

**MINUTES OF THE MEETING  
OF THE  
ASSEMBLY COMMITTEE ON TRANSPORTATION**

**Seventy-Seventh Session  
May 25, 2013**

The Committee on Transportation was called to order by Chairman Richard Carrillo at 10:18 a.m. on Saturday, May 25, 2013, in Room 3143 of the Legislative Building, 401 South Carson Street, Carson City, Nevada. The meeting was videoconferenced to Room 4401 of the Grant Sawyer State Office Building, 555 East Washington Avenue, Las Vegas, Nevada. Copies of the minutes, including the Agenda ([Exhibit A](#)), the Attendance Roster ([Exhibit B](#)), and other substantive exhibits, are available and on file in the Research Library of the Legislative Counsel Bureau and on the Nevada Legislature's website at [nelis.leg.state.nv.us/77th2013](http://nelis.leg.state.nv.us/77th2013). In addition, copies of the audio record may be purchased through the Legislative Counsel Bureau's Publications Office (email: [publications@lcb.state.nv.us](mailto:publications@lcb.state.nv.us); telephone: 775-684-6835).

**COMMITTEE MEMBERS PRESENT:**

Assemblyman Richard Carrillo, Chairman  
Assemblyman Joseph M. Hogan, Vice Chairman  
Assemblyman David P. Bobzien  
Assemblywoman Maggie Carlton  
Assemblywoman Lucy Flores  
Assemblyman John Hambrick  
Assemblyman Cresent Hardy  
Assemblyman James W. Healey  
Assemblywoman Ellen B. Spiegel  
Assemblyman Michael Sprinkle  
Assemblywoman Heidi Swank  
Assemblyman Jim Wheeler  
Assemblywoman Melissa Woodbury

**COMMITTEE MEMBERS ABSENT:**

Assemblyman Paul Anderson (excused)

**GUEST LEGISLATORS PRESENT:**

None



**STAFF MEMBERS PRESENT:**

Vance Hughey, Committee Policy Analyst  
Sean McCoy, Committee Policy Analyst  
Scott McKenna, Committee Counsel  
Cinthia Zermeno, Committee Manager  
Jacque Lethbridge, Committee Secretary  
Olivia Lloyd, Committee Assistant

**OTHERS PRESENT:**

None

**Chairman Carrillo:**

[Roll was taken. Committee protocol and rules were explained.] Please mark Assemblyman Paul Anderson absent, excused. We have a work session today on Senate Bill 303 (2nd Reprint).

**Senate Bill 303 (2nd Reprint): Provides for the issuance of driver authorization cards. (BDR 43-596)**

**Vance Hughey, Senior Research Analyst, Research Division, Legislative Counsel Bureau:**

Senate Bill 303 (2nd Reprint) provides for the issuance of driver authorization cards. The bill provides various types of documents that may be furnished as proof of identity and residency. The card must be of the same design as the driver's license and contain only a minimal number of changes to comply with federal requirements. The card expires one year after issuance or renewal. The bill prohibits the director of the Department of Motor Vehicles (DMV) from releasing any information related to an individual's legal presence to any person, or federal or state government entity, for any purpose relating to enforcement of immigration laws. Finally, the bill includes an appropriation from the state highway fund to the DMV for the cost of developing and issuing driver authorization cards.

**Assemblyman Hardy:**

I do not know if anyone is here from DMV to answer my question. Is the authorization card comingled with the regular driver's license? Or, is it held as a separate component for facial recognition?

**Chairman Carrillo:**

Are you talking about where the money is going?

**Assemblyman Hardy:**

No, the actual database.

**Chairman Carrillo:**

Like a separate database that would keep track of the authorization cards versus anyone who has an actual driver's license?

**Assemblyman Hardy:**

Yes, are they separate or are they mingled together?

**Assemblyman Bobzien:**

The point is to ensure there are not multiple records where one could not have an authorization card and a driver's license. The data would be mingled, from the standpoint of this crosscheck, to make sure that does not happen.

**Assemblyman Hardy:**

That is the answer. I am hoping they are separated so they cannot be comingled to be used for other purposes outside of the DMV. I understand the Secretary of State had a bill to use facial recognition, but I think it failed.

**Assemblyman Hambrick:**

Utah has a clear distinction between the regular driver's license and the authorization card. Is there a clear distinction in our legislation?

**Chairman Carrillo:**

There is.

**Assemblyman Wheeler:**

I just want to put on the record that I have tried to get ahold of two of the bill sponsors and have not been able to. I will be voting no in Committee with the right to change my vote on the floor.

**Chairman Carrillo:**

The Senator's assistant is here and I am sure she will get the message to him.

**Assemblyman Hardy:**

I will vote yes, but if that distinction between the database is not in there, I will vote no. If the sponsor is willing to amend that in, I will continue with my yes vote. I will reserve the right to change my vote.

**Assemblywoman Woodbury:**

Ditto.

**Assemblyman Bobzien:**

I want to make sure what exactly is going to happen. As I understand it, from a data perspective, in order to prevent the possibility of someone with an authorization card also securing a driver's license, the data does have to be comingled so that you are facilitating that crosscheck. In my mind, the data does have to mingle and you have to go through it to make sure you are not creating duplicate records. Is that your concern?

**Assemblyman Hardy:**

I do not have a problem with it mingling in that direction. I want to make sure that it cannot be mingled outside of that information for other purposes.

**Chairman Carrillo:**

Section 5, subsection 7 says, "A driver authorization card shall not be used to determine eligibility for any benefits, licenses or services issued or provided by this State or its political subdivisions." That may not totally get to the answer you are looking for, but I wanted to get it on the record.

**Assemblyman Hardy:**

I understand that part. It is just for other purposes, things change so fast. I want to make sure that recognition, when it is mingled, cannot be convoluted somewhere later on for other purposes, like the Secretary of State's bill that was being proposed for facial recognition.

**Chairman Carrillo:**

I am sure the bill sponsor will be more than happy to address those concerns.

**Assemblyman Hardy:**

There is no doubt Senator Denis will discuss it once I find him.

**Assemblyman Bobzien:**

The section you referenced also addresses a concern I have heard from some that this not be somehow used as an authorization to secure voter registration. I think that is what that section also applies to. I think it is important to get that on the record as well. That is not a scenario that would happen under this bill.

**Assemblyman Hambrick:**

I will still vote no, with the right to change.

ASSEMBLYWOMAN SPIEGEL MOVED TO DO PASS  
SENATE BILL 303 (2ND REPRINT).

ASSEMBLYMAN BOBZIEN SECONDED THE MOTION.

MOTION PASSED (ASSEMBLYMEN HAMBRICK AND WHEELER  
VOTED NO).

[Assemblymen Hardy, Wheeler, and Woodbury reserved the right to change  
their votes on the floor.]

**Chairman Carrillo:**

I will assign the floor statement to Assemblyman Bobzien.

The meeting adjourned [at 10:32 a.m.].

RESPECTFULLY SUBMITTED:

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Jacque Lethbridge  
Committee Secretary

APPROVED BY:

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Assemblyman Richard Carrillo, Chairman

DATE: \_\_\_\_\_

**EXHIBITS**

**Committee Name:** Committee on Transportation

**Date:** May 25, 2013

**Time of Meeting:** 10:18 a.m.

<b>Bill</b>	<b>Exhibit</b>	<b>Witness / Agency</b>	<b>Description</b>
	A		Agenda
	B		Attendance Roster
S.B. 303 (R2)	C	Vance Hughey, Senior Research Analyst, Research Division, Legislative Counsel Bureau	Work session document