

SENATE AMENDMENTS

2nd Printing

By: White, Klick, Miller, Minjarez, Rose,
et al.

H.B. No. 123

A BILL TO BE ENTITLED

AN ACT

relating to personal identification documents for foster children
or youth or homeless children or youth.

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

SECTION 1. Section 264.121, Family Code, is amended by
adding Subsection (e-3) to read as follows:

(e-3) When obtaining a copy of a birth certificate to
provide to a foster youth or assisting a foster youth in obtaining a
copy of a birth certificate, the department shall obtain the birth
certificate from the state registrar. If the department is unable
to obtain the birth certificate from the state registrar, the
department may obtain the birth certificate from a local registrar
or county clerk.

SECTION 2. Subchapter A, Chapter 191, Health and Safety
Code, is amended by adding Section 191.0049 to read as follows:

Sec. 191.0049. BIRTH RECORD ISSUED TO FOSTER CHILD OR YOUTH
OR HOMELESS CHILD OR YOUTH. On request of a child or youth
described by this section, the state registrar, a local registrar,
or a county clerk shall issue, without fee or parental consent, a
certified copy of the child's or youth's birth record to:

(1) a homeless child or youth as defined by 42 U.S.C.
Section 11434a;

(2) a child in the managing conservatorship of the
Department of Family and Protective Services; and

1 (3) a young adult who:

2 (A) is at least 18 years of age, but younger than
3 21 years of age; and

4 (B) resides in a foster care placement, the cost
5 of which is paid by the Department of Family and Protective
6 Services.

7 SECTION 3. Subchapter E, Chapter 521, Transportation Code,
8 is amended by adding Section 521.1015 to read as follows:

9 Sec. 521.1015. PERSONAL IDENTIFICATION CERTIFICATE ISSUED
10 TO FOSTER CHILD OR YOUTH OR HOMELESS CHILD OR YOUTH. (a) In this
11 section:

12 (1) "Foster child or youth" means:

13 (A) a child in the managing conservatorship of
14 the Department of Family and Protective Services; or

15 (B) a young adult who:

16 (i) is at least 18 years of age, but younger
17 than 21 years of age; and

18 (ii) resides in a foster care placement,
19 the cost of which is paid by the Department of Family and Protective
20 Services.

21 (2) "Homeless child or youth" has the meaning assigned
22 by 42 U.S.C. Section 11434a.

23 (b) This section applies to the application for a personal
24 identification certificate only for a foster child or youth or a
25 homeless child or youth.

26 (c) Notwithstanding Section 521.101, Section 521.1426, or
27 any other provision of this chapter, a child or youth described by

1 Subsection (b) may, in applying for a personal identification
2 certificate:

3 (1) provide a copy of the child's or youth's birth
4 certificate as proof of the child's or youth's identity and United
5 States citizenship, as applicable; and

6 (2) if the child or youth does not have a residence or
7 domicile:

8 (A) provide a letter certifying the child or
9 youth is a homeless child or youth issued by:

10 (i) the school district in which the child
11 or youth is enrolled;

12 (ii) the director of an emergency shelter
13 or transitional housing program funded by the United States
14 Department of Housing and Urban Development; or

15 (iii) the director of:

16 (a) a basic center for runaway and
17 homeless youth; or

18 (b) a transitional living program; or

19 (B) use the address of the regional office where
20 the Department of Family and Protective Services caseworker for the
21 child or youth is based.

22 (d) A child or youth described by Subsection (b) may apply
23 for and the department may issue a personal identification
24 certificate without the signature or presence of or permission from
25 a parent or guardian of the child or youth.

26 (e) A child or youth described by Subsection (b) is exempt
27 from the payment of any fee for the issuance of a personal

1 identification certificate under this chapter.

