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The most recent FIR version (in HTML & Adobe PDF formats) is available on the Legislative Website. The Adobe PDF version includes all attachments, whereas the HTML version does not. Previously issued FIRs and attachments may be obtained from the LFC in Suite 101 of the State Capitol Building North.

FISCAL IMPACT REPORT

SPONSOR:	Ma	rtinez	DATE TYPED:	2/24/03	НВ	
SHORT TITLI	E: _	Tax ID Number for D	rivers' Licenses		SB	201/aSPAC
				ANALY	YST:	Wilson

APPROPRIATION

Appropriation Contained		Estimated Additional Impact		Recurring or Non-Rec	Fund Affected
FY03	FY04	FY03	FY04		
		See Narrative			

(Parenthesis () Indicate Expenditure Decreases)

Duplicates House Bill 173

SOURCES OF INFORMATION

LFC files

No Response Received From

Taxation and Revenue Department (TRD)

SUMMARY

Synopsis of SPAC Amendment

The Senate Public Affairs Committee amendment permits the TRD secretary to establish by regulation other documents that may be accepted as a substitute for a social security number or an individual tax identification number instead of making it mandatory for the secretary to establish these regulations.

Synopsis of Original Bill

Senate Bill 201 permits an individual tax identification number to be used for applications for driver's licenses. An applicant for a driver's license will not be required to submit a social security number.

For foreign nationals applying for driver's licenses, the TRD secretary shall accept the individual taxpayer identification number as a substitute for a social security number <u>regardless of immigration</u> status.

Senate Bill 201/aSPAC -- Page 2

The TRD secretary shall establish by regulation other documents that may be accepted as a substitute for a social security number or an individual tax identification number.

Significant Issues

Some individuals in New Mexico believe it is a violation of their privacy to be forced to give a social security number to the Motor Vehicle Division in order to obtain a license. SB 201 will alleviate the need to do so.

One of the provisions of SB 201 is to allow individuals who not legally in this country to obtain a legal New Mexico government issued document. This may result in an individual who is not in compliance wish US immigration laws to obtain a New Mexico document and perhaps travel the US and other states and exchange the New Mexico License for other documentation.

FISCAL IMPLICATIONS

TRD will need to promulgate regulations to establish what documents are acceptable as a substitute for a social security number or a tax identification number that will require staff time and associated costs.

Presumably there are individuals who have not applied for a driver's license because they are unwilling to provide a social security number or because they are not legally in this country. These applicants will provide an insignificant, but added revenue to the state by paying drivers license fees.

ADMINISTRATIVE IMPLICATIONS

TRD staff will have to promulgate and enact regulations.

OTHER SUBSTANTIVE ISSUES

It is not clear whether the provisions of SB 201 conflict with INS statutes and other federal law.

DW/prr/njw:yr