

Second Regular Session  
Seventy-fourth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 24-1070.01 Jery Payne x2157

SENATE BILL 24-182

---

SENATE SPONSORSHIP

Gonzales and Bridges,

HOUSE SPONSORSHIP

Hernandez,

---

Senate Committees  
Judiciary

House Committees

---

A BILL FOR AN ACT

101 CONCERNING THE REQUIREMENTS TO ISSUE AN IDENTIFICATION  
102 DOCUMENT UNDER THE "COLORADO ROAD AND COMMUNITY  
103 SAFETY ACT" TO AN INDIVIDUAL WHO IS NOT LAWFULLY  
104 PRESENT IN THE UNITED STATES.

---

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>.)*

The "Colorado Road and Community Safety Act" authorizes the issuance of a driver's license or identification card to an individual who is not lawfully present in the United States. The following are, among

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
Capital letters or bold & italic numbers indicate new material to be added to existing law.  
Dashes through the words or numbers indicate deletions from existing law.

others, some of the requirements to be issued the driver's license or identification card:

- A requirement that the applicant has filed a Colorado resident income tax return for the immediately preceding year;
- A requirement that the applicant can demonstrate being a resident of the state for the immediately preceding 2 years;
- A requirement to provide a documented social security number or individual taxpayer identification number; and
- A requirement to present a passport, consular identification card, or military identification document from the person's country of origin.

The bill changes these requirements by:

- Repealing the requirement that the applicant have filed a Colorado resident income tax return;
- Repealing the requirement that the applicant demonstrate being a resident of the state for the immediately preceding 2 years;
- Repealing the requirement that the applicant provide a documented social security number or individual taxpayer identification number; and
- Adding the following documents to the list of acceptable identification documents:
  - A photocopy of a passport issued by the applicant's country of origin;
  - A voter identification card with a photograph issued by the applicant's country of origin;
  - A driver's license, instruction permit, or identification card issued by the applicant's country of origin;
  - An identifying document issued by the United States department of homeland security, or its contractors or subcontractors, or the United States department of justice;
  - An identification card issued under the intensive supervision appearance program by the United States immigration and customs enforcement agency; and
  - A verification-of-release identification card issued by the office of refugee resettlement in the United States department of health and human services.

1           **SECTION 1.** In Colorado Revised Statutes, 42-2-505, **amend**  
2 (1)(b) and (1)(e); and **repeal** (1)(c) as follows:

3           **42-2-505. Identification documents - individuals not lawfully**  
4 **present - rules. (1) Documents issued.** An individual who is not  
5 lawfully present in the United States may apply for an identification  
6 document in accordance with this part 5. The department shall issue an  
7 identification document to an applicant who:

8           (b) ~~(F)~~ Signs an affidavit that the applicant is currently a resident  
9 and presents ~~proof of return filing for the immediately preceding year and~~  
10 evidence of residence in Colorado that conforms to the standards of THE  
11 FEDERAL "REAL ID ACT OF 2005", Pub.L. 109-13, Division B, Title II,  
12 sec. 201 et seq., or any rules promulgated under ~~Pub.L. 109-13, Division~~  
13 ~~B, Title II, sec. 201 et seq.;~~ or THE ACT;

14           ~~(H) Signs an affidavit that the applicant has continuously been a~~  
15 ~~resident in Colorado for the immediately preceding twenty-four months~~  
16 ~~and presents evidence of residence in Colorado for the immediately~~  
17 ~~preceding twenty-four months that conforms to the standards of Pub.L.~~  
18 ~~109-13, Division B, Title II, sec. 201 et seq., or any rules promulgated~~  
19 ~~under Pub.L. 109-13, Division B, Title II, sec. 201 et seq.; and~~

20           (c) ~~(I) Documents an individual taxpayer identification number~~  
21 ~~issued by the United States internal revenue service; or~~

22           ~~(H) Documents a social security number issued by the United~~  
23 ~~States social security administration, which documentation may include~~  
24 ~~a social security card or any other documentation acceptable to the~~  
25 ~~department as provided by rule if the federal government confirms the~~  
26 ~~individual's social security number. This confirmation must include~~  
27 ~~electronic confirmation through the social security online verification~~

1 ~~system commonly known as SSOLV.~~

2 (e) Presents one of the following DOCUMENTS THAT IS UNEXPIRED  
3 OR HAS EXPIRED LESS THAN TEN YEARS BEFORE THE DATE OF THE  
4 INDIVIDUAL'S APPLICATION FOR AN IDENTIFICATION DOCUMENT:

5 (I) From the applicant's country of origin:

6 ~~(H)~~ (A) A passport OR PHOTOCOPY OF A PASSPORT;

7 ~~(HH)~~ (B) A consular identification card; ~~or~~

8 ~~(HH)~~ (C) A military identification document;

9 (D) A VOTER IDENTIFICATION DOCUMENT WITH A PHOTOGRAPH; OR

10 (E) A DRIVER'S LICENSE, INSTRUCTION PERMIT, OR IDENTIFICATION  
11 CARD;

12 (II) AN IDENTIFYING DOCUMENT ISSUED BY THE UNITED STATES  
13 DEPARTMENT OF HOMELAND SECURITY, ITS CONTRACTORS OR  
14 SUBCONTRACTORS, OR THE UNITED STATES DEPARTMENT OF JUSTICE,  
15 INCLUDING FORM I-862, NOTICE TO APPEAR; FORM I-200, WARRANT FOR  
16 ARREST OF ALIEN; FORM I-205, WARRANT OF DEPORTATION; FORM  
17 I-220A, ORDER OF RELEASE ON RECOGNIZANCE; AND FORM 220B, ORDER  
18 OF SUPERVISION, OR THE SUCCESSOR TO ANY OF THE LISTED FORMS;

19 (III) AN IDENTIFICATION DOCUMENT ISSUED UNDER THE INTENSIVE  
20 SUPERVISION APPEARANCE PROGRAM BY THE UNITED STATES  
21 IMMIGRATION AND CUSTOMS ENFORCEMENT AGENCY WITHIN THE UNITED  
22 STATES DEPARTMENT OF HOMELAND SECURITY; OR

23 (IV) A VERIFICATION-OF-RELEASE DOCUMENT ISSUED BY THE  
24 OFFICE OF REFUGEE RESETTLEMENT IN THE UNITED STATES DEPARTMENT  
25 OF HEALTH AND HUMAN SERVICES.

26 **SECTION 2. Act subject to petition - effective date -**  
27 **applicability.** (1) This act takes effect at 12:01 a.m. on the day following

1 the expiration of the ninety-day period after final adjournment of the  
2 general assembly; except that, if a referendum petition is filed pursuant  
3 to section 1 (3) of article V of the state constitution against this act or an  
4 item, section, or part of this act within such period, then the act, item,  
5 section, or part will not take effect unless approved by the people at the  
6 general election to be held in November 2024 and, in such case, will take  
7 effect on the date of the official declaration of the vote thereon by the  
8 governor.

9 (2) This act applies to applications submitted on or after the  
10 applicable effective date of this act.