



MEMORANDUM



TO: Captain Brad Lann
FROM: DL Coordinator Alisa Blackerby
RE: House Bill 1429 -Driver's License Testing Impact
DATE: March 1, 2023

Proposed Legislation: HB1429 would amend § 27-16-1110 and § 27-16-1111 to allow the issuance or renewal of a non-citizen driver's license (DL) to an applicant without documentation from Homeland Security and would not require the non-citizen to be lawfully present within the United States (U.S.). This bill would provide undocumented non-citizens with more lenient and exclusive document requirements than U.S. Citizens/Legal Non-U.S. Citizens.

Proposed Implementation: To fulfill proposed HB1429, The Department of The Arkansas State Police would implement special testing schedules and other requirements to separate undocumented Non-U.S. Citizens from U.S. Citizens as well as from other legally Documented Non-U.S. Citizens. Separation would be required since testing requirements would differ from those of legal status.

The Arkansas State Police will require an increased number of Examiners. Other requirements and accommodations would be Interpreters, translated manuals, website translations, examiner equipment, State issued vehicles, and larger testing facilities to accommodate the potentially heavy volume of undocumented applicants. Current software would require multiple changes to accommodate the proposed Undocumented Non-U.S. Citizens and its special requirements. Open testing for undocumented immigrants will increase the number of tests across the State and encourage others to enter Arkansas for a driver's license.

Difference: Undocumented Non-U.S. Citizens will require only a State ID and three (3) years of Arkansas Tax Documents.

Non-U.S. Citizens and U.S. Citizens would present one of the following: a U.S. Birth certificate, U.S. Birth Abroad Certificates, Valid Passports, Permanent Resident Cards, Employment Authorization Cards, Certificates of Citizenship, and Certificate of Naturalization. Non-U.S. Citizens and U.S. Citizens would also submit a secondary document to prove identity.

Proposal 1: Arkansas Integrated Revenue Services (AIRS)

Implementation Changes:

- Verbiage requirement to allow multiple languages for undocumented non-U.S. Citizens.
- Registration requirements to accommodate special document requirements
- Update Reports.

- Interface/Vendor changes

- ASP Exam/Permit changes

- System Testing

System Testing:
Implementation Cost: \$165,000.00

Maintenance: \$8,000.00/per year

Proposal 2: Add 20 Examiners Across the State (GS4) Positions

- Approximately twenty (20) examiners will need to be added across the State to accommodate the volume.
Salary: \$32,283 per year

Total Cost: \$645, 660 per year

Proposal 3: Translations

- The Arkansas State Police will need to translate each test into the proper language, provide driver's manuals, and update social media and websites.
Interpreter Cost: \$200/per hr. Average minimum:40/per wk. @ \$8,000/per manual/per task and per language
Manual Cost: \$13,800 per language/ per 10,000 ct.
Website and social media: Unknown

Proposal 4: Equipment

- Uniforms
All new examiners are provided uniforms.
Cost per examiner: \$1,369.52
Total Cost: \$27,390.40 @ 20 examiners
- 20 Computers, 20 docking stations, 20 monitors, 20printers, 20 scanners, 20 flatbed attachments, 100 tablets, 20 pelican cases, 20 webcams and 20 cradle points :
Total Cost: \$131, 470
- 20 vision machines
Cost: \$17,360
- 20 vision screens
Cost: \$2,500
- 20 outrun State vehicles
Cost: \$220,000
- 20 examiner Seals
Cost: \$868.60
- New outrun testing locations.
We currently have 103 outrun locations. Most locations are small and can barely accommodate the current volume. Any increase would require a larger area.
Average Cost: Unknown
Total Cost: Unknown per month

Proposal 5: Training and Testing

- 20 new examiners
- 76 existing employees

Lodging: TBD

Meals: TBD

Fuel Expenses: TBD

Other expenditures: TBD

- Training Materials
- Office Supplies

Discussion Items:

- How will this implementation work between U.S. Citizens and Legal Non-U.S. Citizens present documents?
- How will one determine the previous 3 years of AR tax returns?

- How will ASP collect a Social Security Card when not allowed SSLOV verification?
- How will one prove residency?
- How will the State ensure the safety of Examiners and the public from offenders such as those on the Terrorist Watch list, Violent Offenders, and those with Serious Criminal Backgrounds as currently encountered in Driver's Testing without Systematic Alien Verification for Entitlements (SAVE)?

Impact:

12.24 ALIENS TO CARRY DOCUMENTS (Federal Law)

INA Sec. 264. [8 U.S.C. 1304]

(e) Every alien, eighteen years of age and over, shall at all times carry with him and have in his personal possession any certificate of alien registration or alien registration receipt card issued to him pursuant to subsection (d). Any alien who fails to comply with the provisions of this subsection shall be guilty of a misdemeanor and shall upon conviction for each offense be fined not to exceed \$100 or be imprisoned not more than thirty days, or both.