

**REVENUE:** May have revenue impact, statement not yet issued

**FISCAL:** May have fiscal impact, statement not yet issued

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<b>Action:</b>	Do Pass as Amended and Be Printed Engrossed and Be Referred to the Committee on Ways and Means by prior reference
<b>Vote:</b>	5 - 2 - 0
<b>Yeas:</b>	Buckley, Gilman, Read, Tomei, Beyer
<b>Nays:</b>	Butler, Smith G.
<b>Exc.:</b>	0
<b>Prepared By:</b>	Judith Callens, Administrator
<b>Meeting Dates:</b>	4/25, 4/30

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**WHAT THE MEASURE DOES:** Authorizes the Oregon Department of Transportation, in compliance with the federal Real ID Act, to: 1) file for an extension, 2) submit implementation plans with the US Department of Homeland Security, and 3) enter into any agreement with a federal agency, agency of another state, or the American Association of Motor Vehicle Administrators necessary to comply with these provisions. Allows department to perform any system development necessary to implement the federal Real ID Act of 2005. Defines system development. Directs department to analyze safeguards necessary to assure adequate privacy protections for individuals and to prevent unauthorized disclosure of personal identifying information. Repeals above provisions on May 30, 2013. Requires department to maintain suitable records for driver licenses, driver permits and identification cards that include the Social Security number of the person to whom the document is issued. Specifies that submission of biometric data does not excuse person from providing proof of date of birth or address. Authorizes the department to determine by rule the form of name required for driver licenses, driver permits and identification cards. Requires license to bear signature. Allows latest photograph on file to be used in circumstances defined by the department by rule. Allows department to issue non-compliant driver license without a photograph, for good cause, as determined by rule, including but not limited to religious grounds. Directs department to work with other agencies and organizations to improve the issuance system for identification cards. Declares emergency, effective upon passage.

**ISSUES DISCUSSED:**

- Federal Real ID Act requirements; estimated implementation costs
- Difficulty in meeting federal timeline
- Protection of personal information
- Many forms of names used by individuals
- Licenses issued without picture would not be accepted as compliant identification under Real ID Act

**EFFECT OF COMMITTEE AMENDMENT:** Replaces original bill.

**BACKGROUND:** The federal Real ID Act of 2005 requires states to implement many changes in the way driver licenses and identification cards are issued. On March 1, 2007, the Department of Homeland Security released its draft Real ID regulations. Final regulations are expected later this year. The regulations require states to comply by May 11, 2008 or the state's driver licenses and ID cards may not be accepted by federal agencies for official purposes. States may ask for an extension to December 31, 2009. The rules specify a re-enrollment period for all driver licenses and ID cards. Even if a state is granted an extension, all cards issued, reissued or renewed by the state must be Real ID compliant by May 11, 2013 in order to be accepted by federal agencies for official federal purposes. If Oregon is granted an extension, the Department of Homeland Security will continue to accept the current cards until December 31, 2009 for such things as identification for air travel or entering federal buildings. If the state begins issuing Real ID compliant cards by January 1, 2010, the Department of Homeland Security will continue to accept both Real ID compliant and non compliant cards until May 11, 2013. HB 2827A authorizes the Oregon Department of Transportation to file for an extension and to begin system development necessary to implement the federal Real ID Act. The measure further directs Department of Transportation to analyze safeguards necessary to assure adequate privacy protections for individuals and to prevent unauthorized disclosure of personal identifying information.

5/7/2007 5:01:00 PM

*This summary has not been adopted or officially endorsed by action of the committee.*