2 SECTION 4. Section 521.1811, Transportation Code, is
3 amended to read as follows:

4 Sec. 521.1811. WAIVER OF FEES FOR FOSTER CHILD OR YOUTH OR
5 HOMELESS CHILD OR ~~[CARE]~~ YOUTH. A person is exempt from the payment
6 of any fee for the issuance of a driver's license, as provided under
7 this chapter, if that person is:

8 (1) younger than 18 years of age and in the managing
9 conservatorship of the Department of Family and Protective
10 Services; ~~[or]~~

11 (2) at least 18 years of age, but younger than 21 years
12 of age, and resides in a foster care placement, the cost of which is
13 paid by the Department of Family and Protective Services; or

14 (3) a homeless child or youth as defined by 42 U.S.C.
15 Section 11434a.

16 SECTION 5. Section 521.421, Transportation Code, is amended
17 by adding Subsection (k) to read as follows:

18 (k) A person applying for the issuance or renewal of a
19 license, including a duplicate license or a license issued or
20 renewed over the Internet or by other electronic means, may elect to
21 contribute \$1 or more to the identification fee exemption account
22 established under Section 521.4265.

23 SECTION 6. Section 521.422, Transportation Code, is amended
24 by adding Subsection (d) to read as follows:

25 (d) A person applying for the issuance or renewal of a
26 personal identification card, including a duplicate personal
27 identification card or a personal identification card issued or

1 renewed over the Internet or by other electronic means, may elect to
2 contribute \$1 or more to the identification fee exemption account
3 established under Section 521.4265.

4 SECTION 7. Subchapter R, Chapter 521, Transportation Code,
5 is amended by adding Section 521.4265 to read as follows:

6 Sec. 521.4265. IDENTIFICATION FEE EXEMPTION ACCOUNT. (a)
7 The identification fee exemption account is created as an account
8 in the general revenue fund of the state treasury. The fund consists
9 of grants and donations made to the department for the purposes of
10 this section, including donations received under Sections
11 521.421(k) and 521.422(d). The department shall administer the
12 account. Money in the account may be appropriated for the purposes
13 of Subsection (b).

14 (b) For each exemption granted under Section 521.1015 or
15 521.1811, the department shall deposit to the credit of the Texas
16 mobility fund an amount from the identification fee exemption
17 account under Subsection (a) that is equal to the amount of the
18 waived fee that would otherwise be deposited to the mobility fund.

19 (c) The department may not grant an exemption under Section
20 521.1015 or 521.1811 if money is not available in the
21 identification fee exemption account to meet the requirements of
22 Subsection (b).

23 SECTION 8. The changes in law made by this Act apply to an
24 application for a driver's license, personal identification
25 certificate, or birth record submitted on or after the effective
26 date of this Act. An application for a driver's license, personal
27 identification certificate, or birth record submitted before the

H.B. No. 123

1 effective date of this Act is governed by the law in effect on the
2 date the application was submitted, and the former law is continued
3 in effect for that purpose.

4 SECTION 9. This Act takes effect September 1, 2019.

ADOPTED

MAY 21 2019

Leta Spaw
Secretary of the Senate

By: White / Watson

____.B. No. ____

Substitute the following for ____B. No. ____:

By: Charles Perry

C.S. H.B. No. 123

A BILL TO BE ENTITLED

1 AN ACT

2 relating to personal identification documents for foster children
3 or youth or homeless children or youth.

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

5 SECTION 1. Section 264.121, Family Code, is amended by
6 adding Subsection (e-3) to read as follows:

7 (e-3) When obtaining a copy of a birth certificate to
8 provide to a foster youth or assisting a foster youth in obtaining a
9 copy of a birth certificate, the department shall obtain the birth
10 certificate from the state registrar. If the department is unable
11 to obtain the birth certificate from the state registrar, the
12 department may obtain the birth certificate from a local registrar
13 or county clerk.

