

MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION
SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

1443

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La Costa Rickford
Operator's Signature

10/16/03
Date

2003 HOUSE TRANSPORTATION

HB 1443

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10/16/03
Date

2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1443

House Transportation Committee

Conference Committee

Hearing Date February 6, 2003

Tape Number	Side A	Side B	Meter #
1	x		37.9 to 54.8 (end)
		x	3.7 to 4.3
3		x	32.9 to 35.9
Committee Clerk Signature <i>Lauren J. Jank</i>			

Minutes:

Rep. Hawken, Vice Chairman opened the hearing on HB 1443, a bill for an Act to amend and reenact subsection 1 of section 39-06-14 of the North Dakota Century Code, relating to a social security number on a driver's license.

Rep. Thopre: Representing District 5 was the prime sponsor of this bill. He spoke for the bill and gave the rationale for proposing it. On account of our issues with identity theft and on the driver's license with the option to request your social security number on it -- I do feel there is a possibility for identification theft. For that reason he had this bill drafted. He urged the committee to consider it seriously and would like to see it passed. He had asked the Attorney General's office to give some background on the subject.

Rep. Bernstein: Is the purpose of the bill is so you can ask for a number other than the social security number on your driver's license?

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House Transportation Committee

Bill/Resolution Number HB 1443

Hearing Date February 6, 2003

Rep. Thorpe: It wasn't my intention -- it was to take that option out. It was my intention to have the DOT to assign the numbers other than your social security number.

Wayne Stenehjem, Attorney General for the state of North Dakota appeared to speak in support of HB 1443. He spoke of the prevalence of Identity theft right here in North Dakota. People are having the identity stolen from them, bank accounts opened in their name, credit card accounts, are opened in their name, checking accounts opened in their name --- the one piece of information is regarded as the 'Holy grail' of information is a persons social security number. Because with that you can open all kinds of havoc for individuals. He has spent a lot of time the past several years is to tell people how they can avoid identity theft -- one of the main things is to get your social security number off your driver's license -- get your social security number of your checks -- there are a lot of places in state government where we required the social security number and then we open it up as a public record -- so we introduced HB 1092 which in your wisdom have unanimously passed over to the Senate. In the last session the legislature reversed a long time trend in North Dakota --- your social security number was always your driver's license number --- you asked that the Highway Dept. to issue you another number unless you asked for it to be your social security number -- initially that didn't work so well -- we prepared a pamphlet telling why it was a bad idea to have your social security number on your driver's license --- about 80% of the people are doing that but that means that 20% are not getting the message-- so this bill takes the next logical step and says the Highway Dept. can't use your social security number. Everybody is going to get the alternative number. that is what this bill does, hope that it will take of the problem.

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House Transportation Committee
Bill/Resolution Number HB 1443
Hearing Date February 6, 2003

Keith Magnusson: (45.2) Representing the ND DOT speaking in support of HB 1443. For many years the Social security number has been your driver's license number not only in North Dakota but all across the US. Even though last session you made it possible to retain your social security number as your driver's license number and there are a number of people who still want to do that. We are not the business of being a consumer protection agency but the Attorney General is and we carry out the laws you pass and we are here to tell that we do support this bill. I think the federal government -- the congress is going to do this anyway.

Parnell Grossman: Director of the Consumer Protection and Antitrust Division of the Office of Attorney General. He testimony was quite extensive and a copy of his prepared remarks are attached.

End of tape recording --(54.8) -- Testimony of Parnell Grossman continues on Side B

Parnell Grossman: continued (3.7) End at (4.3)

Rep. Weisz: What's the most common way -- that they are getting our social security number ?

