

MINUTES OF THE HOUSE JUDICIARY COMMITTEE.

The meeting was called to order by Chairperson Michael R. O'Neal at 3:30 p.m. on April 4, 2002 in Room 313-S of the Capitol.

All members were present except:

- Representative Peggy Long - Excused
- Representative Judy Morrison - Excused

Committee staff present:

- Jerry Ann Donaldson, Department of Legislative Research
- Jill Wolters, Department of Revisor of Statutes
- Sherman Parks, Department of Revisor of Statutes
- Cindy O'Neal, Committee Secretary

HB 2135 - Undocumented Workers & SB 559 - Application requirements for instruction permits, driver's license and identification cards

Representative Loyd was concerned with security and wants undocumented workers to be identified and act favorably towards law enforcement. He provided the committee with a balloon amendment (Attachment 1), which had the following provisions:

- ▶ allow for two categories of licenses: a driver license for citizens for six years and a drivers permit for undocumented workers for one year at a time
- ▶ undocumented workers must still provide proof of lawful residency
- ▶ would still be able to use I-10 to use as proof of residency
- ▶ would require a thumbprint and another biometric identifier of all undocumented workers
- ▶ undocumented workers would have to go to a designated site to make application and then would receive permit when the Department of Vehicles has verified their residency
- ▶ biometric identifier would be optional for United States citizens
- ▶ increases fees by .50 to be used for six full time employees

Representative Pauls called attention to current law that states one cannot have both a drivers licenses or permit and an identification card, which was not included in the balloon.

Representative Loyd made the motion to adopt the balloon with Representative Paul's suggestion. Representative Klein seconded the motion. The motion carried.

Representative DiVita made the motion to allow the use of instructional permits as a form of identification under (c)(9) the temporary issued pursuant to subsection (2)(a)(b). Representative Klein seconded the motion. Representative Loyd opposed the motion due to the balloon is trying to bring consistency to each drivers license and drivers permit. The motion failed.

The committee was provided a second balloon. (Attachment 2) Following discussion, the committee determined that they would support thumbprints as long as they did not appear on the drivers licenses.

Representative Klein made the motion to adopt the proposed balloon with having mandatory thumbprint or other biometric identifier and United States citizens having the option to choose whether or not to have a thumbprint. Representative Rehorn seconded the motion. The motion carried.

Representative DiVita made the motion to require the proof of age and identity. Representative Howell seconded the motion. Representatives were concerned about having to take proof of age down to the drivers license agency every time they renew their license. The motion failed.

Representative Lloyd made the motion to report SB 559 favorably for passage, as amended. Representative Klein seconded the motion. The motion carried with Representative Howell recorded as voting no.

The committee meeting adjourned at 6:30 p.m.

