

ASSEMBLY BILL NO. 363—ASSEMBLYMAN THOMPSON

MARCH 20, 2019

Referred to Committee on Growth and Infrastructure

SUMMARY—Revises certain provisions relating to homeless youth. (BDR 43-1033)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Yes.

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EXPLANATION – Matter in **bolded italics** is new; matter between brackets **[omitted material]** is material to be omitted.

AN ACT relating to motor vehicles; revising provisions requiring the Department of Motor Vehicles to provide a duplicate driver's license or duplicate identification card to a homeless person free of charge in certain circumstances; revising provisions requiring the State Registrar to provide certain certificates to a homeless person free of charge in certain circumstances; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires the Department of Motor Vehicles to waive the fees for furnishing a duplicate driver's license or a duplicate identification card to a homeless person. The homeless person must reimburse the Department for a certain portion of the fee if the vendor who produces the license or card does not waive the cost it charges the Department to produce the photograph of the homeless person. (NRS 483.417, 483.825) **Sections 1 and 2** of this bill require the Department to waive all of the fees, including any reimbursement, for furnishing an original or duplicate driver's license or an original or duplicate identification card to a homeless child or youth under the age of 25 years.

Existing law prohibits the State Registrar from charging a fee for furnishing a certified copy of a record of birth to: (1) a homeless person; or (2) a person who was released from prison within the 90 days immediately preceding the person's request for such a copy. (NRS 440.700) **Section 3** of this bill clarifies that a homeless child or youth is entitled to such a free certified copy of a record of birth, and authorizes certain social workers and persons designated by a local educational agency to obtain a certified copy of a record of birth on behalf of a homeless child or youth in certain circumstances. **Section 3** also requires the State Registrar to provide an unaccompanied youth, without the payment of a fee, a certificate limited to a statement as to the date of birth of the unaccompanied youth, as disclosed by



20 the record of such birth, when the certificate is necessary for admission to school or
21 for securing employment.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** NRS 483.417 is hereby amended to read as follows:

2 483.417 1. ~~The~~ *Except as otherwise provided in subsection*
3 *4, the* Department shall waive the fee prescribed by NRS 483.410
4 and the increase in the fee required by NRS 483.347 not more than
5 one time for furnishing a duplicate driver's license to:

6 (a) A homeless person who submits a signed affidavit on a form
7 prescribed by the Department stating that the person is homeless.

8 (b) A person who submits documentation from the Department
9 of Corrections verifying that the person was released from prison
10 within the immediately preceding 90 days.

11 (c) A person who submits documentation from a county, city or
12 town jail or detention facility verifying that the person was released
13 from the county, city or town jail or detention facility, as applicable,
14 within the immediately preceding 90 days.

15 2. A vendor that has entered into an agreement with the
16 Department to produce photographs for drivers' licenses pursuant to
17 NRS 483.347 may waive the cost it charges the Department to
18 produce the photograph of a homeless person or person released
19 from prison or a county, city or town jail or detention facility for a
20 duplicate driver's license.

21 3. ~~If~~ *Except as otherwise provided in subsection 4, if* the
22 vendor does not waive pursuant to subsection 2 the cost it charges
23 the Department and the Department has waived the increase in the
24 fee required by NRS 483.347 for a duplicate driver's license
25 furnished to a person pursuant to subsection 1, the person shall
26 reimburse the Department in an amount equal to the increase in the
27 fee required by NRS 483.347 if the person:

28 (a) Applies to the Department for the renewal of his or her
29 driver's license; and

30 (b) Is employed at the time of such application.

31 4. *The Department shall waive the fee prescribed by NRS*
32 *483.410, the increase in the fee required by NRS 483.347 and the*
33 *reimbursement required by subsection 3 not more than one time*
34 *for furnishing an original driver's license or a duplicate driver's*
35 *license to a homeless child or youth under the age of 25 years who*
36 *submits a signed affidavit on a form prescribed by the Department*
37 *stating that the child or youth is homeless and under the age of 25*
38 *years.*



5. The Department may accept gifts, grants and donations of money to fund the provision of **original and** duplicate drivers' licenses without a fee to persons pursuant to ~~subsection~~ **subsections 1 ~~1~~ and 4.**

6. *As used in this section, "homeless child or youth" has the meaning ascribed to it in 42 U.S.C. § 11434a.*

Sec. 2. NRS 483.825 is hereby amended to read as follows:

483.825 1. ~~The~~ **Except as otherwise provided in subsection 4, the** Department shall waive the fee prescribed by NRS 483.820 and the increase in the fee required by NRS 483.347 not more than one time for furnishing a duplicate identification card to:

(a) A homeless person who submits a signed affidavit on a form prescribed by the Department stating that the person is homeless.

(b) A person who submits documentation from the Department of Corrections verifying that the person was released from prison within the immediately preceding 90 days.

(c) A person who submits documentation from a county, city or town jail or detention facility verifying that the person was released from the county, city or town jail, as applicable, within the immediately preceding 90 days.