Parnell Grossman: Actually there are a lot of ways -- the most common way is through your credit card applications or your driver's license which you are looking at here. I think the license is probably one of the most common. Often time a retailer will ask for a social security number and write it down as part of that credit transaction -- of course that is prohibited by federal law and I think that is misunderstood by retailers -- there is an increase in hacking into computers, -- on a day to day basis we are just careless in leaving our social security number laying around -- maybe on the counter at home or our office at home or maybe used on our checks -- and there are just hundreds of folks who see that number -- every time you rent a car they photo copy your driver's license and that goes into their file.

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House Transportation Committee
Bill/Resolution Number HB 1443
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There being no other persons wishing to appear in support of or to testify against HB 1443,
Chairman Weisz closed the hearing.

End on hearing record - (5.9)

Action on HB 1443 -- Tape 3 Side B -- (32.9)

Rep. Weisz opened the discussion for action on HB 1443. Rep. Delmore moved a 'Do Pass'
motion. Rep. Hawken seconded the motion. On a roll call vote the motion carried 10 Ayes
2 Nays 1 Absent and not voting.

Rep. Bernstein was designated to carry HB 1443 on the floor.

End of record. (34.9)

FISCAL NOTE
 Requested by Legislative Council
 01/21/2003

Bill/Resolution No.: HB 1443

1A. **State fiscal effect:** Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.

	2001-2003 Biennium		2003-2005 Biennium		2005-2007 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues						
Expenditures						
Appropriations						

1B. **County, city, and school district fiscal effect:** Identify the fiscal effect on the appropriate political subdivision.

2001-2003 Biennium			2003-2005 Biennium			2005-2007 Biennium		
Counties	Cities	School Districts	Counties	Cities	School Districts	Counties	Cities	School Districts

2. **Narrative:** Identify the aspects of the measure which cause fiscal impact and include any comments relevant to your analysis.

This bill would eliminate the use of social security numbers on drivers licenses. To comply with this the DOT would have to make a relatively minor change to our Digitized Drivers License System. The total impact of this bill would be less than \$5,000.

3. **State fiscal effect detail:** For information shown under state fiscal effect in 1A, please:

A. **Revenues:** Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.

B. **Expenditures:** Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.

C. **Appropriations:** Explain the appropriation amounts. Provide detail, when appropriate, of the effect on the biennial appropriation for each agency and fund affected and any amounts included in the executive budget. Indicate the relationship between the amounts shown for expenditures and appropriations.

Name:	Shannon Sauer	Agency:	NDDOT
Phone Number:	328-4375	Date Prepared:	01/22/2003

Date: 2-6-03
Roll Call Vote #: 1

2003 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. HB-1443

House TRANSPORTATION Committee

Check here for Conference Committee

Legislative Council Amendment Number 30695.0100

Action Taken Do Pass

Motion Made By Rep Del Seconded By Rep H. Hansen

Representatives	Yes	No	Representatives	Yes	No
Robin Weisz - Chairman		✓	Lois DeImore	✓	
Kathy Hawken - Vice Chairman	✓		Arlo E. Schmidt	✓	
LeRoy G. Bernstein	✓		Elwood Thorpe	✓	
Mark A. Dosch	✓		Steven L. Zaiser	✓	
Pat Galvin	✓				
Craig Headland		✓			
Clara Sue Price	✓				
Dan J. Ruby	A				
Dave Weiler	✓				

Total Yes 10 No 2

Absent 1

Floor Assignment Rep Bernstein

If the vote is on an amendment, briefly indicate intent:

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REPORT OF STANDING COMMITTEE (410)
February 11, 2003 9:48 a.m.

REPORT OF STANDING COMMITTEE
Transportation Committee (Rep. Welsz, Chairman) recommends **DO PASS**
HB 1443: (10 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). HB 1443 was placed on the
Eleventh order on the calendar.

Module No: HR-26-2221
Carrier: Bernstein
Insert LC: . Title: .

(2) DESK, (3) COMM

Page No. 1

HR-26-2221

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Salvatore Rickford
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10/6/03
Date

2003 SENATE TRANSPORTATION

HB 1443

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