

By: Bohac

H.B. No. 1681

A BILL TO BE ENTITLED

AN ACT

relating to the authority of a county clerk to require an individual to present photo identification to file certain documents.

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

SECTION 1. Chapter 191, Local Government Code, is amended by adding Section 191.010 to read as follows:

Sec. 191.010. AUTHORITY TO REQUIRE PHOTO IDENTIFICATION TO FILE CERTAIN DOCUMENTS. (a) In this section, "photo identification" means one of the following forms of photo identification:

(1) a driver's license, election identification certificate, or personal identification card issued to the person by any state or territory of the United States that has not expired or that expired no earlier than 60 days before the date of presentation;

(2) a United States military identification card that contains the person's photograph that has not expired or that expired no earlier than 60 days before the date of presentation;

(3) a United States citizenship certificate issued to the person that contains the person's photograph;

(4) a United States passport or a passport issued by a foreign government recognized by the United States issued to the person that has not expired or that expired no earlier than 60 days before the date of presentation; or

1 (5) a license to carry a concealed handgun issued to
2 the person by the Department of Public Safety that has not expired
3 or that expired no earlier than 60 days before the date of
4 presentation.

5 (b) A county clerk may require a person presenting a
6 document in person for filing in the real property records of the
7 county to present a photo identification to the clerk. The clerk
8 may copy the photo identification or record information from the
9 photo identification. The clerk may not charge a person a fee to
10 copy or record the information from a photo identification.

11 (c) Information copied or recorded from the photo
12 identification is confidential.

13 (d) A document filed with a county clerk is not invalid
14 solely because the county clerk did not copy a photo identification
15 or record the information from the photo identification.

16 SECTION 2. This Act takes effect immediately if it receives
17 a vote of two-thirds of all the members elected to each house, as
18 provided by Section 39, Article III, Texas Constitution. If this
19 Act does not receive the vote necessary for immediate effect, this
20 Act takes effect September 1, 2015.