14 SECTION 2. Subchapter A, Chapter 191, Health and Safety
15 Code, is amended by adding Section 191.0049 to read as follows:

16 Sec. 191.0049. BIRTH RECORD ISSUED TO FOSTER CHILD OR YOUTH
17 OR HOMELESS CHILD OR YOUTH. On request of a child or youth
18 described by this section, the state registrar, a local registrar,
19 or a county clerk shall issue, without fee or parental consent, a
20 certified copy of the child's or youth's birth record to:

21 (1) a homeless child or youth as defined by 42 U.S.C.
22 Section 11434a;

23 (2) a child in the managing conservatorship of the
24 Department of Family and Protective Services; and

1 (3) a young adult who:

2 (A) is at least 18 years of age, but younger than
3 21 years of age; and

4 (B) resides in a foster care placement, the cost
5 of which is paid by the Department of Family and Protective
6 Services.

7 SECTION 3. Subchapter E, Chapter 521, Transportation Code,
8 is amended by adding Section 521.1015 to read as follows:

9 Sec. 521.1015. PERSONAL IDENTIFICATION CERTIFICATE ISSUED
10 TO FOSTER CHILD OR YOUTH OR HOMELESS CHILD OR YOUTH. (a) In this
11 section:

12 (1) "Foster child or youth" means:

13 (A) a child in the managing conservatorship of
14 the Department of Family and Protective Services; or

15 (B) a young adult who:

16 (i) is at least 18 years of age, but younger
17 than 21 years of age; and

18 (ii) resides in a foster care placement,
19 the cost of which is paid by the Department of Family and Protective
20 Services.

21 (2) "Homeless child or youth" has the meaning assigned
22 by 42 U.S.C. Section 11434a.

23 (b) This section applies to the application for a personal
24 identification certificate only for a foster child or youth or a
25 homeless child or youth.

26 (c) Notwithstanding Section 521.101, Section 521.1426, or
27 any other provision of this chapter, a child or youth described by

1 Subsection (b) may, in applying for a personal identification
2 certificate:

3 (1) provide a copy of the child's or youth's birth
4 certificate as proof of the child's or youth's identity and United
5 States citizenship, as applicable; and

6 (2) if the child or youth does not have a residence or
7 domicile:

8 (A) provide a letter certifying the child or
9 youth is a homeless child or youth issued by:

10 (i) the school district in which the child
11 or youth is enrolled;

12 (ii) the director of an emergency shelter
13 or transitional housing program funded by the United States
14 Department of Housing and Urban Development; or

15 (iii) the director of:

16 (a) a basic center for runaway and
17 homeless youth; or

18 (b) a transitional living program; or

19 (B) use the address of the regional office where
20 the Department of Family and Protective Services caseworker for the
21 child or youth is based.

22 (d) A child or youth described by Subsection (b) may apply
23 for and the department may issue a personal identification
24 certificate without the signature or presence of or permission from
25 a parent or guardian of the child or youth.

26 (e) The department shall exempt a child or youth described
27 by Subsection (b) from the payment of any fee for the issuance of a

1 personal identification certificate under this chapter, subject to
2 Section 521.4265.

3 SECTION 4. Section 521.1811, Transportation Code, is
4 amended to read as follows:

5 Sec. 521.1811. WAIVER OF FEES FOR FOSTER CHILD OR YOUTH OR
6 HOMELESS CHILD OR [CARE] YOUTH. A person is exempt from the payment
7 of any fee for the issuance of a driver's license, as provided under
8 this chapter, if that person is:

9 (1) younger than 18 years of age and in the managing
10 conservatorship of the Department of Family and Protective
11 Services; ~~[or]~~

12 (2) at least 18 years of age, but younger than 21 years
13 of age, and resides in a foster care placement, the cost of which is
14 paid by the Department of Family and Protective Services; or

15 (3) a homeless child or youth as defined by 42 U.S.C.
16 Section 11434a.

