

SENATE AMENDMENTS TO SENATE BILL 424

By COMMITTEE ON BUSINESS, TRANSPORTATION AND WORKFORCE DEVELOPMENT

May 11

- 1 On page 1 of the printed bill, line 2, after “2005” insert a period and delete the rest of the line.
2 Delete line 3.
3 Delete lines 5 through 32 and delete pages 2 through 17 and insert:
4 **“SECTION 1. A state agency or program may not expend funds to implement the Real**
5 **ID Act of 2005, P.L. 109-13, unless:**
6 **“(1) Federal funds are received by this state and allocated in amounts sufficient to cover**
7 **the estimated costs to this state of implementing the Real ID Act of 2005; and**
8 **“(2) The requirements of section 2 of this 2007 Act are met.**
9 **“SECTION 2. (1) The Department of Transportation shall comply with subsection (2) of**
10 **this section and adopt rules that will ensure compliance with subsection (3) of this section**
11 **before:**
12 **“(a) Issuing, replacing or renewing a driver license, driver permit or identification card**
13 **that complies with the requirements of the Real ID Act of 2005, P.L. 109-13; and**
14 **“(b) Storing or including data about individuals in any database, records facility or com-**
15 **puter system that meets the requirements of the Real ID Act of 2005.**
16 **“(2) The department shall ensure that the procedures for issuance, renewal and replace-**
17 **ment of driver licenses, driver permits and identification cards, the procedures for estab-**
18 **lishment of a database and a records facility for the computer system and the procedures for**
19 **personnel screening and training include the following:**
20 **“(a) All reasonable security measures to protect the privacy of individuals; and**
21 **“(b) All reasonable safeguards against unauthorized disclosure or use of data.**
22 **“(3) The department may not charge unreasonable fees or place unreasonable record**
23 **keeping burdens on an applicant for issuance, renewal or replacement of a driver license,**
24 **driver permit or identification card.**
25 **“SECTION 3. (1) The Department of Transportation shall prepare a report that analyzes**
26 **the cost to this state of implementing the Real ID Act of 2005, P.L. 109-13, and to applicants**
27 **for issuance, renewal or replacement of driver licenses, driver permits and identification**
28 **cards, of implementing the requirements of the Real ID Act of 2005 and any related federal**
29 **regulations.**
30 **“(2) The department shall prepare a report that analyzes the potential cost to this state**
31 **of providing the funds to citizens to apply for the original issuance of a passport. The de-**
32 **partment shall compare the costs of complying with the Real ID Act of 2005 with the costs**
33 **of providing funds to citizens to apply for the original issuance of a passport.**
34 **“(3) The department shall make the reports available for public inspection.**
35 **“SECTION 4. The Attorney General may, with the approval of the Governor, challenge**

1 **the legality or constitutionality of the Real ID Act of 2005.”**

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