

**HB 4111 A STAFF MEASURE SUMMARY**  
**Senate Committee On Business and Transportation**

**Carrier:** Sen. Monroe

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**Action Date:** 02/26/18  
**Action:** Do pass with amendments. (Printed A-Eng.)  
**Vote:** 4-1-0-0  
**Yeas:** 4 - Beyer, Monroe, Riley, Thomsen  
**Nays:** 1 - Girod  
**Fiscal:** Has minimal fiscal impact  
**Revenue:** Has minimal revenue impact  
**Prepared By:** Kayla Byers, LPRO Analyst

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**WHAT THE MEASURE DOES:**

Clarifies fees required to obtain a Real ID compliant driver license for applicants seeking an original driver license, a replacement driver license, or renewal of an existing license to a Real ID compliant license. Allows person to apply for limited term identification card, limited term driver license, or limited term driver permit, which were previously issued, without providing proof of legal presence in United States in specified circumstances. Prohibits Department of Transportation from verifying Employment Authorization Document issued by the U. S. Citizenship and Immigration Services under categories C33, A12 or C19, prior to renewing or replacing a previously issued limited term identification card, limited term driver license, or limited term driver permit, if the applicant's Employment Authorization Document expired on or after August 1, 2014. Applies to limited term identification cards, limited term driver licenses, and limited term driver permits issued, renewed, or replaced on or after July 1, 2018. Limits renewal length to two years. Sunsets these provisions on December 31, 2021, which become operative July 1, 2018. Provisions regarding fees to obtain Real ID compliant driver license become operative January 1, 2019. Declares emergency, effective on passage.

**ISSUES DISCUSSED:**

- Clarification of fees established in Senate Bill 374 (2017)
- Ease cost of conversion to Real ID driver license for applicants with years left on existing license
- Distinction of -10 amendments from Measure 88 (2014)
- Renewal of previously issued limited term driver license, limited term driver permit, limited term identification card for individuals enrolled in Deferred Action for Childhood Arrivals

**EFFECT OF AMENDMENT:**

Allows person to apply for limited term identification card, limited term driver license or limited term driver permit, which were previously issued, without providing proof of legal presence in United States in specified circumstances. Prohibits Department of Transportation from verifying Employment Authorization Document issued by the U. S. Citizenship and Immigration Services under categories C33, A12 or C19, prior to renewing or replacing a previously issued limited term identification card, limited term driver license, or limited term driver permit, if the applicant's Employment Authorization Document expired on or after August 1, 2014. Applies to limited term identification cards, limited term driver licenses, and limited term driver permits issued, renewed, or replaced on or after July 1, 2018. Limits renewal length to two years. Sunsets these provisions on December 31, 2021, which become operative July 1, 2018. Provisions regarding fees to obtain Real ID compliant driver license become operative January 1, 2019. Declares emergency, effective on passage.

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

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addition to issuing renewals for an additional 335,000 licenses each year.

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 establishing 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 legislation (Senate Bill 536, 2009) prohibited DMV from further implementing the Real ID Act unless federal funds are provided to cover the cost of implementation. Oregon is currently under a federal extension from the law's requirements, which allows Oregon-issued licenses and ID cards to be used through October of 2020. Senate Bill 374 (2017) created a separate class of driver license, referred to as a "Real ID," that meets the full requirements of the federal Real ID Act. This process involves DMV verifying identification documents, such as birth certificates and Social Security cards, and digitally scanning and storing these documents. That measure specified that the cost of implementing the Real ID card would be borne by the applicants. House Bill 4111-A provides additional clarity regarding the fees to be paid for a Real ID at initial issuance, as well as when an existing driver license is replaced with or renewed as a Real ID. The provisions regarding fees to obtain Real ID compliant driver license become operative January 1, 2019.

Senate Bill 1080 (2008) stipulated that a limited term driver license, limited term driver permit, or limited term identification card issued to persons with temporary status is only valid for the duration of their authorized stay or, if their length of stay is indeterminate, no longer than eight years from the date of issuance. The bill also identifies the documents that are acceptable for establishing legal presence. Oregon Revised Statutes 807.730 governs the issuance of limited term driver licenses, permits, and identification cards. Since 2009 by Department rule, DMV has accepted and verified the Employment Authorization Document issued by the U.S. Citizenship and Immigration Services.

House Bill 4111-A allows a two-year renewal of a limited term driver license, limited term driver permit, limited term identification card under certain circumstances and prohibits the Department of Transportation from verifying the Employment Authorization Document used to initially obtain the limited term driver license, permit, or identification card. These provisions become operative on July 1, 2018, and sunset on December 31, 2021.