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<b>RESOLUTION OPPOSING REAL ID ACT</b>
2007 GENERAL SESSION
STATE OF UTAH
Chief Sponsor: Glenn A. Donnelson
LONG TITLE
General Description:
This resolution of the Utah House of Representatives urges Congress and the United
States Department of Homeland Security to suspend implementation of the REAL ID
Act or repeal the REAL ID Act.
Highlighted Provisions:
This resolution:
<ul> <li>urges Congress and the United States Department of Homeland Security to suspend</li> </ul>
implementation of the REAL ID Act or repeal the REAL ID Act; and
<ul> <li>provides for distribution of the resolution.</li> </ul>
Special Clauses:
None
Be it resolved by the House of Representatives of the state of Utah:
WHEREAS, the implementation of the REAL ID Act intrudes upon the states'
sovereign power to determine their own policies for identification, licensure, and credentialing
of individuals residing therein;
WHEREAS, one page of the 428 page 9/11 Commission report that did not give
consideration to identification issues, prompted Congress to pass the legislation which created
the REAL ID Act, ignoring states' sovereignty and their right to self-governance;
WHEREAS, the REAL ID Act converts the state driver licensing function into federal
law enforcement and national security functions that are outside the purpose and core
competency of driver licensing bureaus;
WHEREAS, the REAL ID Act constitutes an unfunded mandate by the federal

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30	government to the states;
31	WHEREAS, the REAL ID Act requires states to conform their processes of issuing
32	driver licenses and identification cards to federal standards by May 2008;
33	WHEREAS, the National Governor's Association, National Conference of State
34	Legislatures, and American Association of Motor Vehicle Administrators predict state
35	compliance with the REAL ID Act provisions will require all of the estimated 245 million
36	current driver license and identification card holders in the United States to renew their current
37	identity documents in person by producing three or four identity documents, thereby increasing
38	processing time and doubling wait time at licensing centers;
39	WHEREAS, identification-based security provides only limited security benefits
40	because it can be avoided by defrauding or corrupting card issuers and because it gives no
41	protection against people not already known to be planning or committing wrongful acts;
42	WHEREAS, the REAL ID Act will cost the states over \$11 billion to implement
43	according to a recent survey of 47 state licensing authorities conducted by the National
44	Governor's Association, the National Conference of State Legislatures, and the American
45	Association of Motor Vehicle Administrators;
46	WHEREAS, the use of identification-based security cannot be justified as part of a
47	"layered" security system if the costs of the identification "layer"in dollars, lost privacy, and
48	lost libertyare greater than the security identification provides;
49	WHEREAS, the "common machine-readable technology" required by the REAL ID Act
50	would convert state-issued driver licenses and identification cards into tracking devices,
51	allowing computers to note and record people's whereabouts each time they are identified;
52	WHEREAS, a more secure and flexible system of verifying identity may be achieved
53	by less intrusive means to the individual and to states by employing the free market and private
54	sector ingenuity;
55	WHEREAS, the requirement that states maintain databases of information about their
56	citizens and residents and then share this personal information with all other states will expose
57	every state to the information security weaknesses of every other state and threaten the privacy

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58	of every American;
59	WHEREAS, the REAL ID Act wrongly coerces states into doing the federal
60	government's bidding by threatening to refuse noncomplying states' citizens the privileges and
61	immunities enjoyed by other states' citizens;
62	WHEREAS, the REAL ID Act threatens the privacy and liberty of those individuals
63	belonging to unpopular or minority groups, including racial and cultural organizations, firearm
64	owners and collectors, faith-based and religious affiliates, political parties, and social
65	movements;
66	WHEREAS, Congress passed the REAL ID Act without a single hearing in either
67	house and without an up-or-down vote in either house;
68	WHEREAS, the REAL ID Act thus imposes a national identification system through
69	the states, premised upon the threat to national security, but without the benefit of public
70	debate and discourse; and
71	WHEREAS, the REAL ID Act is determined by the Utah State House of
72	Representatives to be in opposition to the Jeffersonian principles of individual liberty, free
73	markets, and limited government:
74	NOW, THEREFORE, BE IT RESOLVED that the Utah House of Representatives
75	urges the United States Congress and the United States Department of Homeland Security to
76	suspend implementation of the REAL ID Act.
77	BE IT FURTHER RESOLVED that the REAL ID Act should be repealed outright by
78	the United States Congress to avoid the significant problems it currently poses to state
79	sovereignty, individual liberty, and limited government.
80	BE IT FURTHER RESOLVED that a copy of this resolution be sent to the Majority
81	Leader of the United States Senate, the Speaker of the United States House of Representatives,
82	and the members of Utah's congressional delegation.