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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. **2304**

03/11/2019 Authored by Long and Gomez
The bill was read for the first time and referred to the Committee on Government Operations

1.1 A bill for an act
1.2 relating to local government; governing municipal identification cards; proposing
1.3 coding for new law in Minnesota Statutes, chapter 415.

1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5 Section 1. **[415.20] MUNICIPAL IDS.**

1.6 Subdivision 1. **Definitions.** (a) The terms defined in this subdivision apply to this section.

1.7 (b) "Municipal ID" means a photographic identification card in physical or electronic
1.8 form created and provided by a municipality to a resident of the municipality that includes
1.9 the individual's name, date of birth, and residential address, and any other identifying
1.10 information as required or authorized by the municipal ordinance.

1.11 (c) "Municipality" means a home rule charter or statutory city.

1.12 (d) "Resident" means a person who resides within the municipality's corporate boundaries
1.13 for a minimum of 30 continuous days immediately prior to application for a municipal ID
1.14 and who submits documentation demonstrating identity and residency as required in this
1.15 section.

1.16 Subd. 2. **Ordinance authorized.** A municipality may adopt an ordinance to provide for
1.17 municipal IDs. The ordinance must require an applicant for a municipal ID to submit
1.18 documentation of identity and residency using only the documents listed in this section.

1.19 Subd. 3. **Issuance.** (a) A municipality that has adopted a municipal ID ordinance may
1.20 issue a municipal ID to any resident who satisfies the application requirements in the
1.21 ordinance, which may include payment of any applicable fee.

2.1 (b) A municipal ID expires four years from the date of issuance. An ordinance may
 2.2 require surrender of an expired municipal ID or surrender of a municipal ID when the ID
 2.3 holder is no longer a resident.

2.4 (c) A municipal ID must be produced in a form to prevent unauthorized replication,
 2.5 alteration, or counterfeiting.

2.6 **Subd. 4. Requirements for proof of identity and residency.** (a) An applicant for a
 2.7 municipal ID must demonstrate identity and residency by submitting one or more of the
 2.8 documents listed in subdivisions 5 and 6 that, whether solely or combined, provide a
 2.9 photograph of the applicant and the applicant's full name, date of birth, and residential
 2.10 address within the municipality's corporate boundaries.

2.11 (b) A submitted document must be an original or a copy certified by the issuing agency.
 2.12 If the applicant's current legal name is different from the name on an identity document,
 2.13 the applicant must submit proof of a lawful change of name. A document that is not in
 2.14 English must be accompanied by a certified translation or an affidavit of translation into
 2.15 English. A document that is expired may be used to demonstrate identity and residency if
 2.16 it is accompanied by at least one other document and the requirements of paragraph (a) are
 2.17 met.

2.18 **Subd. 5. Proof of identity; documents.** The following may be used to demonstrate
 2.19 identity:

2.20 (1) driver's license or identification card issued by any state, the District of Columbia,
 2.21 or a territory or possession of the United States;

2.22 (2) tribal driver's license or identification card;

2.23 (3) consular identification card;

2.24 (4) United States permanent resident card, commonly known as a "green card";

2.25 (5) birth certificate issued by any state, the District of Columbia, territory, or possession
 2.26 of the United States;

2.27 (6) United States certificate of birth abroad;

2.28 (7) United States passport or passport card;

2.29 (8) Minnesota identification card;

2.30 (9) tribal or Bureau of Indian Affairs affidavit of birth;

2.31 (10) foreign passport;

- 3.1 (11) United States Citizenship and Immigration Services employment authorization
3.2 card;
- 3.3 (12) United States certificate of naturalization;
- 3.4 (13) United States certificate of citizenship;
- 3.5 (14) United States military form DD-214;
- 3.6 (15) United States military identification card, whether active duty, reserve, or retired;
- 3.7 (16) released offender identification from the Minnesota Department of Corrections
3.8 with photograph;
- 3.9 (17) identification card issued by the national government of a foreign country that
3.10 authorizes the use of the card as an alternative to a passport for re-entry into the issuing
3.11 country, and that has a photograph of the applicant and the applicant's date of birth;
- 3.12 (18) United States Social Security Administration card;
- 3.13 (19) United States military dependent identification card;
- 3.14 (20) United States armed forces driver's license;
- 3.15 (21) United States Department of Veterans Affairs card;
- 3.16 (22) United States Department of Justice inmate identification card;
- 3.17 (23) United States Selective Service card;
- 3.18 (24) W-2 form issued by an employer in any state, territory, or possession of the United
3.19 States;
- 3.20 (25) concealed carry permit issued by any state, territory, or possession of the United
3.21 States;
- 3.22 (26) medical insurance identification card;
- 3.23 (27) professional license issued by any state, the District of Columbia, territory, or
3.24 possession of the United States;
- 3.25 (28) bank card issued by a bank that does business in any state, territory, or possession
3.26 of the United States;
- 3.27 (29) credit card issued by a bank that does business in any state, the District of Columbia,
3.28 territory, or possession of the United States;
- 3.29 (30) school identification issued by a school in any state, the District of Columbia,
3.30 territory, or possession of the United States; and

4.1 (31) marriage license or certificate.

4.2 Subd. 6. **Proof of residency; documents.** (a) If the documentation used to demonstrate
4.3 identity under subdivision 5 does not also demonstrate residency within the municipality's
4.4 corporate boundaries, an applicant must submit one of the following:

4.5 (1) utility bill, including a cable, cell phone, gas, or electric bill, dated within the last 30
4.6 days;

4.7 (2) written verification confirming a minimum of 30 days of residency within the last
4.8 30 days issued by a Minnesota licensed homeless shelter;

4.9 (3) written verification issued by a hospital, health clinic, or county social services
4.10 agency confirming a minimum of 30 days of residency within the last 30 days;

4.11 (4) local property tax statement or mortgage payment receipt dated within the last 30
4.12 days;

4.13 (5) bank account statement dated within the last 30 days;

4.14 (6) proof of current enrollment in a school located within the municipality's boundaries,
4.15 which can be used to establish proof of residency for either the student or a parent of a
4.16 student;

4.17 (7) employment pay stub dated within the last 30 days;

4.18 (8) jury summons or court order issued by a state or federal court dated within the last
4.19 30 days;

4.20 (9) federal or state income tax or refund statement dated within the last 30 days; or

4.21 (10) insurance bill dated within the last 30 days.

4.22 (b) A document submitted under this subdivision must include both the applicant's name
4.23 and a residential address located within the municipality's boundaries.

4.24 Subd. 7. **Acceptance of municipal ID; preemption.** A municipal ID is acceptable and
4.25 exclusively sufficient proof of identity and residence. The requirements of this section
4.26 preempt any administrative rule requirements for proof of identity or residence unless state
4.27 statute or federal law requires otherwise.

4.28 Subd. 8. **Previously issued municipal ID.** A municipal ID issued before August 1,
4.29 2019, is valid if it complies with the requirements of this section.

- 5.1 Subd. 9. **Violations of ordinance.** An ordinance may provide for suspension and
- 5.2 revocation of a municipal ID. An ordinance may prohibit counterfeiting, alteration, and
- 5.3 fraudulent use of a municipal ID.