

By: Manuel

H.B. No. 3253

A BILL TO BE ENTITLED

AN ACT

relating to the creation of a non-REAL ID personal identification certificate; authorizing a fee.

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

SECTION 1. Chapter 521, Transportation Code, is amended by adding Subchapter E-1 to read as follows:

SUBCHAPTER E-1. NON-REAL ID PERSONAL IDENTIFICATION CERTIFICATE

Sec. 521.110. ELIGIBILITY. The department may issue a non-REAL ID personal identification certificate to an applicant who:

(1) as of the date the certificate is issued, resides in this state; and

(2) meets the requirements for the issuance of a personal identification certificate under Subchapter E other than an application requirement described by Section 521.101(d-1), 521.1015(c)(1), or 521.1016(c)(1).

Sec. 521.111. NOT TO BE USED AS IDENTIFICATION FOR FEDERAL OR VOTING PURPOSES. A non-REAL ID personal identification certificate issued under this subchapter is not valid as proof of the certificate holder's identity for any federal purposes or for purposes of voting in any election, including a national, state, or local election.

Sec. 521.112. NON-REAL ID PERSONAL IDENTIFICATION CERTIFICATE. (a) The department shall:

1 (1) designate and clearly mark as a non-REAL ID
2 personal identification certificate each certificate issued under
3 this subchapter; and

4 (2) include on a certificate issued under this
5 subchapter an indication that the certificate is not valid proof of
6 identity for any federal or voting purposes.

7 (b) Except as otherwise provided by this subchapter, the
8 provisions of this chapter and other law applicable to the issuance
9 or renewal of, an applicant or application for, or a holder of a
10 personal identification certificate are applicable to the issuance
11 or renewal of, an applicant or application for, or a holder of a
12 non-REAL ID personal identification certificate.

13 Sec. 521.113. RULES. (a) The department shall adopt rules
14 to implement this subchapter, including rules:

15 (1) regarding the design and content of the non-REAL
16 ID personal identification certificate; and

17 (2) establishing criteria for proof of identification
18 and residency of an applicant.

19 (b) Rules establishing criteria for proof of identification
20 must allow an applicant to establish identity through presentation
21 of a foreign birth certificate or unexpired foreign passport that
22 includes a certified translation if the document is not in English.

23 Sec. 521.114. CERTAIN APPLICATION PROVISIONS INAPPLICABLE.
24 Notwithstanding Section 521.101(f-3), the requirement in Section
25 521.101(d-1) that an applicant who is not a citizen of the United
26 States present to the department documentation that authorizes the
27 applicant to be in the United States does not apply to an

1 application for the issuance of a non-REAL ID personal
2 identification certificate.

3 Sec. 521.115. EXPIRATION. Notwithstanding Sections
4 521.101(f) and (f-1), each non-REAL ID personal identification
5 certificate issued or renewed under this subchapter expires one
6 year after the date of issuance or renewal.

7 SECTION 2. Section 521.421, Transportation Code, is amended
8 by adding Subsection (1) to read as follows:

9 (1) The fee for issuance or renewal of a non-REAL ID
10 personal identification certificate is \$100.

11 SECTION 3. Not later than January 1, 2024, the Department of
12 Public Safety of the State of Texas shall adopt the rules necessary
13 to implement Subchapter E-1, Chapter 521, Transportation Code, as
14 added by this Act.

15 SECTION 4. This Act takes effect September 1, 2023.