17 SECTION 5. Section 521.421, Transportation Code, is amended
18 by adding Subsection (k) to read as follows:

19 (k) A person applying for the issuance or renewal of a
20 license, including a duplicate license or a license issued or
21 renewed over the Internet or by other electronic means, may elect to
22 contribute \$1 or more to the identification fee exemption account
23 established under Section 521.4265.

24 SECTION 6. Section 521.422, Transportation Code, is amended
25 by adding Subsection (d) to read as follows:

26 (d) A person applying for the issuance or renewal of a
27 personal identification card, including a duplicate personal

1 identification card or a personal identification card issued or
2 renewed over the Internet or by other electronic means, may elect to
3 contribute \$1 or more to the identification fee exemption account
4 established under Section 521.4265.

5 SECTION 7. Subchapter R, Chapter 521, Transportation Code,
6 is amended by adding Section 521.4265 to read as follows:

7 Sec. 521.4265. IDENTIFICATION FEE EXEMPTION ACCOUNT. (a)
8 The identification fee exemption account is created as an account
9 in the general revenue fund of the state treasury. The fund consists
10 of grants and donations made to the department for the purposes of
11 this section, including donations received under Sections
12 521.421(k) and 521.422(d). The department shall administer the
13 account. Money in the account may be appropriated for the purposes
14 of Subsection (b).

15 (b) For each exemption granted under Section 521.1015 or
16 521.1811, the department shall deposit to the credit of the Texas
17 mobility fund an amount from the identification fee exemption
18 account under Subsection (a) that is equal to the amount of the
19 waived fee that would otherwise be deposited to the mobility fund.

20 (c) The department may not grant an exemption under Section
21 521.1015 or 521.1811 if money is not available in the
22 identification fee exemption account to meet the requirements of
23 Subsection (b).

24 SECTION 8. The changes in law made by this Act apply to an
25 application for a driver's license, personal identification
26 certificate, or birth record submitted on or after the effective
27 date of this Act. An application for a driver's license, personal

1 identification certificate, or birth record submitted before the
2 effective date of this Act is governed by the law in effect on the
3 date the application was submitted, and the former law is continued
4 in effect for that purpose.

5 SECTION 9. This Act takes effect September 1, 2019.

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION

May 21, 2019

TO: Honorable Dennis Bonnen, Speaker of the House, House of Representatives

FROM: John McGeady, Assistant Director Sarah Keyton, Assistant Director
Legislative Budget Board

IN RE: HB123 by White (Relating to personal identification documents for foster children or youth or homeless children or youth.), **As Passed 2nd House**

No significant fiscal implication to the State is anticipated.

The bill would amend the Transportation Code to exempt a foster child, a homeless child or youth, or an unaccompanied youth from any fee for the issuance of a personal identification certificate, driver license or certified copy of their record of birth.

Currently, youth in the foster care system are exempt from fees associated with driver license issuance if they:

- 1) Are younger than 18 years of age and are under the conservatorship of Department of Family Protective Services;
- 2) Are at least 18 years of age, but less than 21 years of age and reside in a foster care placement.

The bill would maintain the exemption for anyone described above, and would add homeless children or youth and unaccompanied youth to the exemption from the fees for driver licenses, state identification cards, or birth certificates.

The bill would also establish the Identification Fee Exemption Account, which would consist of grants and donations made to the Department of Public Safety for the purposes of crediting the amount from the identification fee exemption to the Texas Mobility Fund.

It is assumed any state costs associated with implementing the provisions of the bill could be absorbed within current resources.

While the total number of homeless or unaccompanied individuals under 21 years of age that would apply for a certificate or license, and who would have otherwise paid the fee, is unknown, the number is not expected to be significant.

Note: This legislation would do one or more of the following: create or recreate a dedicated account in the General Revenue Fund, create or recreate a special or trust fund either in, with, or outside of the Treasury, or create a dedicated revenue source. Legislative policy, implemented as Government Code 403.095, consolidated special funds (except those affected by constitutional, federal, or other restrictions) into the General Revenue Fund as of August 31, 1993 and eliminated

all applicable statutory revenue dedications as of August 31, 1995. Each subsequent Legislature has reviewed bills that affect funds consolidation. The fund, account, or revenue dedication included in this bill would be subject to funds consolidation review by the current Legislature.

