of the court order granting the license; and

2 (5) unless an earlier date is otherwise provided, a
3 driver's license issued to a person whose residence or domicile is a
4 correctional facility or a parole facility expires on the first
5 birthday of the license holder occurring after the first
6 anniversary of the date of issuance.

7 (a-2) Each original driver's license issued to an applicant
8 who is not a citizen, national, or legal permanent resident of the
9 United States ~~[or a refugee or asylee lawfully admitted into the~~
10 ~~United States]~~ expires on:

11 (1) the earlier of:

12 (A) the first birthday of the license holder
13 occurring after the sixth anniversary of the date of the
14 application; or

15 (B) the expiration date of the license holder's
16 lawful presence in the United States as determined by the
17 appropriate United States agency in compliance with federal law; or

18 (2) the first anniversary of the date of issuance, if
19 there is no definite expiration date for the applicant's authorized
20 stay in the United States.

21 (a-3) Each original provisional license or instruction
22 permit issued to an applicant who is not a citizen, national, or
23 legal permanent resident of the United States ~~[or a refugee or~~
24 ~~asylee lawfully admitted into the United States]~~ expires on the
25 earliest of:

26 (1) the 18th birthday of the license holder;

27 (2) the first birthday of the license holder occurring

1 after the date of the application; or

2 (3) the expiration of the license holder's lawful
3 presence in the United States as determined by the United States
4 agency responsible for citizenship and immigration in compliance
5 with federal law.

6 (a-4) Each original occupational driver's license issued to
7 an applicant who is not a citizen, national, or legal permanent
8 resident of the United States [~~or a refugee or asylee lawfully~~
9 ~~admitted into the United States~~] expires on the earlier of:

10 (1) the first anniversary of the date of issuance; or

11 (2) the expiration of the license holder's lawful
12 presence in the United States as determined by the appropriate
13 United States agency in compliance with federal law.

14 (b) Except as provided by Section [521.2711](#), a driver's
15 license that is renewed expires on the earlier of:

16 (1) the sixth anniversary of the expiration date
17 before renewal if the applicant is a citizen, national, or legal
18 permanent resident of the United States [~~or a refugee or asylee~~
19 ~~lawfully admitted into the United States~~];

20 (1-a) for an applicant not described by Subdivision
21 (1):

22 (A) the earlier of:

23 (i) the sixth anniversary of the expiration
24 date before renewal; or

25 (ii) the expiration date of the applicant's
26 authorized stay in the United States; or

27 (B) the first anniversary of the date of

1 issuance, if there is no definite expiration date for the
2 applicant's authorized stay in the United States; or

3 (2) for a renewal driver's license issued to a person
4 whose residence or domicile is a correctional facility or a parole
5 facility, the first birthday of the license holder occurring after
6 the first anniversary of the date of issuance unless an earlier date
7 is otherwise provided.

8 SECTION 4. Section 521.2711(c), Transportation Code, is
9 amended to read as follows:

10 (c) Notwithstanding Subsections (a) and (b), an original or
11 renewal driver's license issued to an applicant who is 85 years of
12 age or older and not a citizen, national, or legal permanent
13 resident of the United States ~~[or a refugee or asylee lawfully~~
14 ~~admitted into the United States]~~ expires on:

15 (1) the earlier of:

16 (A) the second anniversary of the expiration date
17 before renewal; or

18 (B) the expiration date of the applicant's
19 authorized stay in the United States; or

20 (2) the first anniversary of the date of issuance if
21 there is no definite expiration date for the applicant's authorized
22 stay in the United States.

23 SECTION 5. Section 521.272(c), Transportation Code, is
24 amended to read as follows:

25 (c) Notwithstanding Sections 521.271 and 521.2711, a
26 driver's license issued under this section, including a renewal,
27 duplicate, or corrected license, expires:

1 (1) if the license holder is a citizen, national, or
2 legal permanent resident of the United States [~~or a refugee or~~
3 ~~asylee lawfully admitted into the United States~~], on the first
4 birthday of the license holder occurring after the date of
5 application, except that the initial license issued under this
6 section expires on the second birthday of the license holder
7 occurring after the date of application; or

8 (2) if the applicant is not described by Subdivision
9 (1), on the earlier of:

10 (A) the expiration date of the applicant's
11 authorized stay in the United States; or

12 (B) the first birthday of the license holder
13 occurring after the date of application, except that the initial
14 license issued under this section expires on the second birthday of
15 the license holder occurring after the date of application.

16 SECTION 6. Section 521.421(a-3), Transportation Code, is
17 amended to read as follows:

18 (a-3) Except as provided by Subsections (a-1) and (a-2), the
19 fee for a driver's license or personal identification certificate
20 that is issued to a person who is not a citizen, national, or legal
21 permanent resident of the United States [~~or a refugee or asylee~~
22 ~~lawfully admitted into the United States~~] and that is valid for not
23 more than one year is \$24.

24 SECTION 7. The changes in law made by this Act to Sections
25 521.101, 521.271, 521.2711, 521.272, and 521.421, Transportation
26 Code, apply only to a driver's license or personal identification
27 certificate issued or renewed on or after the effective date of this

1 Act. A driver's license or personal identification certificate
2 issued or renewed before the effective date of this Act is governed
3 by the law in effect when the license or certificate was issued or
4 renewed, and the former law is continued in effect for that purpose.

5 SECTION 8. This Act takes effect September 1, 2017.