

JAN 24 2007

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# 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

7  
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:

- 13  
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  
18  
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:

- 26  
27           (1) The issuance of compliant drivers' licenses and state  
28 identification cards;  
29  
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

3  
4 (4) Upgrading and adapting existing systems for  
5 compliance; and  
6

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  
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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  
28

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

3  
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

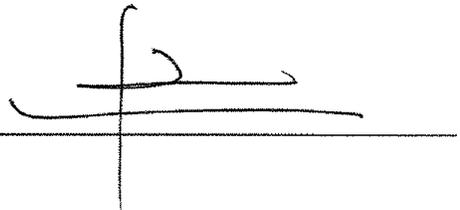
11  
12 WHEREAS, the State of Hawaii is also committed to  
13 compliance with the Real ID Act of 2005, should appropriate  
14 rules be adopted and funding be provided for implementation;  
15 now, therefore,

16  
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

24  
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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OFFERED BY: \_\_\_\_\_

A handwritten signature in black ink, consisting of a stylized 'f' and 'd' shape, is written over a horizontal line that serves as a signature line.