

**First Regular Session  
Seventy-first General Assembly  
STATE OF COLORADO**

**ENGROSSED**

*This Version Includes All Amendments Adopted  
on Second Reading in the House of Introduction*

LLS NO. 17-0606.01 Jery Payne x2157

**HOUSE BILL 17-1206**

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**HOUSE SPONSORSHIP**

**Singer and Arndt,**

**SENATE SPONSORSHIP**

**Moreno and Coram,**

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**House Committees**

Local Government  
Appropriations

**Senate Committees**

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**A BILL FOR AN ACT**

101     **CONCERNING THE ISSUANCE OF IDENTIFICATION DOCUMENTS UNDER**  
102             **THE "COLORADO ROAD AND COMMUNITY SAFETY ACT," AND IN**  
103             **CONNECTION THEREWITH, MAKING AN APPROPRIATION.**

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)*

Currently, a person who is not lawfully present in the United States may obtain a driver's license or identification card if certain requirements are met. One of the requirements is that the person present a taxpayer identification card. The bill allows a social security number to also meet this requirement.

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters indicate new material to be added to existing statute.*  
*Dashes through the words indicate deletions from existing statute.*

HOUSE  
Amended 2nd Reading  
March 31, 2017

The bill also allows the license or identification card to be reissued or renewed in accordance with the process used for other licenses and identification cards.

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1 *Be it enacted by the General Assembly of the State of Colorado:*

2           **SECTION 1.** In Colorado Revised Statutes, 42-2-505, **amend** (1)  
3 introductory portion and (1)(c) as follows:

4           **42-2-505. Identification documents - individuals not lawfully**  
5 **present. (1) Documents issued.** An individual who is not lawfully  
6 present IN THE UNITED STATES may apply for an identification document  
7 in accordance with this part 5. The department shall issue an  
8 identification document to an applicant who:

9           (c) (I) Documents an individual taxpayer identification number  
10 issued by the United States internal revenue service; ~~and~~ OR

11           (II) DOCUMENTS A SOCIAL SECURITY NUMBER ISSUED BY THE  
12 UNITED STATES SOCIAL SECURITY ADMINISTRATION, WHICH  
13 DOCUMENTATION MAY INCLUDE A SOCIAL SECURITY CARD OR ANY OTHER  
14 DOCUMENTATION ACCEPTABLE TO THE DEPARTMENT AS PROVIDED BY  
15 RULE IF THE FEDERAL GOVERNMENT CONFIRMS THE INDIVIDUAL'S SOCIAL  
16 SECURITY NUMBER, INCLUDING ELECTRONIC CONFIRMATION THROUGH THE  
17 SOCIAL SECURITY ONLINE VERIFICATION SYSTEM COMMONLY KNOW AS  
18 SSOLV; AND

19           **SECTION 2.** In Colorado Revised Statutes, **amend** 42-2-509 as  
20 follows:

21           **42-2-509. Renewal - duplicate - replacement - rule.**  
22 (1) **Renewal.** An identification document issued under this part 5 expires  
23 three years after issuance. The holder of the document must apply for  
24 renewal IN ACCORDANCE WITH SECTION 42-2-118 OR 42-2-304 to continue

1 to hold a valid identification document. TO RENEW THE IDENTIFICATION  
2 DOCUMENT ISSUED TO A PERSON WHO IS NOT LAWFULLY PRESENT, THE  
3 HOLDER MUST PRESENT THE IDENTIFICATION DOCUMENT AND PROVIDE  
4 EVIDENCE OF CURRENT COLORADO RESIDENCY AS DETERMINED BY THE  
5 DEPARTMENT BY RULE.

6 (2) **Duplicate permits and minor licenses - replacement**  
7 **licenses.** IF AN IDENTIFICATION DOCUMENT ISSUED UNDER THIS PART 5 IS  
8 LOST, STOLEN, OR DESTROYED, THE PERSON TO WHOM IT WAS ISSUED MAY  
9 OBTAIN A DUPLICATE OR REPLACEMENT IN ACCORDANCE WITH SECTION  
10 42-2-117 OR 42-2-305.

11 **SECTION 3.** In Colorado Revised Statutes, 42-2-117, **amend**  
12 (1.5) as follows:

13 **42-2-117. Duplicate permits and minor licenses - replacement**  
14 **licenses.** (1.5) Upon furnishing satisfactory proof to the department that  
15 a driver's license issued under ~~the provisions of this article~~ ARTICLE 2 has  
16 been lost, stolen, or destroyed, the person to whom ~~the same~~ IT was issued  
17 ~~shall~~ MAY apply for renewal of the license pursuant to section 42-2-118.  
18 The new driver's license ~~shall expire~~ EXPIRES as provided in section  
19 42-2-114 OR 42-2-509 (1).

