

AN ACT

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

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 IN CERTAIN COUNTIES. (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 Permanent Resident Card that has not expired or that expired no earlier than 60 days before the date of presentation;

1           (5) an identification card issued by a municipality  
2 intended to serve as a general identification card for the holder  
3 that has not expired or that expired no earlier than 60 days before  
4 the date of presentation;

5           (6) a federally recognized tribal enrollment card or  
6 other form of tribal identification that has not expired or that  
7 expired no earlier than 60 days before the date of presentation;

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

12           (8) a license to carry a concealed handgun issued to  
13 the person by the Department of Public Safety that has not expired  
14 or that expired no earlier than 60 days before the date of  
15 presentation.

16           (b) A county clerk in a county with a population of 3.3  
17 million or more may require a person presenting a document in person  
18 for filing in the real property records of the county to present a  
19 photo identification to the clerk. The clerk may copy the photo  
20 identification or record information from the photo  
21 identification. The clerk may not charge a person a fee to copy or  
22 record the information from a photo identification.

23           (c) Information copied or recorded from the photo  
24 identification is confidential.

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

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

H.B. No. 1681

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President of the Senate

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Speaker of the House

I certify that H.B. No. 1681 was passed by the House on May 6, 2015, by the following vote: Yeas 142, Nays 4, 2 present, not voting; and that the House concurred in Senate amendments to H.B. No. 1681 on May 29, 2015, by the following vote: Yeas 143, Nays 3, 2 present, not voting.

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Chief Clerk of the House

I certify that H.B. No. 1681 was passed by the Senate, with amendments, on May 26, 2015, by the following vote: Yeas 29, Nays 2.

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Secretary of the Senate

APPROVED: \_\_\_\_\_

Date

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Governor