

CHAPTER 861

H.B. No. 497

AN ACT

relating to identification cards issued by the Department of Public Safety.

*Be it enacted by the Legislature of the State of Texas:*

SECTION 1. Section 14A, Chapter 173, Acts of the 47th Legislature, Regular Session, 1941 (Article 6687b, Vernon's Texas Civil Statutes), is amended to read as follows:

Sec. 14A. PERSONAL IDENTIFICATION CARDS [~~CERTIFICATES~~]; FEE. (a) The Department shall [~~may~~] issue personal identification cards [~~certificates~~], similar in form but distinguishable in color from drivers' licenses. [~~Certificates issued under authority of this section shall expire on a date specified by the Department.~~]

(b) Original applications and applications for renewal of identification cards [~~certificates~~] shall require information and be submitted on a form promulgated by the Department.

(c) The Department shall levy and collect a fee of Five Dollars (\$5.00) for preparation and issuance of a card [~~the certificate~~].

(d) *The Department shall maintain records of card applications in the manner required by Subsection (a) of Section 21 of this Act for license applications and may destroy identification card records in the manner provided by Subsection (c) of that section for license records. The Department may cancel and require surrender of a*

*card after determining that the holder was not entitled to its issuance or gave incorrect or incomplete information in making an application.*

*(e) An individual, corporation, or association may not deny a person access to goods, services, or facilities, except in regard to the operation of a motor vehicle, on the ground that the person holds a personal identification card rather than a driver's license or permit.*

SECTION 2. Section 44A(a), Chapter 173, Acts of the 47th Legislature, Regular Session, 1941 (Article 6687b, Vernon's Texas Civil Statutes), is amended to read as follows:

(a) Any person who shall print, engrave, copy, photograph, make, issue, sell, or circulate, or who shall possess or have in his possession with intent to use, sell, circulate, ~~[or who shall possess or have in his possession with intent to use, sell, circulate,]~~ or pass, any forged or counterfeit driver's license, driver's license form, *personal identification card*, stamp, permit, license, official signature, certificate, evidence of fee payment, or any other instrument which has not been printed, manufactured, or made by or under the direction of, or issued, sold, or circulated by or under the direction of a person, board, agency, or authority authorized to do so by the provisions of this Act, or by the laws of another state or of the United States, shall be guilty of a felony and upon conviction shall be punished by confinement in the State penitentiary for a term of not less than two (2) years nor more than five (5) years.

SECTION 3. This Act takes effect September 1, 1987, and applies only to personal identification cards issued on or after that date. Personal identification certificates issued under Section 14A of Chapter 173, Acts of the 47th Legislature, Regular Session, 1941 (Article 6687b, Vernon's Texas Civil Statutes), before the effective date of this Act are subject to the law as it existed on the date of issuance, and that law is continued in effect for that purpose.

SECTION 4. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended.

Passed by the House on May 19, 1987, by a non-record vote; and that the House concurred in Senate amendments to H.B. No. 497 on May 30, 1987, by a non-record vote. Passed by the Senate, with amendments, on May 29, 1987, by the following vote: Yeas 30, Nays 0.

Approved June 19, 1987.

Effective Sept. 1, 1987.