

1-1 By: Bohac (Senate Sponsor - Bettencourt) H.B. No. 1681  
1-2 (In the Senate - Received from the House May 7, 2015;  
1-3 May 11, 2015, read first time and referred to Committee on  
1-4 Intergovernmental Relations; May 22, 2015, reported adversely,  
1-5 with favorable Committee Substitute by the following vote: Yeas 7,  
1-6 Nays 0; May 22, 2015, sent to printer.)

1-7 COMMITTEE VOTE

1-8	Yea	Nay	Absent	PNV
1-9	Lucio	X		
1-10	Bettencourt	X		
1-11	Campbell	X		
1-12	Garcia	X		
1-13	Menéndez	X		
1-14	Nichols	X		
1-15	Taylor of Galveston	X		

1-16 COMMITTEE SUBSTITUTE FOR H.B. No. 1681 By: Bettencourt

1-17 A BILL TO BE ENTITLED  
1-18 AN ACT

1-19 relating to the authority of a county clerk to require an individual  
1-20 to present photo identification to file certain documents.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Chapter 191, Local Government Code, is amended  
1-23 by adding Section 191.010 to read as follows:

1-24 Sec. 191.010. AUTHORITY TO REQUIRE PHOTO IDENTIFICATION TO  
1-25 FILE CERTAIN DOCUMENTS. (a) In this section, "photo  
1-26 identification" means one of the following forms of photo  
1-27 identification:

1-28 (1) a driver's license, election identification  
1-29 certificate, or personal identification card issued to the person  
1-30 by any state or territory of the United States that has not expired  
1-31 or that expired no earlier than 60 days before the date of  
1-32 presentation;

1-33 (2) a United States military identification card that  
1-34 contains the person's photograph that has not expired or that  
1-35 expired no earlier than 60 days before the date of presentation;

1-36 (3) a United States citizenship certificate issued to  
1-37 the person that contains the person's photograph;

1-38 (4) a United States passport or a passport issued by a  
1-39 foreign government recognized by the United States issued to the  
1-40 person that has not expired or that expired no earlier than 60 days  
1-41 before the date of presentation; or

1-42 (5) a license to carry a concealed handgun issued to  
1-43 the person by the Department of Public Safety that has not expired  
1-44 or that expired no earlier than 60 days before the date of  
1-45 presentation.

1-46 (b) A county clerk may require a person presenting a  
1-47 document in person for filing in the real property records of the  
1-48 county to present a photo identification to the clerk. The clerk  
1-49 may copy the photo identification or record information from the  
1-50 photo identification. The clerk may not charge a person a fee to  
1-51 copy or record the information from a photo identification.

1-52 (c) Information copied or recorded from the photo  
1-53 identification is confidential.

1-54 (d) A document filed with a county clerk is not invalid  
1-55 solely because the county clerk did not copy a photo identification  
1-56 or record the information from the photo identification.

1-57 SECTION 2. This Act takes effect immediately if it receives  
1-58 a vote of two-thirds of all the members elected to each house, as  
1-59 provided by Section 39, Article III, Texas Constitution. If this  
1-60 Act does not receive the vote necessary for immediate effect, this

2-1 Act takes effect September 1, 2015.

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