

(REPRINTED WITH ADOPTED AMENDMENTS)
FIRST REPRINT

A.J.R. 9

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 and on application for certain other licenses, permits and certificates issued by state 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 and on applications for certain other licenses, permits and certificates issued by the state 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 on the applications for many other
9 licenses, permits and certificates issued by the state; and
10 WHEREAS, The provisions are intended to aid in the identification of
11 parents who are delinquent in child support payments, however, the
12 provisions apply to each person who applies for a driver's license or for
13 many other types of licenses, permits or certificates issued by the state,
14 whether or not the person is delinquent in child support payments; and
15 WHEREAS, The provisions violate the fundamental principle of states' rights
16 recognized by the Tenth Amendment to the Constitution of the
17 United States of America by infringing on the states' traditional right to
18 regulate matters of family law; and
19 WHEREAS, The provisions violate the fundamental right of law-abiding
20 citizens to be secure from unreasonable government intrusion, surveillance
21 and monitoring; and



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1 WHEREAS, The Federal Government often uses social security numbers
2 to collect personal, family, financial and medical information of law-
3 abiding citizens without their knowledge or consent; and

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

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

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

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

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

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

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

35 RESOLVED, That this resolution becomes effective upon passage.

