

JAN 24 2007

SENATE CONCURRENT RESOLUTION

SUPPORTING THE PASSAGE OF UNITED STATES SENATE BILL 4117 TO
REPEAL TITLE II OF THE REAL ID ACT OF 2005.

1 WHEREAS, in 2005, Congress enacted the Real ID Act of 2005,
2 P.L. 109-13, which requires state standards, procedures, and
3 requirements for the issuance of drivers' licenses and
4 identification cards, if they are to be accepted as
5 identification documents by the federal government for specified
6 purposes; and
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8 WHEREAS, the states are required to meet the mandates of
9 the Real ID Act of 2005 by May 11, 2008; and
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11 WHEREAS, the mandates created under the Real ID Act of 2005
12 require additional federal funding for:
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14 (1) Upgrading the systems required to electronically
15 verify identity documents, including birth
16 certificates, United States Passports, foreign
17 passports, and social security numbers; and
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19 (2) Developing a nation-wide system that allows a state to
20 verify whether another state has issued a driver's
21 license or identification card to a certain person;
22 and
23

24 WHEREAS, the mandates created pursuant to the Real ID Act
25 of 2005 require state funding for:
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27 (1) The issuance of compliant drivers' licenses and state
28 identification cards;
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30 (2) Ensuring the physical security of locations where
31 drivers' licenses and identification cards are
32 produced and the security of the raw materials from
33 which they are made;



1 (3) Providing additional training and background checks
2 for department of motor vehicle employees; and
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4 (4) Upgrading and adapting existing systems for
5 compliance; and
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7 WHEREAS, President George W. Bush's fiscal year 2007 budget
8 request fails to provide any funds to state governments or any
9 additional funds to the federal government for the
10 implementation of the Real ID Act of 2005; and
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12 WHEREAS, the Real ID Act of 2005 was attached as a rider to
13 part of a vital piece of legislation, which contained provisions
14 for emergency appropriations to fund military operations in Iraq
15 and Afghanistan, as well as to provide relief to tsunami
16 victims, and thereby received little scrutiny prior to its
17 passage; and
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19 WHEREAS, the manner by which the Real ID Act of 2005 was
20 passed raises questions as to whether the measure would have
21 been approved alone on its own merits; and
22

23 WHEREAS, the vast majority of state lawmakers have
24 expressed strong opposition to the implementation of the Real ID
25 Act of 2005, largely due to its creation of unfunded mandates,
26 the increased burden placed on state offices and personnel, and
27 the lack of sufficient time for compliance; and
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29 WHEREAS, the United States Department of Homeland Security,
30 to date, has failed to promulgate rules for the implementation
31 of the Real ID Act of 2005; and
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33 WHEREAS, in December 2006, United States Senator Daniel K.
34 Akaka and United States Senator John E. Sununu introduced Senate
35 Bill 4117 to repeal the Real ID Act of 2005; and
36

37 WHEREAS, specifically, Senate Bill 4117 seeks to repeal
38 title II of the Real ID Act of 2005, to reinstitute section 7212
39 of the Intelligence Reform and Terrorism Prevention Act of 2004,
40 which provides states additional regulatory flexibility and
41 funding authorization to more rapidly produce tamper- and
42 counterfeit-resistant driver's licenses, and to protect privacy
43 and civil liberties by providing interested stakeholders on



1 negotiated rulemaking with guidance to achieve improved twenty-
2 first century licenses to improve national security; and
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4 WHEREAS, the State of Hawaii is interested in protecting
5 against terrorist entry into and terrorist activities being
6 conducted within the State and the United States; and
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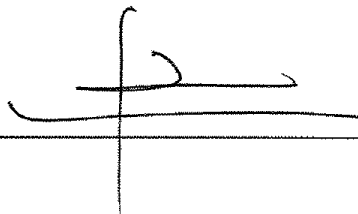
8 WHEREAS, the State of Hawaii is committed to increased
9 security and the unimpeachable integrity of their drivers'
10 licenses and state identification cards processes; and
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12 WHEREAS, the State of Hawaii is also committed to
13 compliance with the Real ID Act of 2005, should appropriate
14 rules be adopted and funding be provided for implementation;
15 now, therefore,
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17 BE IT RESOLVED by the Senate of the Twenty-fourth
18 Legislature of the State of Hawaii, Regular Session of 2007, the
19 House of Representatives concurring, that the Legislature of the
20 State of Hawaii strongly supports the passage of United States
21 Senate Bill 4117, and any other legislation that calls for the
22 repeal, amendment, or provision of proper funding for the
23 implementation of the Real ID Act of 2005; and
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25 BE IT FURTHER RESOLVED that certified copies of this
26 Concurrent Resolution be transmitted to the President of the
27 United States through the Secretary of State, the Majority
28 Leader of the United States Senate, the Speaker of the United
29 States House of Representatives, and the members of Hawaii's
30 congressional delegation.
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33

OFFERED BY: _____

A handwritten signature in black ink, consisting of a stylized 'f' followed by a horizontal line and a vertical line extending downwards.