

MINUTES OF THE SENATE TRANSPORTATION & TOURISM COMMITTEE.

The meeting was called to order by Chairperson Senator Ben Vidricksen at 9:05 a.m. on February 4, 1999 in Room 254-E of the Capitol.

All members were present except:

Committee staff present: Hank Avila, Legislative Research Dept.
Bruce Kinzie, Revisor of Statutes
Marian F. Holeman, Committee Secretary

Conferees appearing before the committee:

Others attending: See attached list

SCR 1608: Urging us congress to repeal Section 656(b) of P.L. 104-208

Sub-Committee Chair Nick Jordan handed out drafts of two possible approaches to the problems with this previously discussed on January 28, 1999 (Attachment 1). He, Senator Gilstrap and Senator Stephens were the members who worked on this bill. Senator Jordan explained the differences between draft #1 and draft #2. Considered how SR 1803 might be merged with SCR 1608 and SCR 1603.

Senator Jordan moved to substitute draft #1 for the current SCR 1608. Senator Tyson seconded the motion. Motion carried. Senator Jordan moved to recommend the substitute SCR 1608 favorable for passage. Senator Gilstrap seconded the motion. Motion carried.

Chairman Vidricksen reminded members of today's joint Senate and House transportation noon meeting in Room 313-S.

The meeting adjourned at 9:25 a.m.

The next regularly scheduled meeting will be February 9, 1999, followed by the next special joint Senate and House transportation meeting in 313-S beginning at 12:00 noon.,

NICK JORDAN
SENATOR, TENTH DISTRICT
JOHNSON COUNTY
7013 ALBERVAN
SHAWNEE, KS 66216

STATE CAPITOL, ROOM 143-N
TOPEKA, KANSAS 66612-1504
(785) 296-7362



TOPEKA

SENATE CHAMBER

MEMO

COMMITTEE ASSIGNMENTS
VICE CHAIRMAN:
TRANSPORTATION AND TOURISM
VICE CHAIRMAN:
COUNCIL ON TRAVEL AND TOURISM
MEMBER: COMMERCE
ORGANIZATION, CALENDAR
AND RULES
WAYS AND MEANS
JOINT ECONOMIC DEVELOPMENT

TO: ✓ Senator Ben Vidricksen, Chairman, Transportation and Tourism
Senator Mark Gilstrap
Senator Harry Stephens

FROM: Senator Nick Jordan *NJ*

RE: SCR 1603 and SCR 1608

DATE: February 3, 1999

Attached are copies of the recommendations we will make to the full committee tomorrow.

Draft number one was written, basically by Senator Stephens, and includes sections of both SCR 1603 and SCR 1608.

Draft number two is the same, except it includes language from House Resolution 6004 regarding action to be taken by the Attorney General.

As you know, the appointed subcommittee consisted of myself, Senator Gilstrap, and Senator Stephens. Senator Stan Clark joined us.

I wanted you to have the draft for review before tomorrow's committee meeting.

SN. TRANSPORTATION & TOURISM COMM.

February 4, 1999

ATTACHMENT #1

1-1

DRAFT NUMBER ONE

Senate Concurrent Resolution No. 1608

By Committee on Transportation and Tourism

A CONCURRENT RESOLUTION urging the United States Congress to repeal
Section 656(b) of P.L. 104-208

WHEREAS, The Federal Illegal Immigration Reform and Immigration Responsibility Act in (Section 656(b)) requires that state issued drivers' licenses and nondriver identification cards must contain the holder's social security number or that the state must verify with the Social Security Administration the social security number of each applicant for a license or identification card; and

WHEREAS, This requirement violates the rights protected by the Tenth Amendment of the Constitution of the United States and violates Section 7 of the Privacy Act of 1974 (P.L. 93-579); and

WHEREAS, This requirements of the Federal Illegal Immigration Reform and Immigration Responsibility Act raises serious concerns regarding establishment of a system of national identification numbers and national identification cards; and

WHEREAS, Many states specifically prohibit the use of social security numbers on drivers' licenses; and

WHEREAS, Section 656(b) represents an unfunded mandate by the Federal government:
Now, therefore,

Be it resolved by the Senate of the State of Kansas, the House of Representatives concurring therein: That the United States Congress is urged to repeal Section 656(b) of P.L. 104-208; and

Be it further resolved: That the Secretary of State be directed to send enrolled copies of this resolution to the Majority and Minority Leader of the United States Senate, the Speaker and Minority Leader of the United States House of Representatives and to each member of the Kansas Congressional Delegation.

DRAFT NUMBER TWO

Senate Concurrent Resolution No. 1608

By Committee on Transportation and Tourism

A CONCURRENT RESOLUTION urging the United States Congress to repeal
Section 656(b) of P.L. 104-208

WHEREAS, The Federal Illegal Immigration Reform and Immigration Responsibility Act in (Section 656(b)) requires that state issued drivers' licenses and nondriver identification cards must contain the holder's social security number or that the state must verify with the Social Security Administration the social security number of each applicant for a license or identification card; and

WHEREAS, This requirement violates the rights protected by the Tenth Amendment of the Constitution of the United States and violates Section 7 of the Privacy Act of 1974 (P.L. 93-579); and

WHEREAS, This requirements of the Federal Illegal Immigration Reform and Immigration Responsibility Act raises serious concerns regarding establishment of a system of national identification numbers and national identifications cards; and

WHEREAS, Many states specifically prohibit the use of social security numbers on drivers' licenses; and

WHEREAS, Section 656(b) represents an unfunded mandate by the Federal government:
Now, therefore,

Be it resolved by the Senate of the State of Kansas, the House of Representatives concurring therein: That the United States Congress is urged to repeal Section 656(b) of P.L. 104-208; and

Be it further resolved: That the Secretary of State be directed to send enrolled copies of this resolution to the Majority and Minority Leader of the United States Senate, the Speaker and Minority Leader of the United States House of Representatives and to each member of the Kansas Congressional Delegation.

Be it further resolved by the Senate of the State of Kansas: That, in accordance with K.S.A. 75-702, the Attorney General of the State of Kansas is hereby required to file and prosecute an action challenging the legality of the provisions of Section 656(b) of P.L. 104-208.