

# STATE OF COLORADO

## DEPARTMENT OF REVENUE

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Bill Ritter, Jr.  
Governor

Roxanne Huber  
Executive Director

## Colorado Department of Revenue Division of Motor Vehicles

### Emergency Rule Concerning Proof of Identity, Age, Residency and Lawful Presence in the Application for Driver License and Identity Card.

#### Statement of Emergency Justification and Adoption

Pursuant to the State Administrative Procedure Act, Title 24, Article 4, C.R.S., as amended, I, Roxanne Huber, Executive Director of the Colorado Department of Revenue, am adopting this emergency rule on behalf of the Division of Motor Vehicles. I find the immediate adoption of this rule is necessary to inform the public of the requirements for proof of identity, age, residency and lawful presence in the application for driver license or identity card, and is in accordance with the Order of the Denver District Court, case number 06-CV-12012.

#### Statutory Authority:

The statutory bases for this regulation are §24-4-103, §24-72.1-103, §42-1-204, §42-2-107, and §42-2-302, C.R.S.

#### Purpose:

The Department is responsible for the application process for obtaining Colorado driver's licenses and identification cards. The purpose of this regulation is to set forth guidelines for the type of documents that the Department will use as proof of the applicant's lawful presence in the United State, identity and age. This emergency rule is adopted and shall be effective on November 10, 2008. This emergency rule shall be effective until the permanent rule can become final.

A handwritten signature in cursive script that reads "Roxanne Huber".

Roxanne Huber  
Executive Director  
Colorado Department of Revenue

*November 7, 2008*

Date