

**HOUSE AMENDMENTS TO
SENATE BILL 74
(INCLUDING AMENDMENTS TO RESOLVE CONFLICTS)**

By COMMITTEE ON TRANSPORTATION

May 24

1 On page 2 of the printed bill, after line 15, insert:

2 **“SECTION 1a. If House Bill 2106 becomes law, section 1 of this 2005 Act (amending ORS**
3 **807.160) is repealed and ORS 807.160, as amended by section 1, chapter 59, Oregon Laws 2005**
4 **(Enrolled House Bill 2106), is amended to read:**

5 “807.160. (1) The Department of Transportation shall establish by rule the reasons for issuing
6 a replacement driver license or driver permit to a person who submits an application for the re-
7 placement. The reasons for replacement shall include, but are not limited to, situations when the
8 person:

9 “(a) Furnishes proof satisfactory to the department of the loss, destruction or mutilation of the
10 person’s driver license or driver permit.

11 “(b) Changes residence address from the address noted on the person’s driver license or driver
12 permit.

13 “(c) Is an officer or eligible employee who has requested, in accordance with ORS 802.250, that
14 department records show the address of the person’s employer.

15 “(d) Changes names from the name noted on the person’s driver license or driver permit.

16 “(e) Is applying or is required to add or remove a restriction on the driver license or driver
17 permit.

18 “(f) Is applying or is required to add or remove an endorsement other than a motorcycle
19 endorsement on the driver license or driver permit.

20 “(g) Furnishes proof satisfactory to the department or the department determines that the de-
21 partment made an error when issuing a driver license or driver permit.

22 **“(h) Furnishes proof satisfactory to the department that, for a reason identified by the**
23 **department by rule, the person needs a replacement driver license or driver permit that**
24 **bears a different distinguishing number from the license or permit being replaced.**

25 “(2) Notwithstanding subsection (1)(b) of this section, in lieu of issuing a replacement driver li-
26 cense or driver permit upon a change in residence address of a person, the department may note the
27 change of residence address on the person’s license or permit in a manner determined by the de-
28 partment.

29 “(3) A replacement driver license or driver permit issued under this section:

30 “(a) Shall bear the same distinguishing number as the driver license or driver permit replaced
31 unless the person applying for the replacement furnishes proof [*satisfactory to the department that a*
32 *police agency has reason to believe that the person’s lost driver license or driver permit or the person’s*
33 *name is being used fraudulently*] **as described in subsection (1)(h) of this section.**

34 “(b) Does not alter or extend the driving privileges granted to the person under the old license

1 or permit unless the replacement license or permit was issued for the purpose of changing a re-
2 striction or endorsement or for correcting an error involving driving privileges.

3 “(4) Except for driver permits for which the department does not charge an issuance fee, the
4 department shall charge the fee under ORS 807.370 for a replacement license or driver permit issued
5 under this section. The replacement fee is in addition to any endorsement or test fee that may apply.
6 The department may waive the replacement fee as provided under ORS 807.390.

7 “(5) The driver license or driver permit replaced under this section is invalid and shall be sur-
8 rendered to the department.

9 “(6) The department may not issue a replacement driver license or driver permit under this
10 section if:

11 “(a) The person making application is not qualified to hold a license or permit at the time of
12 application.

13 “(b) The driving privileges of the person making application are suspended or revoked and have
14 not been partially or completely reinstated.

15 “(7) The department need not issue a replacement driver license or driver permit to a person
16 who has not complied with the requirements and responsibilities created by citation for or con-
17 viction of a traffic offense in another jurisdiction if an agreement under ORS 802.530 authorizes the
18 department to withhold issuance of a replacement license or permit.”.

19 On page 3, after line 45, insert:

20 “**SECTION 2a. If House Bill 2106 becomes law, section 2 of this 2005 Act (amending ORS**
21 **807.400) is repealed and ORS 807.400, as amended by section 10, chapter 59, Oregon Laws 2005**
22 **(Enrolled House Bill 2106), is amended to read:**

23 “807.400. (1) The Department of Transportation shall issue an identification card to any person
24 who:

25 “(a) Is domiciled in or resident of this state, as described in ORS 807.062;

26 “(b) Does not have a current, valid driver license; and

27 “(c) Furnishes such evidence of the person’s age and identity as the department may require.

28 “(2) The department shall work with other agencies and organizations to attempt to improve the
29 issuance system for identification cards.

