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WORK SESSION

Senate Committee on Government Affairs

April 2, 2003

The following measure will be considered for action by the Senate Committee on Government Affairs during today's work session:

SENATE BILL 312

Requires state and local governmental entities to accept consular identification card for purpose of identifying person under certain circumstances. (BDR 19-823)

Sponsored by: Senator Carlton, et.al.
Date Heard: March 31, 2003

Senate Bill 312 specifies that state agencies and local governments must accept a consular identification card for any activity or transaction in which the local government accepts an identification card issued by the DMV to identify a person. The bill explains that these provisions only apply for the purposes of identification and "do not convey an independent right to receive benefits of any type." The measure also defines "consular identification card" to mean "an identification card issued by a consulate of a foreign government, which consulate is located within the State of Nevada." The measure provides that a notary may identify a person for notary purposes using a consular identification card. Finally, the bill stipulates that a person may produce a consular identification card to a business as a condition for that business accepting a check.

Proposed Conceptual Amendment(s)

Amend the bill by making the acceptance of the consular identification optional. The following conceptual language has been proposed:

Amend section 1, page 1, line 6, by deleting "*must*" and inserting "*may*".

Amend section 3, page 3, line 24, by deleting "*must*" and inserting "*may*".

Amend the title of the, line 1, by deleting "requiring" and inserting "authorizing".

Amend the summary of the bill, line 1, by deleting "Requires" and inserting "Authorizes".

(proposed by Senator Carlton)

NOTE: The attached electronic mail message regarding the consular identification issue as well as the information provided by Senator Carlton during the hearing on this measure were requested to be placed in the work session document.

Poll Result

Acceptable Documents? The Mexican Matricula Consular

Jurisdiction Response Date Comments

1) Does your jurisdiction accept the Mexican Matricula Consular document for the purpose of obtaining a driver's license or ID card? (If yes, please explain if your jurisdiction accepts it as a primary, secondary, or tertiary identification document and/or any applicable restrictions in the comment box below.)

ALASKA No 2/13/2003

ALABAMA No 3/10/2003

ARKANSAS No 2/7/2003

ARIZONA No 3/13/2003 The Mexican Matricula Consular document is ONLY used sometimes as a third form of identification.

CALIFORNIA No 2/7/2003

COLORADO No 3/12/2003

CONNECTICUT No 2/7/2003

DISTRICT OF COLUMBIA No 3/10/2003

DELAWARE No 3/10/2003

GEORGIA No 3/12/2003

HAWAII No 2/7/2003

IOWA No 2/17/2003

IDAHO Yes 3/10/2003 Idaho accepts the Mexican Matricula Consular document for picture identification, if submitted with a birth certificate.

ILLINOIS No 2/7/2003

INDIANA Yes 2/10/2003 Secondary only

KANSAS No 3/31/2003

KENTUCKY No 2/7/2003

MARYLAND No 3/12/2003 Maryland does not accept the Mexican Matricula Consular document as a secondary or primary source of identification.

MICHIGAN No 2/18/2003

MINNESOTA No 2/7/2003

MISSOURI No 2/13/2003 Missouri only accepts the Primary and Secondary Documents outlined in the AAMVA Model Identification Program.

NORTH DAKOTA No 2/13/2003

NEBRASKA Yes 2/10/2003 Secondary document only

NEW JERSEY No 3/19/2003

NEW MEXICO Yes 2/17/2003 As a secondary document.

NEW YORK No 3/10/2003

OHIO No 2/10/2003

OREGON Yes 2/7/2003 Secondary

PENNSYLVANIA No 3/21/2003

SOUTH DAKOTA Yes 2/7/2003 This is accepted as a secondary document only. The applicant must present an INS document authorizing the applicant's presence in the US.

VIRGINIA No 2/7/2003

WASHINGTON Yes 2/7/2003 Washington only accepts as tertiary document in combinations with enough other documents to satisfy the Licensing Service Representative.

WISCONSIN Yes 2/10/2003 Wisconsin accepts the consular card as proof of identity (secondary document).

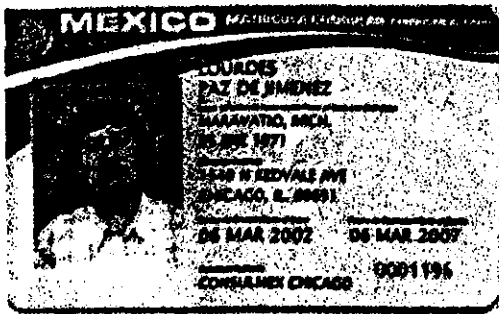
Totals => Yes: 8 No: 25

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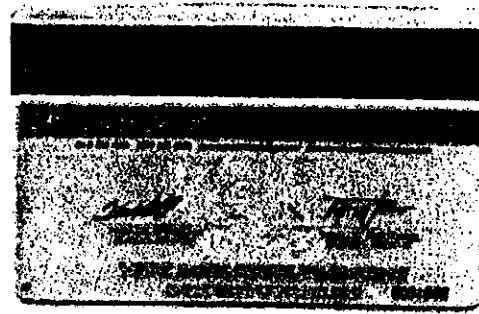


SECRETARÍA DE
RELACIONES
EXTERIORES | SRE

The Mexican Ministry of Foreign Affairs informs that, as part of the Integral Program for the Improvement of the Consular Services, on March 6, 2002 started issuing a new higher security Consular ID, called "Matricula Consular de Alta Seguridad" or MCAS.