Local Government Impact

According to the Texas Association of Counties, due to the high cost of the paper upon which birth certificates are issued and the loss of the collection fee that at least in part offsets these costs, the bill as engrossed, is expected to have a fiscal impact on counties. However, because the number of homeless or unaccompanied youth seeking a birth certificate is unknown, the dollar amount of this impact cannot be determined.

Source Agencies: 304 Comptroller of Public Accounts, 212 Office of Court Administration, Texas Judicial Council, 405 Department of Public Safety, 530 Family and Protective Services, Department of, 537 State Health Services, Department of, 601 Department of Transportation

LBB Staff: WP, SD, AKi, SMi, AN, AI, AF

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION

May 11, 2019

TO: Honorable Lois W. Kolkhorst, Chair, Senate Committee on Health & Human Services

FROM: John McGeady, Assistant Director Sarah Keyton, Assistant Director
Legislative Budget Board

IN RE: HB123 by White (Relating to personal identification documents for foster children or youth or homeless children or youth.), **Committee Report 2nd House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill would amend the Transportation Code to exempt a foster child, a homeless child or youth, or an unaccompanied youth from any fee for the issuance of a personal identification certificate, driver license or certified copy of their record of birth.

Currently, youth in the foster care system are exempt from fees associated with driver license issuance if they:

- 1) Are younger than 18 years of age and are under the conservatorship of Department of Family Protective Services;
- 2) Are at least 18 years of age, but less than 21 years of age and reside in a foster care placement.

The bill would maintain the exemption for anyone described above, and would add homeless children or youth and unaccompanied youth to the exemption from the fees for driver licenses, state identification cards, or birth certificates.

The bill would also establish the Identification Fee Exemption Account, which would consist of grants and donations made to the Department of Public Safety for the purposes of crediting the amount from the identification fee exemption to the Texas Mobility Fund.

It is assumed any state costs associated with implementing the provisions of the bill could be absorbed within current resources.

While the total number of homeless or unaccompanied individuals under 21 years of age that would apply for a certificate or license, and who would have otherwise paid the fee, is unknown, the number is not expected to be significant.

Note: This legislation would do one or more of the following: create or recreate a dedicated account in the General Revenue Fund, create or recreate a special or trust fund either in, with, or outside of the Treasury, or create a dedicated revenue source. Legislative policy, implemented as Government Code 403.095, consolidated special funds (except those affected by constitutional, federal, or other restrictions) into the General Revenue Fund as of August 31, 1993 and eliminated

all applicable statutory revenue dedications as of August 31, 1995. Each subsequent Legislature has reviewed bills that affect funds consolidation. The fund, account, or revenue dedication included in this bill would be subject to funds consolidation review by the current Legislature.

Local Government Impact

According to the Texas Association of Counties, due to the high cost of the paper upon which birth certificates are issued and the loss of the collection fee that at least in part offsets these costs, the bill as engrossed, is expected to have a fiscal impact on counties. However, because the number of homeless or unaccompanied youth seeking a birth certificate is unknown, the dollar amount of this impact cannot be determined.

Source Agencies: 304 Comptroller of Public Accounts, 212 Office of Court Administration, Texas Judicial Council, 405 Department of Public Safety, 530 Family and Protective Services, Department of, 537 State Health Services, Department of, 601 Department of Transportation

LBB Staff: WP, AKi, SMi, AN, AI, AF

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION

May 6, 2019

TO: Honorable Lois W. Kolkhorst, Chair, Senate Committee on Health & Human Services

FROM: John McGeady, Assistant Director Sarah Keyton, Assistant Director
Legislative Budget Board

IN RE: HB123 by White (Relating to personal identification documents for foster children or youth or homeless children or youth.), **As Engrossed**

No significant fiscal implication to the State is anticipated.

