

House Bill 415

By: Representatives Kennard of the 102nd, Mitchell of the 88th, Evans of the 83rd, McLeod of the 105th, McLaurin of the 51st, and others

A BILL TO BE ENTITLED
AN ACT

To amend Article 5 of Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to identification cards for persons without drivers' licenses, so as to provide for the issuance of identification cards to persons completing a term of incarceration; to authorize the issuance of identification cards in the absence of otherwise required documentation; to provide for the sharing of identifying information possessed by the Department of Corrections or jailers with the Department of Driver Services; to provide for the form of such identification cards; to authorize compliance with the federal REAL ID Act; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Article 5 of Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to identification cards for persons without drivers' licenses, is amended by adding a new Code section to read as follows:

"40-5-106.

(a) The department, in coordination with the Department of Corrections and jailers, as defined in Code Section 42-4-1, is authorized to issue a personal identification card to any resident of this state lacking a driver's license, personal identification card, or other identification card issued pursuant to this chapter upon such person completing a term of incarceration in any prison, jail, or detention facility of this state, its departments or agencies, or political subdivisions.

(b) The department shall be authorized to issue a personal identification card pursuant to this Code section even if the person seeking the personal identification card does not have access to or possess documentation otherwise required by this title or any rules or regulations adopted by the commissioner. The Department of Corrections and any jailer shall provide identifying information in its possession to the department of any person

26 seeking a personal identification card pursuant to this Code section that the department may
27 require to issue said personal identification card.
28 (c) Personal identification cards issued pursuant to this Code section shall be in the same
29 form as other personal identification cards issued pursuant to Code Section 40-5-100,
30 provided that gold star marks and other related visual representations shall be omitted or
31 changed to insure compliance with the federal REAL ID Act of 2005, federal regulations
32 adopted pursuant thereto, and any subsequent amendments."

33 **SECTION 2.**

34 All laws and parts of laws in conflict with this Act are repealed.