2. A vendor that has entered into an agreement with the Department to produce photographs for identification cards pursuant to NRS 483.347 may waive the cost it charges the Department to produce the photograph of a homeless person or person released from prison, a county, city or town jail or detention facility for a duplicate identification card.

3. ~~1~~ **Except as otherwise provided in subsection 4, if** the vendor does not waive pursuant to subsection 2 the cost it charges the Department and the Department has waived the increase in the fee required by NRS 483.347 for a duplicate identification card furnished to a person pursuant to subsection 1, the person shall reimburse the Department in an amount equal to the increase in the fee required by NRS 483.347 if the person:

(a) Applies to the Department for the renewal of his or her identification card; and

(b) Is employed at the time of such application.

4. **The Department shall waive the fee prescribed by NRS 483.820, the increase in the fee required by NRS 483.347 and the reimbursement required by subsection 3 not more than one time for furnishing an original identification card or a duplicate identification card to a homeless child or youth under the age of 25 years who submits a signed affidavit on a form prescribed by the Department stating that the child or youth is homeless and under the age of 25 years.**



5. The Department may accept gifts, grants and donations of money to fund the provision of **original and** duplicate identification cards without a fee to persons pursuant to ~~subsection~~ **subsections 1 and 4.**

~~5-1~~ 6. As used in this section ~~[-“photograph”]~~:

(a) *“Homeless child or youth” has the meaning ascribed to it in 42 U.S.C. § 11434a.*

(b) *“Photograph”* has the meaning ascribed to it in NRS 483.125.

Sec. 3. NRS 440.700 is hereby amended to read as follows:

440.700 1. Except as otherwise provided in this section, the State Registrar shall charge and collect a fee in an amount established by the State Registrar by regulation:

(a) For searching the files for one name, if no copy is made.

(b) For verifying a vital record.

(c) For establishing and filing a record of paternity, other than a hospital-based paternity, and providing a certified copy of the new record.

(d) For a certified copy of a record of birth.

(e) For a certified copy of a record of death originating in a county in which the board of county commissioners has not created an account for the support of the office of the county coroner pursuant to NRS 259.025.

(f) For a certified copy of a record of death originating in a county in which the board of county commissioners has created an account for the support of the office of the county coroner pursuant to NRS 259.025.

(g) For correcting a record on file with the State Registrar and providing a certified copy of the corrected record.

(h) For replacing a record on file with the State Registrar and providing a certified copy of the new record.

(i) For filing a delayed certificate of birth and providing a certified copy of the certificate.

(j) For the services of a notary public, provided by the State Registrar.

(k) For an index of records of marriage provided on microfiche to a person other than a county clerk or a county recorder of a county of this State.

(l) For an index of records of divorce provided on microfiche to a person other than a county clerk or a county recorder of a county in this State.

(m) For compiling data files which require specific changes in computer programming.



2. The fee collected for furnishing a copy of a certificate of birth or death must include the sum of \$3 for credit to the Children's Trust Account created by NRS 432.131.

3. The fee collected for furnishing a copy of a certificate of death must include the sum of \$1 for credit to the Review of Death of Children Account created by NRS 432B.409.

4. The fee collected for furnishing a copy of a certificate of death must include the sum of 50 cents for credit to the Grief Support Trust Account created by NRS 439.5132.

5. The State Registrar shall not charge a fee for furnishing a certified copy of a record of birth to:

(a) A homeless person , *including, without limitation, a homeless child or youth*, who submits a signed affidavit on a form prescribed by the State Registrar stating that the person is homeless.

(b) A person who submits documentation from the Department of Corrections verifying that the person was released from prison within the immediately preceding 90 days.

(c) A staff person of a local educational agency who has been designated pursuant to 42 U.S.C. § 11432(g)(1)(J)(ii) for a certified copy of a record of birth of a homeless child or youth who is enrolled in the local educational agency.

(d) A social worker licensed to practice in this State, for a certified copy of a record of birth of a homeless child or youth who is a client of the social worker.

6. The fee collected for furnishing a copy of a certificate of death originating in a county in which the board of county commissioners has created an account for the support of the office of the county coroner pursuant to NRS 259.025 must include the sum of \$1 for credit to the account for the support of the office of the county coroner of the county in which the certificate originates.

7. Upon the request of any parent or guardian ~~H~~ *or an unaccompanied youth*, the State Registrar shall supply, without the payment of a fee, a certificate limited to a statement as to the date of birth of any child *or of the unaccompanied youth* as disclosed by the record of such birth when the certificate is necessary for admission to school or for securing employment.

8. The United States Bureau of the Census may obtain, without expense to the State, transcripts or certified copies of births and deaths without payment of a fee.

9. As used in this section:

(a) *"Homeless child or youth" has the meaning ascribed to it in 42 U.S.C. § 11434a.*

(b) *"Local educational agency" has the meaning ascribed to it in 42 U.S.C. § 11434a.*



1 (c) *“Unaccompanied youth” has the meaning ascribed to it in*
2 42 U.S.C. § 11434a.

3 **Sec. 4.** This act becomes effective on July 1, 2019.

