

AMENDMENTS TO HOUSE BILL NO. 1601

Sponsor: REPRESENTATIVE KINKEAD

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1 Amend Bill, page 1, lines 1 through 3, by striking out all of
2 said lines and inserting

3 Amending Title 61 (Prisons and Parole) of the Pennsylvania
4 Consolidated Statutes, establishing the Identification Upon
5 Reentry Program.

6 Amend Bill, page 1, lines 6 through 18; pages 2 through 6,
7 lines 1 through 30; page 7, lines 1 through 9; by striking out
8 all of said lines on said pages and inserting

9 Section 1. Title 61 of the Pennsylvania Consolidated
10 Statutes is amended by adding a chapter to read:

11 CHAPTER 49A

12 IDENTIFICATION UPON REENTRY

13 Sec.

14 49A01. Scope of chapter.

15 49A02. Definitions.

16 49A03. Establishment.

17 49A04. Administration.

18 49A05. Guidelines.

19 49A06. Responsibilities of paying costs.

20 49A07. Rules and regulations.

21 § 49A01. Scope of chapter.

22 This chapter relates to the Identification Upon Reentry
23 Program.

24 § 49A02. Definitions.

25 The following words and phrases when used in this chapter
26 shall have the meanings given to them in this section unless the
27 context clearly indicates otherwise:

28 "Assist." Printing necessary forms, ensuring that an
29 eligible offender has filled forms out correctly with sufficient
30 information, facilitating communication between an eligible
31 offender and State agencies and keeping an eligible offender
32 updated on the developments of their case.

33 "Costs." Application fees and translation services and other
34 goods or services that require a payment from an eligible
35 offender.

1 "Eligible offender." An incarcerated individual who is to be
2 released from a State correctional institution and has decided
3 to participate in the program.

4 "Program." The Identification Upon Reentry Program
5 established under section 49A03 (relating to establishment).
6 § 49A03. Establishment.

7 The department, in collaboration with the Department of
8 Health and the Department of Transportation, shall establish the
9 Identification Upon Reentry Program to provide eligible
10 offenders with birth certificates, Social Security cards, photo
11 identification cards and driver's licenses upon release from a
12 State correctional institution.

13 § 49A04. Administration.

14 The program shall be administered as follows:

15 (1) The department, the Department of Health and the
16 Department of Transportation shall establish policies
17 necessary to carry out the program, including program
18 requirements and implementation.

19 (2) The department, the Department of Health and the
20 Department of Transportation may seek Federal or State
21 funding to support the program.

22 (3) The department, the Department of Health and the
23 Department of Transportation shall develop monitoring and
24 accountability systems to confirm that the program is being
25 efficiently carried out. The monitoring and accountability
26 systems shall include the submission of an annual report to
27 the Law and Justice Committee of the Senate and the Judiciary
28 Committee of the House of Representatives. The annual report
29 shall include the number and percentage of offenders released
30 with birth certificates, photo identification cards and
31 driver's licenses and the number and percentage of offenders
32 released without such documents and the reasons why.

33 § 49A05. Guidelines.

34 The following guidelines shall apply:

35 (1) Prior to the release of an eligible offender, the
36 department, in consultation with the Department of
37 Transportation, shall assist an eligible offender in
38 obtaining the following:

39 (i) a photo identification card; or

40 (ii) a driver's license.

41 (2) Once an eligible offender is made aware of the
42 eligible offender's ability to participate and available
43 options under the program, the eligible offender may opt out
44 of participation in the program.

45 (3) The department, in consultation with the Department
46 of Health and the Social Security Administration, shall
47 assist an eligible offender in obtaining the necessary
48 documents, including a Social Security card and birth
49 certificate, needed to apply for a driver's license or photo
50 identification card.

51 (4) If an eligible offender was born in another state or

1 became a United States citizen or a naturalized citizen, the
2 department shall assist the eligible offender in obtaining
3 the necessary documents from the appropriate agencies to
4 apply for a photo identification card or driver's license.

5 (5) Upon application, the Department of Transportation,
6 in cooperation with the department, shall issue a renewed or
7 replacement driver's license to an eligible offender deemed
8 eligible to drive. If an eligible offender's driver's license
9 is expired or the eligible offender is in need of a
10 replacement driver's license, the department, in cooperation
11 with the Department of Transportation, shall assist the
12 eligible offender with renewing the eligible offender's
13 driver's license or requesting a replacement.

14 (6) Upon application, the Department of Transportation,
15 in cooperation with the department shall issue a new, renewed
16 or replacement photo identification card to an eligible
17 offender.

18 (7) If an eligible offender's driving privilege is under
19 a term or indefinite suspension by the Department of
20 Transportation, the department, in cooperation with the
21 Department of Transportation, shall provide the offender with
22 a restoration requirements letter and the department shall
23 assist the eligible offender in applying for a photo
24 identification card.

25 (8) If an eligible offender's driver's license is
26 expired or the eligible offender is in need of a replacement
27 driver's license, the department, in cooperation with the
28 Department of Transportation, shall assist the eligible
29 offender with renewing the eligible offender's driver's
30 license or requesting a replacement.

31 (9) If an eligible offender's driving privilege cannot
32 be reinstated prior to release, the department, in
33 cooperation with the Department of Transportation, shall
34 inform the eligible offender of the option to apply for an
35 occupational limited license or a probationary license and
36 provide information relating to occupational limited licenses
37 and probationary licenses.

38 § 49A06. Responsibilities of paying costs.

39 An eligible offender shall not be responsible for any costs
40 associated with the provisions of this chapter.

41 § 49A07. Rules and regulations.

42 The department, the Department of Health and the Department
43 of Transportation may promulgate rules and regulations necessary
44 to implement this chapter.

45 Section 2. This act shall take effect in 60 days.