

## Department of Planning and Budget 2009 Fiscal Impact Statement

**1. Bill Number:** SB1431

House of Origin	<input type="checkbox"/>	Introduced	<input type="checkbox"/>	Substitute	<input type="checkbox"/>	Engrossed
Second House	<input type="checkbox"/>	In Committee	<input type="checkbox"/>	Substitute	<input checked="" type="checkbox"/>	Enrolled

**2. Patron:** Cuccinelli

**3. Committee:** Passed Both Houses

**4. Title:** **Real ID Act, federal; State will not participate in compliance of any provision.**

**5. Summary:** This bill provides that, with the exception of identification cards issued to employees of the Department of State Police and certain other law enforcement officers, the Commonwealth will not comply with any provision of the federal Real ID Act that would compromise the economic privacy, biometric data, or biometric samples of any resident of the Commonwealth.

**6. No fiscal impact.** Final. See Item #8.

**7. Budget amendment necessary:** No.

**8. Fiscal implications:** This bill defines certain words and phrases relating to biometric data and economic privacy and would prohibit compliance with any provision of the federal Real ID Act that would compromise the same. As these words and phrases are *specifically* defined in the bill, the current requirements of the Real ID Act would not appear to compromise either. The enrolled bill provides the Department of Motor Vehicles with the authority to determine whether provisions of the Real ID Act compromise the requirements of this legislation.

**9. Specific agency or political subdivisions affected:** Department of Motor Vehicles.

**10. Technical amendment necessary:** No.

**11. Other comments:** This bill is identical to HB 1587 as amended.

**Date:** 2/26/09/jlv

**Document:** G:\08-10\09 FIS\SB1431ER.Doc Janet Vogelgesang

cc: Secretary of Transportation