

Proposed law would have provided for the issuance of REAL ID compliant driver's licenses and special identification cards.

Proposed law would have required the issuance of driver's licenses and special identification cards in the manner set forth in existing law upon the occurrence of official notification by the U.S. Dept. of Homeland Security that, on a date certain, federal agencies will no longer accept the La. issued driver's licenses and special identification cards that are not compliant with the standards of the REAL ID Act of 2005 and federal rules adopted pursuant thereto as of Jan. 1, 2014.

Proposed law would have specified that any person applying for a driver's license or special identification card pursuant to the provisions of existing law may elect to apply for a license that complies with the standards of REAL ID.

Proposed law would have provided that if a person is eligible for a license or special identification card to be issued pursuant to the provisions of existing law and meets all requirements of the U.S. Dept. of Homeland Security for a REAL ID compliant credential, that person shall be issued a license or special identification card which bears a U.S. Dept. of Homeland Security approved security marking reflecting that such credential meets REAL ID standards.

Proposed law would have specified that if a person applying for a driver's license or special identification card pursuant to the provisions of existing law does not elect to apply for a license or special identification card that complies with REAL ID standards and that person is otherwise eligible to be issued a license or special identification card pursuant to the provisions of existing law, that person shall be issued a license or special identification card which indicates the license or special identification card is not in compliance with REAL ID.

Proposed law would have provided that if the person has elected not to apply for a REAL ID compliant license or special identification card, the department shall not require the applicant to, relative to labeling of the license, comply with any of the REAL ID requirements, other than those that would have been required by existing law, which were not required by the state as of Jan. 1, 2014. If the person has elected to not apply for a REAL ID compliant driver's license or special identification card, the department shall not scan or maintain a copy of the applicant's documents proving his identity upon renewal. This includes but is not limited to the applicant's birth certificate, social security card, or United States issued passports.

Proposed law would have provided that all persons applying for a La. driver's license shall be given a complete description of the REAL ID card, with an explanation of what the card does, what information is collected and maintained, who has access to the data, how the data will be used, that the applicant may choose to not waive their right to privacy, and that if they are harassed, they can take legal action. Each applicant shall be told that he is not required by the state to accept the "gold star" or the REAL ID. Each applicant shall certify in writing that they have been given information related to the issuance of the REAL ID.

Proposed law would have provided that any documents collected from a person applying for a REAL ID in La. may not be released to anyone except La. law enforcement agencies, the Dept. of Public Safety and Corrections (DPS&C), the U.S. Dept. of Homeland Security, and the FBI. The database containing information from the documents collected from applicants for the REAL ID card in La. shall not have any interoperability with any international database. Any person who illegally accesses or releases the data shall be subject to a fine of not more than \$10,000 and six months in jail for each offense.

Proposed law would have provided that compliance with REAL ID shall be limited to those standards in effect as of Jan. 1, 2014. Provides that any subsequent changes or additions to federal laws or rules for implementation of REAL ID shall be implemented by the state if and only if such changes are approved by the legislature by a favorable vote of a majority of the elected members of each house.

Existing law (Act No. 807 of the 2008 R.S.) directs DPS&C, including the office of motor vehicles, not to implement the provisions of the REAL ID Act.

Proposed law would have repealed existing law.

Existing law (Act No. 151 of the 2010 R.S.) directs DPS&C, including the office of motor vehicles, not to implement the provisions of the PASS ID Act.

Proposed law would have repealed existing law.

(Proposed to add R.S. 32:410(D) and R.S. 40:1321(M); Proposed to repeal Act No. 807 of the 2008 R.S. and Act No. 151 of the 2010 R.S.)

VETO MESSAGE:

"House Bill No. 907 authorizes the state to implement the federal REAL ID Act. Under the Act, states are required to come into compliance by January 2016 to ensure access for their residents on domestic commercial flights. This timeline is still a year and a half away while this legislation would subject the State of Louisiana to unnecessary federal oversight of our drivers' licenses. This is why the Eagle Forum, the Louisiana Family Forum and Tea Party of Louisiana have asked for a veto of the bill due to concerns about whether it will compromise Louisiana's sovereignty over what is fundamentally a state method of identification.

These concerns appear to be shared in other states. In fact, as of April 2014, only 20 states are recognized as compliant by the federal Department of Homeland Security. Given the time still available to review the unintended and potentially far reaching consequences of compliance in Louisiana, Louisiana State Police has requested additional time to vet this change and requested that I veto this legislature. Therefore, I have vetoed House Bill No. 907 and hereby return it to the House."