(FRONT)



(BACK)

The main MCAS security backs are either visible or invisible security features:

visible security features:

- 1) Green security paper, with a special security pattern.
- 2) "Advantage seal", with a Mexican Official seal that appears over the bearer's picture that changes color from green to brown when seen with natural light.



- 3) Infra red band on the back of the MCAS.
- 4) Using a fluorescent-light lamp, you are able to read SRE all over the front of the MCAS.

Invisible security features:

in order to be able to reveal the invisible MCAS security marks, a special decoder is needed. Using this decoder you can see the following:

On the front side:

- 1) The word *MEXICO* written at the left side of the MCAS, next to the bearer's picture.
- 2) The legend "*MATRICULA CONSULAR CONSULAR ID CARD*", written at the bottom of the MCAS.

Consulate General of México, Sacramento

- ***Requirements to obtain a Matrícula Consular:***
 - *Presentation of an original birth certificate*
 - *Presentation of another official Mexican I.D.*
 - *Proof of address*
 - *To provide personal information*
 - *Picture, to be taken*

| ORGANIZATIONS THAT ACCEPT THE CONSULAR IDENTIFICATION CARD IN NEVADA | PURPOSE |
|---|--|
| Clark County Sheriff Office and Las Vegas Metro Police Department North Las Vegas Police Department Nevada Highway Patrol | To identify Mexican nationals whenever they visit their offices; report crimes; visit inmates at jails, etc. When someone is detained it makes easier the identification process instead of booking them as "joe doe" which involves more work and costs, and facilitates the consular notification to the Mexican Consulate. It has improved relations between Metro Police and the community. It has helped also to lower the use of "identification cards" that are sold at "swap meats" at high costs. |
| Washoe County Sheriff | To identify Mexican nationals whenever they visit their offices; report crimes; visit inmates at jails, etc. When someone is detained it makes easier the identification process instead of booking them as "joe doe" which involves more work and costs, and facilitates the consular notification to the Mexican Consulate. It has improved relations. |
| Wells Fargo Bank of America US Bank | As a primary form of identification to open bank accounts. Instead of having their money at home or with them, it helps to avoid being victim of robberies. It also has improved the business among the community. |
| Station Casinos Harra's Casino Wild West Casino Bellagio Casno | To identify patrons or people who enter their properties. At Station Casinos, the Vicepresident of Security, José Troncoso, considers it a good safety measure |
| Clark County Library District | To identify visitors from the community to the Library system to promote reading and education. |

| ORGANIZATIONS THAT ACCEPT THE CONSULAR IDENTIFICATION CARD IN NEVADA | PURPOSE |
|--|---|
| <p>Clark County Sheriff Office and Las Vegas Metro Police Department</p> <p>North Las Vegas Police Department</p> <p>Nevada Highway Patrol</p> | <p>To identify Mexican nationals whenever they visit their offices; report crimes; visit inmates at jails, etc. When someone is detained it makes easier the identification process instead of booking them as "joe doe" which involves more work and costs, and facilitates the consular notification to the Mexican Consulate. It has improved relations between Metro Police and the community. It has helped also to lower the use of "identification cards" that are sold at "swap meats" at high costs.</p> |
| <p>Washoe County Sheriff</p> | <p>To identify Mexican nationals whenever they visit their offices; report crimes; visit inmates at jails, etc. When someone is detained it makes easier the identification process instead of booking them as "joe doe" which involves more work and costs, and facilitates the consular notification to the Mexican Consulate. It has improved relations.</p> |
| <p>Wells Fargo</p> <p>Bank of America</p> <p>US Bank</p> | <p>As a primary form of identification to open bank accounts. Instead of having their money at home or with them, it helps to avoid being victim of robberies. It also has improved the business among the community.</p> |
| <p>Station Casinos</p> <p>Harra's Casino</p> <p>Wild West Casino</p> <p>Bellagio Casno</p> | <p>To identify patrons or people who enter their properties.</p> <p>At Station Casinos, the Vicepresident of Security, José Troncoso, considers it a good safety measure</p> |
| <p>Clark County Library District</p> | <p>To identify visitors from the community to the Library system to promote reading and education.</p> |

| | |
|--|---|
| Nevada Attorney General | We have presented this issue to the Attorney General, Brian Sandoval for his review. In order to be accepted at the state government offices for identification purposes. |
| Nevada Sheriffs' and Chiefs' Association | We have presented the issue for their review and acceptance in the different county Sheriffs offices and City Police Departments. |
| Clark County Government City of Las Vegas | We have presented this issue to the different city and county governments. |
| City of North Las Vegas City of Henderson City of Mesquite | They are reviewing it. In order to be accepted at county/city government offices for identification purposes. |

Here is the information I have on the Federal actions regarding the matricula --

GSA Suspends Recognition of Matricular Card - The General Services Administration (GSA) has suspended recognition of the "matricular consular cards." The matricular is an identification card issued by the Mexican government to its nationals in the United States. The matricular had been used by Mexican citizens to obtain social services, establish bank accounts, and procure other services while in the U.S. The identity documents have been issued to hundreds of thousands of Mexicans living in the U.S., including those that are here illegally. The matricular card can be obtained at one of the Mexican consular offices located in the U.S. by providing a birth certificate, an official ID photo and proof of residency. The GSA suspension means that the cards will no longer be accepted for identification purposes at federal facilities. Once the State Department, GSA and other agencies complete their investigation of the matricular, a formal recommendation will be made to federal law enforcement and security agencies to ensure the integrity of the information contained in the cards and the security of the document itself. After the investigation, the GSA will then reconsider its policy concerning acceptance of the cards at federal buildings.

I thought it was the GAO but it is the GSA who is conducting the study.

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