

SENATE COMMITTEE OF REFERENCE REPORT

April 22, 2021

Chair of Committee

Date

Committee on State, Veterans, & Military Affairs.

After consideration on the merits, the Committee recommends the following:

SB21-199 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend printed bill, page 2, after line 1 insert:
2 **"SECTION 1.** In Colorado Revised Statutes, 24-76.5-103, **add**
3 (3)(a.5) as follows:
4 **24-76.5-103. Verification of lawful presence - exceptions -**
5 **reporting - rules.** (3) Verification of lawful presence in the United
6 States is not required:
7 (a.5) FOR ANY PURPOSE THAT LAWFUL PRESENCE IS NOT REQUIRED
8 BY LAW, ORDINANCE, OR RULE TO RECEIVE BENEFITS PURSUANT TO A
9 FEDERAL STIMULUS LAW OR RULE;".
- 10 Renumber succeeding section accordingly.
- 11 Page 5, line 10, strike "2021," and substitute "2022,".
- 12 Page 5, line 11, strike "BENEFITS." and substitute "BENEFITS, AS THOSE
13 STATE OR LOCAL PUBLIC BENEFITS ARE DISTRIBUTED BY ANY STATE
14 AGENCY, POLITICAL SUBDIVISION AS DEFINED BY SECTION 29-1-202(2), OR
15 HOME RULE MUNICIPALITY.".
- 16 Page 5, strike lines 12 through 20.
- 17 Page 5, after line 20 insert:
- 18 **"SECTION 3.** In Colorado Revised Statutes, 22-60.5-119,



1 **amend (1) as follows:**

2 **22-60.5-119. Applications for licenses - authority to suspend**
3 **licenses - rules.** (1) Every application by an individual for a license
4 issued by the department of education or any authorized agent of such
5 department shall require the applicant's name AND address, and EITHER
6 THE APPLICANT'S social security number, THE APPLICANT'S INDIVIDUAL
7 TAXPAYER IDENTIFICATION NUMBER, OR ANOTHER DOCUMENT VERIFYING
8 THE APPLICANT'S IDENTITY AS DETERMINED BY THE STATE BOARD OF
9 EDUCATION.".

10 Renumber succeeding sections accordingly.

11 Page 5, line 27, strike "social security" and substitute "social security".

12 Page 6, line 1, strike "number." and substitute "number.".

13 Page 6, strike lines 15 through 21 and substitute "~~article 72 of this title.~~
14 IF THE APPLICANT DOES NOT HAVE A SOCIAL SECURITY NUMBER, THE
15 DIVISION, BOARD, OR AGENCY SHALL REQUIRE THE APPLICANT'S
16 INDIVIDUAL TAXPAYER IDENTIFICATION NUMBER, OR ANOTHER DOCUMENT
17 VERIFYING THE APPLICANT'S IDENTITY, AS DETERMINED BY SUCH DIVISION,
18 BOARD, OR AGENCY.".

19 Page 7, line 3, strike "(a)".

20 Page 7, line 4, strike "(a)" and substitute "(a)".

21 Page 7, after line 19 insert:

22 ~~"(b) For purposes of this subsection (10), an individual is~~
23 ~~unlawfully present in the United States if the individual is an alien who~~
24 ~~is not:~~

25 ~~(I) A qualified alien as defined in 8 U.S.C. sec. 1641;~~
26 ~~(II) A nonimmigrant under the "Immigration and Nationality Act",~~
27 ~~federal Public Law 82-414, as amended; or~~

28 ~~(III) An alien who is paroled into the United States under 8 U.S.C.~~
29 ~~sec. 1182 (d)(5) for less than one year.~~

30 ~~(c) This subsection (10) shall be enforced without regard to race,~~
31 ~~religion, gender, ethnicity, or national origin.".~~

32 Page 7, line 21, strike "(a)".



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1 Page 7, line 22, strike "(a)" and substitute "(a)".

2 Page 8, after line 11 insert:

3 ~~"(b) For purposes of this subsection (2), an individual is~~
4 ~~unlawfully present in the United States if the individual is an alien who~~
5 ~~is not:~~

6 ~~(I) A qualified alien as defined in 8 U.S.C. sec. 1641;~~
7 ~~(II) A nonimmigrant under the "Immigration and Nationality Act",~~
8 ~~federal Public Law 82-414, as amended; or~~
9 ~~(III) An alien who is paroled into the United States under 8 U.S.C.~~
10 ~~sec. 1182 (d)(5) for less than one year.~~

11 ~~(c) This subsection (2) shall be enforced without regard to race,~~
12 ~~religion, gender, ethnicity, or national origin."~~

13 Page 8, lines 17 and 18, strike "identification OR voting or public benefit"
14 and substitute "identification, voting, or FEDERAL public benefit".

15 Page 8, strike line 22 and substitute "of title 8.".

16 page 10, strike line 2.

17 Page 10, line 3, strike "DOCUMENT." and substitute "DOCUMENT; OR"

18 Page 10, after line 3, insert:

19 ~~"(IV) ANY OTHER DOCUMENT VERIFYING THE INDIVIDUAL'S~~
20 ~~IDENTITY, AS DETERMINED BY THE DIVISION."~~

21 Page 10, strike lines 4 through 23 and substitute:

22 **"SECTION 10.** In Colorado Revised Statutes, 24-21-521, **repeal**
23 (3)(b) and (4) as follows:

24 **24-21-521. Commission as notary public - qualifications - no**
25 **immunity or benefit.** (3) An applicant for a commission as a notary
26 public must:

27 ~~(b) Be a citizen or permanent legal resident of the United States~~
28 ~~or otherwise lawfully present in the United States;~~

29 ~~(4) The secretary of state shall verify the lawful presence in the~~
30 ~~United States of each applicant through the verification process outlined~~
31 ~~in section 24-76.5-103 (4)."~~



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1 Page 10, strike line 24 and substitute:
2 "SECTION 11. **Effective date.** This act takes effect on July 1,
3 2022; except that section 1 takes effect upon passage.".

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