

REVENUE: No revenue impact

FISCAL: Minimal fiscal impact, no statement issued

Action: Do Pass
Vote: 5 - 0 - 0
Yeas: George, Schrader, Starr, Verger, Metsger
Nays: -
Exc.: -
Prepared By: Erin Seiler, Committee Staff
Meeting Dates: 4/9

WHAT THE MEASURE DOES: Prohibits an Oregon agency from expending funds to implement the federal Real ID Act of 2005 unless sufficient federal funds are allocated to cover the estimated costs. Requires the Oregon Department of Transportation (ODOT) to analyze and report on the costs of implementing the Real ID Act. Requires ODOT to provide reasonable security measures to protect individual privacy and to prevent unauthorized disclosure before issuing Real ID compliant identification. Prohibits participation in multistate or federal shared database unless sufficient security measures to prevent unauthorized disclosures are established.

ISSUES DISCUSSED:

- Timeline for compliance and effects of noncompliance with federal Real ID
- Effect of measure on requirements implemented by SB 1080A (2008)
- Estimated cost of compliance
- Protection of individuals privacy and the security of a shared database

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND: The federal Real ID Act (P.L. 109-13) was signed May 11, 2005. It creates national standards for driver license and identification cards to ensure acceptable documents for security checks at airports and federal facilities. States are not required to comply with the federal law and there is no monetary penalty for states, but residents of states whose licensing does not meet the minimum standards by a December 31, 2009 deadline would not be able to use their state identification for federal identity purposes. To date, 11 states have passed laws prohibiting the implementation of Real ID and 10 states have passed resolutions in opposition to federal Real ID.

Currently, the Department of Homeland Security (DHS) estimates nationwide implementation of Real ID will cost \$9.9 billion with a cost to states of \$3.9 billion. Congress has appropriated \$48.6 million to assist states with implementation of Real ID, of which \$6 million has been obligated. Oregon has not appropriated money to the implementation of Real ID. ODOT has received federal grant funds used for driver licenses improvements and to implement systems for verification of residency documents.

Senate Bill 1080A (2008) brought Oregon into compliance with many Real ID requirements including requiring Driver and Motor Vehicle Division (DMV) to verify applicants' social security numbers (SSNs) through the Social Security Online Verification (SSOLV) system, providing proof U.S. citizenship or lawful presence in the United States, and a SSN or proof of ineligibility for a SSN, to be eligible for an Oregon driver license, driver permit or ID card.

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