

SB 374 STAFF MEASURE SUMMARY

Senate Committee On Business and Transportation

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Meeting Dates: 3/20, 4/10

WHAT THE MEASURE DOES:

Authorizes the Department of Transportation to issue driver licenses, driver permits and identification cards that meet the requirements of the federal Real ID Act of 2005. Specifies that Real ID-compliant documents will be known as Star IDs. Declares emergency, effective on passage.

ISSUES DISCUSSED:

- History of federal Real ID Act
- Previous legislation prohibiting compliance with Real ID Act
- Features of compliant licenses and identification cards
- Ability to achieve compliance with pending computer system upgrades
- Estimated cost of compliant licenses
- Compliance status of neighboring states

EFFECT OF AMENDMENT:

[-2 amendment] Changes the name "Star ID" to "Real ID". Specifies that person requesting a Real ID be issued must surrender any Real ID previously issued them by another jurisdiction. Removes undefined limit to fee imposed for issuance of Real ID. Prohibits disclosure or sharing of stored information, documents or photographs except to agency that issued source documents for purposes of verification. Deletes new provisions related to comprehensive security plan and training on recognition of fraudulent documents. Specifies documents to be verified prior to issuing a Real ID. Deletes provision allowing Department to define name, date of birth and address by rule. Adds requirement for signature on application. Adds requirement that standard driver license include design differentiating it from Real ID. Specifies that Real ID issued to citizen of country with a Compact of Free Association with United States expires on day person is no longer authorized to stay in the United States, or after one year if there is no defined end to the authorized stay. Directs Department to conduct public information campaign on differences between Real ID and standard licenses and identification cards.

FISCAL:

REVENUE:

NOTE: SENATE PRESIDENT REQUESTS ADDING SUB REFERRAL TO JOINT WAYS AND MEANS

BACKGROUND:

The Driver and Motor Vehicle Services Division (DMV) of the Oregon Department of Transportation (ODOT) is the state entity responsible for issuing licenses and permits that authorize the holder to lawfully operate motor vehicles on the state's public roads and highways. The agency issues approximately 177,000 new driver licenses annually, in addition to issuing renewals for about 335,000 licenses each year.

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The federal Real ID Act of 2005 prescribed minimum standards for state-issued driver licenses and identification cards in order for those documents to be acceptable identification for federal purposes, such as boarding airplanes and entering federal buildings. The law is administered by the federal Department of Homeland Security. The Legislative Assembly began the process of compliance with the Real ID Act with passage of Senate Bill 1080 (2008), which required persons applying for driver licenses or ID cards to provide proof of citizenship or legal presence. However, subsequent enacted legislation (Senate Bill 536, 2009) prohibits DMV from further implementation of the Real ID Act unless federal funds are provided to cover the cost of implementation. Oregon is one of several states currently operating under federal extension.