20 **SECTION 4.** In Colorado Revised Statutes, 42-2-118, **amend**  
21 (1)(a)(I), (1)(b)(I), (1.3)(a) introductory portion, (1.3)(a)(II), (1.5)(a)  
22 introductory portion, and (1.5)(a)(II) as follows:

23 **42-2-118. Renewal of license in person or by mail - donations**  
24 **to Emily Maureen Ellen Keyes organ and tissue donation awareness**  
25 **fund - repeal.** (1) (a) (I) Every license issued under section 42-2-114  
26 ~~shall be~~ OR 42-2-505 IS renewable prior to its expiration, upon application  
27 in person, by mail as provided in subsection (1.3) of this section, or by

1 electronic means as provided in subsection (1.5) of this section; payment  
2 of the required fee; passing of an eye test; passing of such other  
3 examinations as the applicant's physical limitations or driver's record  
4 indicates to be desirable; and payment of any penalty assessment, fine,  
5 cost, or forfeiture as prescribed by subsection (3) of this section. If a  
6 person renews his or her license pursuant to this ~~subparagraph (f)~~  
7 SUBSECTION (1)(a)(I) by electronic means, the person ~~shall~~ MUST attest  
8 under penalty of perjury that he or she has had an eye examination by ~~any~~  
9 AN optometrist or an ophthalmologist within three years before the date  
10 of application.

11 (b) (I) Any license referred to in section 42-2-114 OR 42-2-505  
12 that, at the time of its expiration, is held by a resident of this state who is  
13 temporarily outside of this state or is prevented by disability from  
14 complying with ~~paragraph (a) of this subsection (1)~~ SUBSECTION (1)(a) OF  
15 THIS SECTION may be extended for a period of one year if the licensee  
16 applies to the department for an extension of the expiration date ~~prior to~~  
17 BEFORE the date the license expires and pays a fee set by the department  
18 in accordance with section 42-2-114.5 (2). The department shall transfer  
19 the fee to the state treasurer, who shall credit it to the licensing services  
20 cash fund created in section 42-2-114.5 (1). ~~This~~ AN extension UNDER  
21 THIS SUBSECTION (1)(b)(I) becomes null and void ninety days after the  
22 licensee renews his or her residency in the state or otherwise becomes  
23 able to comply with the provisions of ~~paragraph (a) of this subsection (1)~~  
24 SUBSECTION (1)(a) OF THIS SECTION. The department shall NOT grant ~~no~~  
25 more than one extension under this ~~paragraph (b)~~ SUBSECTION (1)(b)  
26 unless a resident of this state is temporarily residing in a foreign country,  
27 in which case the department may grant no more than two extensions.

1 (1.3) (a) The department may, in its discretion, allow renewal of  
2 a driver's license issued under section 42-2-114 OR 42-2-505 by mail  
3 subject to the following requirements:

4 (II) Renewal by mail shall only be available every other driver's  
5 license renewal period as provided in section 42-2-114 (2)(a) and (3) OR  
6 42-2-509 (1);

7 (1.5) (a) The department may, in its discretion, allow renewal of  
8 a driver's license issued under section 42-2-114 OR 42-2-505 by electronic  
9 means subject to the following requirements:

10 (II) A person may renew a driver's license electronically only for  
11 two consecutive driver's license renewal periods as provided in section  
12 42-2-114 (2)(a) and (3) OR 42-2-509 (1);

13 **SECTION 5.** In Colorado Revised Statutes, 42-2-304, **amend**  
14 (1.5)(b), (1.7)(a) introductory portion, (1.8)(a) introductory portion, and  
15 (1.9)(a) introductory portion as follows:

16 **42-2-304. Validity of identification card - rules.** (1.5) (b) The  
17 department ~~may~~ SHALL not renew an identification card for a person if the  
18 person would not be eligible for an identification card pursuant to section  
19 42-2-302 (2)(b) or (2)(c) OR 42-2-505.

20 (1.7) (a) If allowed under federal law, the department shall allow  
21 renewal of an identification card issued under section 42-2-302 OR  
22 42-2-505 by mail subject to the following requirements:

23 (1.8) (a) The department shall allow an applicant to renew an  
24 identification card issued under section 42-2-302 OR 42-2-505 by  
25 electronic means if the applicant:

26 (1.9) (a) The department may allow an applicant to renew an  
27 identification card issued under section 42-2-302 OR 42-2-505 by

1 electronic means if the applicant:

2 **SECTION 6. Appropriation.** For the 2017-18 state fiscal year,  
3 \$216,000 is appropriated to the department of revenue. This appropriation  
4 is from the licensing services cash fund created in section 42-2-114.5 (1),  
5 C.R.S. To implement this act, the department may use this appropriation  
6 for DMV IT system (DRIVES) Support.

7 **SECTION 7. Effective date.** This act takes effect upon passage;  
8 except that sections 2 to 5 of this act take effect January 1, 2018.

9 **SECTION 8. Safety clause.** The general assembly hereby finds,  
10 determines, and declares that this act is necessary for the immediate  
11 preservation of the public peace, health, and safety.