The bill would amend the Transportation Code to exempt a foster child, a homeless child or youth, or an unaccompanied youth from any fee for the issuance of a personal identification certificate, driver license or certified copy of their record of birth.

Currently, youth in the foster care system are exempt from fees associated with driver license issuance if they:

- 1) Are younger than 18 years of age and are under the conservatorship of Department of Family Protective Services;
- 2) Are at least 18 years of age, but less than 21 years of age and reside in a foster care placement.

The bill would maintain the exemption for anyone described above, and would add homeless children or youth and unaccompanied youth to the exemption from the fees for driver licenses, state identification cards, or birth certificates.

The bill would also establish the Identification Fee Exemption Account, which would consist of grants and donations made to the Department of Public Safety for the purposes of crediting the amount from the identification fee exemption to the Texas Mobility Fund.

It is assumed any state costs associated with implementing the provisions of the bill could be absorbed within current resources.

While the total number of homeless or unaccompanied individuals under 21 years of age that would apply for a certificate or license, and who would have otherwise paid the fee, is unknown, the number is not expected to be significant.

Note: This legislation would do one or more of the following: create or recreate a dedicated account in the General Revenue Fund, create or recreate a special or trust fund either in, with, or outside of the Treasury, or create a dedicated revenue source. Legislative policy, implemented as Government Code 403.095, consolidated special funds (except those affected by constitutional, federal, or other restrictions) into the General Revenue Fund as of August 31, 1993 and eliminated

all applicable statutory revenue dedications as of August 31, 1995. Each subsequent Legislature has reviewed bills that affect funds consolidation. The fund, account, or revenue dedication included in this bill would be subject to funds consolidation review by the current Legislature.

Local Government Impact

According to the Texas Association of Counties, due to the high cost of the paper upon which birth certificates are issued and the loss of the collection fee that at least in part offsets these costs, the bill as engrossed, is expected to have a fiscal impact on counties. However, because the number of homeless or unaccompanied youth seeking a birth certificate is unknown, the dollar amount of this impact cannot be determined.

Source Agencies: 304 Comptroller of Public Accounts, 212 Office of Court Administration, Texas Judicial Council, 405 Department of Public Safety, 530 Family and Protective Services, Department of, 537 State Health Services, Department of, 601 Department of Transportation

LBB Staff: WP, AKi, SMi, AN, AI, AF

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION

March 14, 2019

TO: Honorable James B. Frank, Chair, House Committee on Human Services

FROM: John McGeady, Assistant Director Sarah Keyton, Assistant Director
Legislative Budget Board

IN RE: HB123 by White (Relating to personal identification documents for foster children or youth, homeless children or youth, and unaccompanied youth.), **Committee Report 1st House, Substituted**

No significant fiscal implication to the State is anticipated. The fiscal implication to the Texas Mobility Fund (Other Funds) is indeterminate due to a lack of data on the number of homeless or unaccompanied youth seeking a personal identification certificate or driver license, but it is not expected to be significant.

The bill would amend the Transportation Code to exempt a foster child, a homeless child or youth, or an unaccompanied youth from any fee for the issuance of a personal identification certificate, driver license or certified copy of their record of birth.

Currently, youth in the foster care system are exempt from fees associated with driver license issuance if they:

- 1) Are younger than 18 years of age and are under the conservatorship of Department of Family Protective Services;
- 2) Are at least 18 years of age, but less than 21 years of age and reside in a foster care placement.

The bill would maintain the exemption for anyone described above, and would add homeless children or youth and unaccompanied youth to the exemption from the fees for driver licenses or state identification cards.

It is assumed any costs associated with implementing the bill could be absorbed within current resources. Driver license and state identification fees are deposited to the Texas Mobility Fund; it is estimated that an insignificant amount of revenue loss would occur, dependent upon the number of homeless youth and unaccompanied children or youth that would apply for a driver license or state identification card.