30 “(3) Every original application for an identification card must be signed by the applicant. The
31 department shall require at least one document to verify the address of an applicant for issuance
32 of an identification card in addition to other documents the department may require of the applicant.
33 If the address of an applicant has changed since the last time an identification card was issued to
34 or renewed for the applicant, the department shall require proof to verify the address of an applicant
35 for renewal of an identification card, in addition to anything else the department may require.

36 “(4) Every identification card shall be issued upon the standard license form described under
37 ORS 807.110 and shall bear a statement to the effect that the identification card is not a license or
38 any other grant of driving privileges to operate a motor vehicle and is to be used for identification
39 purposes only. The department shall use the same security procedures, processes, materials and
40 features for an identification card as are required for a license under ORS 807.110.

41 “(5) Upon order of the juvenile court, the department shall include on the card the fact that the
42 person issued the identification card is an emancipated minor.

43 “(6) Each original identification card shall expire on a date consistent with the expiration dates
44 of licenses as set forth in ORS 807.130.

45 “(7) Identification cards shall be renewed under the terms for renewal of licenses as set forth

1 in ORS 807.150.

2 “(8) The fee for an original identification card or a renewal thereof shall be the fee established
3 under ORS 807.410. In no event shall the issuance or renewal of an identification card be subject
4 to any fee in addition to that set forth in ORS 807.410.

5 “(9) An identification card becomes invalid if the holder of the card changes residence address
6 from that shown on the identification card and does not provide the department with notice of the
7 change as required under ORS 807.420.

8 “(10) If a person to whom an identification card was issued and who changes residence address
9 appears in person at a department office that issues identification cards, the department may do any
10 of the following:

11 “(a) Issue a replacement identification card containing the new address [*but bearing the same*
12 *distinguishing number as the old identification card*] upon receipt of the old identification card and
13 payment of the fee established for issuing a replacement identification card with a changed address
14 under ORS 807.410. **Except as otherwise provided in subsection (12) of this section, the re-**
15 **placement identification card shall bear the same distinguishing number as the card being**
16 **replaced.**

17 “(b) Note the new address on the old identification card in a manner to be determined by the
18 department.

19 “(11) An identification card becomes invalid if the holder of the card changes the person’s name
20 from that shown on the card, including a change of name by marriage, without providing the de-
21 partment with notice of the change as required under ORS 807.420. Upon receiving such notice and
22 the old identification card, the department shall issue a replacement identification card upon pay-
23 ment of the fee required under ORS 807.410.

24 “**(12) In the event that, for a reason identified by the department by rule, a person needs**
25 **a replacement identification card that bears a different distinguishing number from the card**
26 **being replaced, the person to whom the card was issued may obtain a replacement card from**
27 **the department upon furnishing proof satisfactory to the department of the need for such**
28 **replacement and payment of the replacement fee under ORS 807.410.**

29 “[~~(12)~~] **(13)** The department may establish by rule reasons for issuing replacement identification
30 cards that are in addition to the reasons identified in subsections (10) [~~and (11)~~] **to (12)** of this sec-
31 tion. The fee for a replacement identification card is provided under ORS 807.410.

32 “[~~(13)~~] **(14)** Upon cancellation of an identification card, the card is terminated and must be sur-
33 rendered to the department. An identification card may be canceled for any of the reasons that
34 driving privileges or a license may be canceled under ORS 809.310. The department may reissue
35 an identification card canceled under this subsection when the applicant has satisfied all require-
36 ments for the identification card.

37 “[~~(14)~~] **(15)** Notwithstanding any other provision of this section, the department may issue an
38 identification card to a person under this subsection without charge when the person surrenders a
39 license or driver permit to the department for reasons described in this subsection. If the department
40 issues an identification card under this subsection, the identification card shall expire at the same
41 time as the surrendered driver license or driver permit would have expired. An identification card
42 issued under this subsection is subject to the same requirements and fees for renewal or upon ex-
43 piration as any other identification card issued under this section. The department may issue iden-
44 tification cards under this subsection as described under any of the following:

45 “(a) The department may issue an identification card under this subsection to a person who

1 voluntarily surrenders a license or driver permit to the department based upon the person's recog-
2 nition that the person is no longer competent to drive.

3 “(b) The department may issue an identification card to a person under this subsection when the
4 person's driving privileges are suspended under ORS 809.419 (1). This paragraph only applies if the
5 person voluntarily surrenders the person's license or driver permit to the department as provided
6 under ORS 809.500.”.

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