

By: Representatives Anderson (122nd),  
Holloway

To: Judiciary B

HOUSE BILL NO. 277

1 AN ACT TO AMEND SECTION 45-35-7, MISSISSIPPI CODE OF 1972, TO  
2 AUTHORIZE PERMANENTLY DISABLED PERSONS WHO ARE RESIDENTS OF  
3 NURSING HOMES OR ASSISTED LIVING FACILITIES TO RECEIVE A PERMANENT  
4 STATE IDENTIFICATION CARD WITHOUT CHARGE OF A FEE; AND FOR RELATED  
5 PURPOSES.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

7 **SECTION 1.** Section 45-35-7, Mississippi Code of 1972, is  
8 amended as follows:

9 45-35-7. (1) (a) Except as provided in paragraph (b) of  
10 this subsection (1), each applicant for an original or renewal  
11 identification card issued pursuant to this chapter who is  
12 entitled to issuance of such a card shall be issued a four-year  
13 card or an eight-year card, at the option of the applicant. Each  
14 card shall expire at midnight on the cardholder's birthday and may  
15 be renewed any time within six (6) months before the expiration  
16 date of the card upon application and payment of the required fee.

17 (b) Any applicant who is blind, as defined in Section  
18 43-6-1, upon payment of the fee prescribed in Section 63-1-43,  
19 shall be issued an original or renewal identification card which



20 shall remain valid for a period of eight (8) years, shall expire  
21 at midnight on the cardholder's birthday, and may be renewed any  
22 time within six (6) months before the expiration date of the card  
23 upon application and payment of the required fee.

24 (2) (a) Any applicant who is not a United States citizen,  
25 upon payment of the fee prescribed in Section 63-1-43, shall be  
26 issued an original or renewal identification card which shall  
27 expire four (4) years from date of issuance or on the expiration  
28 date of the applicant's authorized stay in the United States,  
29 whichever is the lesser period of time, and may be renewed, if the  
30 person is otherwise qualified to renew the license, within thirty  
31 (30) days of expiration.

32 (b) An applicant for an original or renewal  
33 identification card under paragraph (a) must present valid  
34 documentary evidence documenting that the applicant:

35 (i) Is a citizen or national of the United States;

36 (ii) Is an alien lawfully admitted for permanent  
37 or temporary residence in the United States;

38 (iii) Has conditional permanent residence status  
39 in the United States;

40 (iv) Has an approved application for asylum in the  
41 United States or has entered into the United States in refugee  
42 status;



43 (v) Has a valid, unexpired nonimmigrant visa or  
44 nonimmigrant visa status for entry into or lawful presence in the  
45 United States;

46 (vi) Has a pending application for asylum in the  
47 United States;

48 (vii) Has a pending or approved application for  
49 temporary protected status in the United States;

50 (viii) Has approved deferred-action status;

51 (ix) Has pending an application for adjustment of  
52 status to that of an alien lawfully admitted for permanent  
53 residence in the United States or conditional permanent resident  
54 status in the United States; or

55 (x) Has a valid employment authorization card  
56 issued by the United States Department of Homeland Security.

57 (3) The fee for the issuance of an original or renewal  
58 identification card shall be as prescribed in Section 63-1-43.

59 (4) (a) Any person who, for medical reasons, surrenders his  
60 unexpired driver's license, and any person whose unexpired  
61 driver's license is suspended for medical reasons by the  
62 Commissioner of Public Safety under Section 63-1-53(2)(e), upon  
63 request shall be issued an identification card without payment of  
64 a fee. The identification card shall be valid for a period of  
65 four (4) years from its date of issue. Subsequent renewals shall  
66 be subject to the fees prescribed in Section 63-1-43.



67           (b) Any person who is permanently disabled and receives  
68 hospice care in a residential home, or is a permanent resident of  
69 a nursing home, assisted living facility, or hospice care facility  
70 upon request, shall be issued a permanent identification card  
71 without charge of a fee. The address of the nursing home,  
72 assisted living facility, hospice care facility or residential  
73 home in which hospice care is received shall be reflected on the  
74 card as the address of residence. Such person shall also be  
75 exempt from the renewal requirements of this section. Proof of  
76 permanent disability and residency authorized by this paragraph  
77 (b) shall be required for the exemption provided by this  
78 paragraph. If the person moves out of the nursing home or  
79 assisted living facility for any reason, the described exemption  
80 shall not apply and the applicable fees and renewal requirements  
81 of this section shall otherwise be applied.

82           (5) The department shall maintain a record of all  
83 identification cards issued.

84           (6) (a) Any male who is at least eighteen (18) years of age  
85 but less than twenty-six (26) years of age and who applies for an  
86 identification card or a renewal of an identification card under  
87 this chapter shall be registered in compliance with the  
88 requirements of Section 3 of the Military Selective Service Act,  
89 50 USCS Appx 451 et seq., as amended.

90           (b) The department shall forward in an electronic  
91 format the necessary personal information of the applicant to the



92 Selective Service System. The applicant's submission of the  
93 application shall serve as an indication that the applicant either  
94 has already registered with the Selective Service System or that  
95 he is authorizing the department to forward to the Selective  
96 Service System the necessary information for registration. The  
97 commissioner shall notify the applicant on, or as a part of, the  
98 application that his submission of the application will serve as  
99 his consent to registration with the Selective Service System, if  
100 so required. The commissioner also shall notify any male  
101 applicant under the age of eighteen (18) that he will be  
102 registered upon turning age eighteen (18) as required by federal  
103 law.

104       **SECTION 2.** This act shall take effect and be in force from  
105 and after July 1, 2023.