While the total number of homeless or unaccompanied individuals under 21 years of age that would apply for a certificate or license, and who would have otherwise paid the fee, is unknown, the number is not expected to be significant.

Note: The bill would reduce, rescind, or repeal the dedication of a specific source or portion of revenue dedicated to the Texas Mobility Fund. Article 3, Section 49-k, of the Texas Constitution,

specifies that while money in the Texas Mobility Fund is pledged for the payment of any outstanding debt obligations, the Legislature may not reduce, rescind, or repeal the dedication of a specific source or portion of revenue dedicated to the Texas Mobility Fund unless the Legislature by law dedicates a substitute or different source of revenue that is projected by CPA to be of a value equal to or greater than the source or amount being reduced, rescinded, or repealed.

Local Government Impact

According to the Texas Association of Counties, due to the high cost of the paper upon which birth certificates are issued and the loss of the collection fee that at least in part offsets these costs, CSHB 123, as substituted, is expected to have a fiscal impact on counties. However, because the number of homeless or unaccompanied youth seeking a birth certificate is unknown, the dollar amount of this impact cannot be determined.

Source Agencies: 212 Office of Court Administration, Texas Judicial Council, 304 Comptroller of Public Accounts, 405 Department of Public Safety, 530 Family and Protective Services, Department of, 537 State Health Services, Department of, 601 Department of Transportation

LBB Staff: WP, AKi, AI, SMi, AF

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION

February 18, 2019

TO: Honorable James B. Frank, Chair, House Committee on Human Services

FROM: John McGeady, Assistant Director Sarah Keyton, Assistant Director
Legislative Budget Board

IN RE: HB123 by White (Relating to the issuance of personal identification documents for foster children, homeless children or youth, and unaccompanied youth.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The fiscal implication to the Texas Mobility Fund (Other Funds) is indeterminate due to a lack of data on the number of homeless or unaccompanied youth seeking a personal identification certificate or driver license, but it is not expected to be significant.

The bill would amend the Transportation Code to exempt a foster child, a homeless child or youth, or an unaccompanied youth from any fee for the issuance of a personal identification certificate or driver license.

Currently, youth in the foster care system are exempt from fees associated with driver license issuance if they:

- 1) Are younger than 18 years of age and are under the conservatorship of Department of Family Protective Services;
- 2) Are at least 18 years of age, but less than 21 years of age and reside in a foster care placement.

The bill would maintain the exemption for anyone described above, and would add homeless children or youth and unaccompanied youth to the exemption from the fees for driver licenses or state identification cards.

While the total number of homeless or unaccompanied individuals under 21 years of age that would apply for a certificate or license, and who would have otherwise paid the fee, is unknown, the number is not expected to be significant.

It is assumed any costs associated with implementing the bill could be absorbed within current resources. Driver license and state identification fees are deposited to the Texas Mobility Fund; it is estimated that an insignificant amount of revenue loss would occur, dependent upon the number of homeless youth and unaccompanied children or youth would apply for a driver license or state identification card.

Note: The bill would reduce, rescind, or repeal the dedication of a specific source or portion of revenue dedicated to the Texas Mobility Fund. Article 3, Section 49-k, of the Texas Constitution, specifies that while money in the Texas Mobility Fund is pledged for the payment of any outstanding debt obligations, the Legislature may not reduce, rescind, or repeal the dedication of a specific source or portion of revenue dedicated to the Texas Mobility Fund unless the Legislature by law dedicates a substitute or different source of revenue that is projected by CPA to be of a value equal to or greater than the source or amount being reduced, rescinded, or repealed.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 304 Comptroller of Public Accounts, 405 Department of Public Safety, 530 Family and Protective Services, Department of, 601 Department of Transportation

LBB Staff: WP, AKi, AI, SMi, AN