

ASSEMBLY JOINT RESOLUTION NO. 9—COMMITTEE ON
CONSTITUTIONAL AMENDMENTS

MARCH 19, 2001

Referred to Committee on Constitutional Amendments

SUMMARY—Urges Congress to repeal provision of federal law requiring state to record social security number of citizen on application for driver's license for state to receive certain federal funding. (BDR R-1290)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

ASSEMBLY JOINT RESOLUTION—Urging the Congress of the United States to repeal a provision of federal law that requires each state to record the social security number of a citizen on an application for a driver's license for the state to receive certain federal funding.

- 1 WHEREAS, Congress has amended the provisions of the Personal
2 Responsibility and Work Opportunity Reconciliation Act of 1996, 42
3 U.S.C. § 666(a)(13)(A), effective October 1, 2000, concerning the
4 identification of parents who are delinquent in child support payments; and
5 WHEREAS, For a state to be eligible to receive certain federal funding,
6 the amendments to 42 U.S.C. § 666(a)(13)(A) require the state to have in
7 place certain procedures to record the social security number of a citizen on
8 an application for a driver's license; and
9 WHEREAS, The provisions are intended to aid in the identification of
10 parents who are delinquent in child support payments, however, the
11 provisions apply to each person who applies for a driver's license, whether
12 or not the person is delinquent in child support payments; and
13 WHEREAS, The provisions violate the fundamental principle of states'
14 rights recognized by the Tenth Amendment to the Constitution of the
15 United States of America by infringing on the states' traditional right to
16 regulate matters of family law; and
17 WHEREAS, The provisions violate the fundamental right of law-abiding
18 citizens to be secure from unreasonable government intrusion, surveillance
19 and monitoring; and
20 WHEREAS, The Federal Government often uses social security numbers
21 to collect personal, family, financial and medical information of law-
22 abiding citizens without their knowledge or consent; and



1 WHEREAS, The collection of such personal information is increasing,
2 and the opportunity for the Federal Government to abuse that information
3 violates the fundamental right of law-abiding citizens to be free from
4 unreasonable government intrusion, surveillance and monitoring; and

5 WHEREAS, The widespread use of social security numbers has
6 contributed to the increasing incidence of identity theft and has left law-
7 abiding citizens vulnerable to persons and business organizations who
8 unlawfully use the personal information of citizens without their
9 knowledge or consent; and

10 WHEREAS, The provisions have received criticism from other states,
11 including Michigan where the Secretary of State has filed an action in a
12 United States District Court to enjoin the enforcement of the provisions;
13 and

14 WHEREAS, The collection of social security numbers from law-abiding
15 citizens causes state and local governments to violate the fundamental right
16 of citizens to be secure from unreasonable government intrusion,
17 surveillance and monitoring; now, therefore, be it

18 RESOLVED BY THE ASSEMBLY AND SENATE OF THE STATE OF NEVADA,
19 JOINTLY, That the State of Nevada expresses strong disapproval of the
20 provisions of 42 U.S.C. § 666(a)(13)(A) which require each state to have in
21 place procedures to record the social security number of a citizen on an
22 application for a driver's license; and be it further

23 RESOLVED, That the members of the Nevada Legislature respectfully
24 urge the Congress of the United States to repeal those provisions of 42
25 U.S.C. § 666(a)(13)(A); and be it further

26 RESOLVED, That the Chief Clerk of the Assembly prepare and transmit
27 a copy of this resolution to the President of the United States, the Vice
28 President of the United States as the presiding officer of the Senate, the
29 Speaker of the House of Representatives and each member of the Nevada
30 Congressional Delegation; and be it further

31 RESOLVED, That this resolution becomes effective upon passage.

