

DEPARTMENT OF FINANCE BILL ANALYSIS

AMENDMENT DATE: January 15, 2010
POSITION: Oppose

BILL NUMBER: AB 1244
AUTHOR: M. Block

BILL SUMMARY: Parole: Driver's Licenses

This bill would allow the Department of Corrections and Rehabilitation (CDCR) to provide an offender with a parolee identification (ID) card and would require the Department of Motor Vehicles to honor that card as a valid source of identification for the purposes of applying for a driver's license or an identification card.

FISCAL SUMMARY

According to the DMV, they already have a procedure with the CDCR allowing them to issue a certification letter verifying the ID of parolees. However, that process requires CDCR authorities to attest to having examined the same documents (verifying identity, birth date and legal presence in the U.S.) any other applicant would be required to present to the DMV. If this measure replaces this existing process with a new CDCR ID card, the DMV's costs would be limited to reaching an agreement with the CDCR and changing their procedural manual. The DMV expects that these costs would be minor and absorbable within existing resources.

However, the DMV indicates that if the intent of this measure is to require them to accept the CDCR ID card, even when the CDCR cannot verify the documents they require, they could incur significant programmatic costs, which cannot be determined at this time. In addition, requiring the DMV to accept the CDCR ID card, even if the CDCR cannot verify the documents, could increase the risk of identify theft and instances of problem drivers being able to hide their prior records.

Finally, the DMV also indicates that when the federal REAL ID Act or its prospective successor, the PASS ID Act, is fully implemented, the DMV would no longer be able to accept either the CDCR ID card or the current certification letter. The federal government will require DMVs across the country to examine, verify, and digitally image the source documents upon which the state-issued ID is based.

We note that the CDCR is currently evaluating the full fiscal impact of this measure and at the time of this analysis they did not have any available fiscal information. However, the CDCR did indicate that this measure would have a workload impact on their program. We note that any increase in CDCR's workload would drive a need for additional General Fund resources.

COMMENTS

The Department of Finance is opposed to this measure because it could result in additional General Fund costs that are not included in the Governor's Budget. In addition, given that the DMV will have to implement the federal REAL ID Act or its prospective successor, the PASS ID Act, which would prevent them from accepting CDCR's ID card, this measure could be unnecessary.

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Analyst/Principal (0234) K. Gmeinder	Date	Assistant Program Budget Manager Zlatko Theodorovic	Date
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Department Deputy Director	Date
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Governor's Office:	By:	Date:	Position Approved _____
			Position Disapproved _____

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AUTHOR**AMENDMENT DATE****BILL NUMBER**

M. Block

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AB 1244

COMMENTS (continued)

Existing law:

- Requires the CDCR to meet with each inmate at least 30 days prior to his or her good time release date and shall provide, under guidelines specified by the parole authority, the conditions of parole and the length of parole up to the maximum period of time provided by law.
- Provides that the DMV may issue an ID card to any person attesting to the true full name, correct age, and other identifying data as certified by the applicant for the identification card, as specified.

This bill would:

- Authorize, but not require, the CDCR to provide an offender a parolee ID card that shall be honored by the DMV as a valid source of identification for the purposes of applying for a driver's license or an ID card.
- State that the DMV and the CDCR shall jointly adopt rules and enter into interagency agreements necessary to establish the identity of an offender for the purpose of assisting the offender in obtaining a driver's license or ID immediately upon the offender's release from a CDCR institution.

Code/Department Agency or Revenue Type	SO		(Fiscal Impact by Fiscal Year)						Fund Code
	LA	CO	(Dollars in Thousands)						
	RV	PROP	98	FC	2009-2010	FC	2010-2011	FC	2011-2012
5225/Corr & Rehab	SO	No	-----	-----	See Fiscal Summary	-----	-----	-----	0001
2740/DMV	SO	No	-----	-----	See Fiscal Summary	-----	-----	-----	0044
<u>Fund Code</u>	<u>Title</u>								
0001	General Fund								
0044	Motor Vehicle Account, STF								