

AB 1766 (Stone): CA IDs for All Teach-In

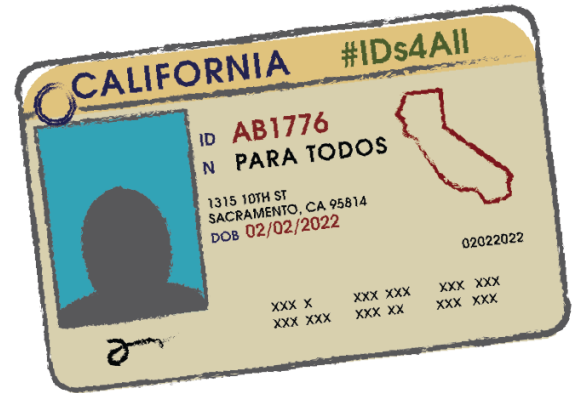
July 2022

#IDS4ALL

AB 1766

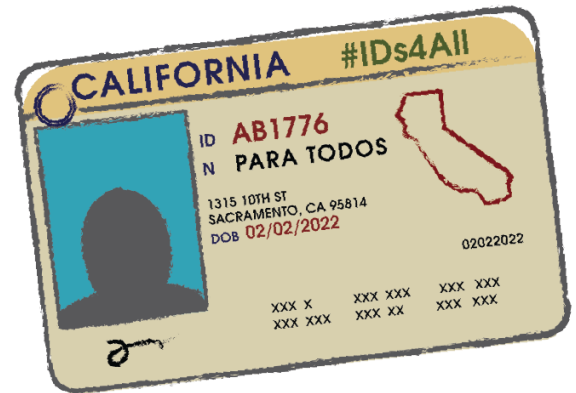
What does it mean to not have an ID?

Please meet Maria Milian.



What does AB 1766 do?

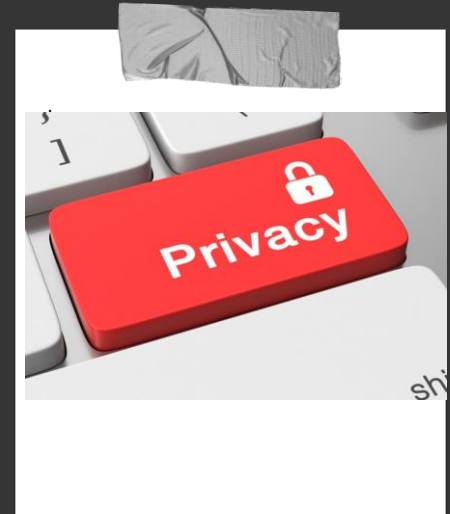
- AB 1766 requires the Department of Motor Vehicles (DMV), by January 1, 2024, to issue a California identification card to applicants unable to provide satisfactory proof of their immigration status
- AB 60 (Alejo, 2013) Driver's Licenses are available for applicants who can provide proof of identity and California residency to obtain a driver's license but are not required to prove their legal presence in the United States; women, elders, and people with disabilities are disproportionately impacted by the inability to obtain an AB 60 driver's license
- Identification cards enable inclusion and meaningful participation in our neighborhoods, our cities, and our state



Privacy Protections

Currently:

- Law enforcement agencies generally have access to DMV records, including photos
- Certain parts of driver's license & vehicle registration records are public records & can be released
- Public record **does not include** photos, Social Security numbers, medical or disability information, or residential addresses



Privacy Protections: Info Sharing

Current law:

DMV can't disclose information except
"as required by law"

All government agencies must agree that federal, state, and local law enforcement agencies shall not use non-criminal history information in DMV's databases for immigration enforcement purposes

What we would like to do:

Have explicit language that information can't be used for immigration enforcement purposes unless there is a court-issued order, warrant, or subpoena

Have the same protections apply to commercial entities (data brokers)
Prevent information from being used/disclosed by commercial entities for immigration enforcement purposes, either by the initial entity or any subsequent parties that obtain it

Privacy Protections: Record Sharing

Current law:

“Documents provided to prove identity or residency pursuant are not public record and shall not be disclosed except

- in response to a subpoena for individual records in a criminal proceeding or a court order,
- or in response to a law enforcement request to address an urgent health or safety need if the law enforcement agency certifies in writing the specific circumstances that do not permit authorities time to obtain a court order.

Privacy Protections: Document Retention

- Currently, there's no document retention or document purging policy



Language from NY's bill:

- “The commissioner and any agent or employee of the commissioner shall not retain the documents or copies of documents presented by applicants for non-commercial drivers' licenses or learners' permits which do not meet federal standards for identification to prove age or identity except for a limited period necessary to ensure the validity and authenticity of such documents.”

Timeline of AB 1766

First House (Assembly)



Assembly
Transportation
and Judiciary
(March and
April)

Assembly
Appropriations
(May)

Assembly
Floor (May)



Second House (Senate)



Senate Transportation
and Judiciary
(June)

We are here



Senate
Appropriations
(August 1 and 11)

2022 Legislative Calendar



- Aug 1: Legislature reconvenes from Summer Recess
- Aug 11: Senate Suspense File Hearing
- Aug 15 - 31: Floor Session only
- Aug 31: Last day for each house to pass bills



How you can get involved

→ **Write a letter of support!**

Senate Appropriations on August 1

→ **Call your legislator!**

→ **Post on social media!**

Social media toolkit will be available at the end of July

→ **Join our listserve!**

Please email Chloe Steck at csteck@caimmigrant.org to join

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