

MINUTES OF THE SENATE FEDERAL AND STATE AFFAIRS COMMITTEE

The meeting was called to order by Chairman Pete Brungardt at 10:30 a.m. on January 24, 2008 in Room 526-S of the Capitol.

All members were present.

Committee staff present:

Kathie Sparks, Kansas Legislative Research Department
Dennis Hodgins, Kansas Legislative Research Department
Melissa Doeblin, Revisor of Statutes Office
Theresa Kiernan, Revisor of Statutes Office
Connie Burns, Committee Assistant

Conferees appearing before the committee:

Joan Wagnon, Secretary of Revenue
Carmen Alldritt, Kansas Division of Vehicles

Others attending:

See attached list.

Carmen Alldritt, Director Kansas Division of Vehicles, provided an update on drivers' licenses and identification cards. (Attachment 1) After SB 9 passed, there was a statewide decrease in non-resident applicants for Kansas drivers license. SB 9 benefits are:

- Proof of age and proof of identity; applicant's address of principal residence and social security number, or, proof of lawful presence if applicant does not have a social security number
- Retention of fraudulent documents; by retaining suspected fraudulent documents, we are able to prevent possible identity theft each time, but the document themselves are no longer available to other potential criminals
- Temporary DL's and ID cards; lawful non-immigrants to the US are issued licenses and ID's only for the time they are authorized to be in the US, and helps to identify those applicants that may over stay their authorized time in the US; 1800 have been issued.
- Surrender out of state DL's and ID's when obtaining Kansas documents; the principal of "one driver, one record" is more reliable. State residency is more easily established and fraudulent practices such as obtaining social services in multiple state may be prevented.
- Comparing facial image, the capability to compare existing facial images helps prevent fraudulent activity, and have routinely detected records with different facial images but the same name, or different names with the same image.
- Fingerprinting; all new hires have been fingerprinted and will be going through document security training; the document security training was provided in the fall to all KDOR and county employees.
- Not valid without photo licenses; this will clean up records by putting photos with records, usually has to do with people in the service.

The question was raised about cutting down on people getting licenses for a good reason; have we inadvertently caused an increase in uninsured and untrackable motorists. Secretary Wagnon stated that it would be a mistake for the legislature to think that problem would not occur.

Time line for REAL ID implementation, security upgrades - phase I, is by December 31, 2009. That includes states verify lawful status with DHS to prevent illegal aliens from obtaining REAL IDs, check social security numbers electronically with the Social Security Administration, ensure that an applicant does not have licenses in multiple identities, conduct background checks for DMV/contractor employees to ensure licenses are not issued by corrupt insiders.

Phase II, by May 11, 2011, states verify electronically all documents with the issuing source to ensure records exist and are accurate, confirm tamper-resistant features of REAL ID licenses, record in DMV databases the full name established by the required identity documents, commence issuing REAL IDs (if not sooner).

Enrollment age 50 and under by December 1, 2014, all license holders born on or after December 1, 1964, who want a REAL ID compliant license have one by December 1, 2014. Enrollment over age 50 by December 1, 2017, all license holders, regardless of age, who want a REAL ID compliant license have one by December 1, 2017.

CONTINUATION SHEET

MINUTES OF THE Senate Federal and State Affairs Committee at 10:30 a.m. on January 24, 2008 in Room 526-S of the Capitol.

Gaps for Kansas to become REAL ID compliant:

- Photo First - by 12/31/09 implement new procedures for capturing the photo of all applicants, even if the DL or ID will not be issued
- Document verification with various data bases by 12/31/09 - verify an applicant's lawful presence status through the SAVE system, birth certificates through EWE, US Passports through CLASS, other state issued DLs through DRIVERS
- New enhances/next generation driver licences that deters fraud and prevents tampering by 5/11/2011
- Ability to retain (image)the documents presented by the applicant when applying for a driver's license by 12/31/09
- Ongoing review and update of our security plan, annually after 12/31/09
- Ongoing training for our employees on fraud detection
- Background checks on all employees including county treasurers, drivers license examiners and others

A copy of the request for an extension to Homeland Security was provided. Discussed also was the recent disasters in Kansas and the ability to get duplicate copies of drivers' licenses and automobile titles. The committee requested a cost estimate with complying with the REAL ID requirements and cost associated for the photo fee.

Final Action:

SB 410 -Technical changes regarding Kansas juvenile correctional complex

Staff provided a balloon to the bill. (Attachment 2) Adding new language to line 42 page 4 (a), and adding new wording on page 5. The committee amended the balloon. The revisor shall draft the language for the bill (Attachment 3). Page 5 adding that nothing in this section shall be construed as prohibiting the appointment of a person to serve as the superintendent or deputy superintendent at more that one institution.

Senator Brownlee moved to adopt the amended balloon. Senator Reitz seconded the motion. The motion carried.

Senator Brownlee moved to pass SB 410 out favorably as amended. Senator Reitz seconded the motion. The motion carried.

The meeting was adjourned at 11:22 am. The next scheduled meeting is January 29,2008.