

**Supporting The New York State Association Of County Clerks  
Objections To The Department Of Motor Vehicles Policy Allowing  
Illegal Aliens To Obtain A Valid New York State Driver's License &  
New York State Non-Driver Identification**

Legislators Cummings, Aiello, Roberti, Fabiano, Every, Noonan, Felicello, Gerentine, Harris, McAfee, Busick, and Alfonso, offer the following:

WHEREAS, since February, 2002 it has been the policy of the New York State Department of Motor Vehicles, in applying for a Driver's License & Non-Driver Identification, to require the presentation of a valid Social Security Card or letter of ineligibility from a Social Security Office for purposes of establishing identity and legal presence within the United States, and

WHEREAS, Governor Spitzer, through an executive order, has removed this requirement for a Driver's License & Non-Driver Identification application as of December 2007, and

WHEREAS, that new policy will pose significant security concerns for establishing an applicant's identity and legal presence, and

WHEREAS, this change will create unneeded confusion in the identification value of a New York State Driver's License and Non-Driver Identification to government agencies, Boards of Election, law enforcement, and the general public; and

WHEREAS, this policy could lead to a significant influx of illegal immigration to the State of New York, taxing local governments and law enforcement; and

WHEREAS, minus sufficient public involvement and minus legislative buy in, the Governor should delay implementation of this plan until he hears from New Yorkers.

RESOLVED, that the Ulster County Legislature supports the New York State Association of County Clerks who oppose the policy change of the New York State Department of Motor Vehicles, and

FURTHER RESOLVED, it is the sentiment of the Ulster County Legislature and the New York State Association of County Clerks that the removal of the Social Security requirement for obtaining driving privileges and non-driver identification is ill advised and Governor Spitzer should withdraw and rescind his Executive Order until such time as a more detailed examination of its ramifications can be conducted, and

**Resolution No. 383 November 14, 2007**

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FURTHER RESOLVED, that the Clerk of the Ulster County Legislature shall forward copies of this resolution to Governor Eliot Spitzer, New York State Comptroller's Office, Senate Majority Leader Joseph Bruno, Senate Minority Leader Malcolm Smith, Assembly Speaker Sheldon Silver, Assembly Majority Leader Ron Canestrari, Assembly Minority Leader James N. Tedisco, New York State Senators John J. Bonacic and William J. Larkin, Jr., New York State Assemblymen Kevin A. Cahill, Clifford W. Crouch, Peter Lopez and Thomas Kirwan, and the New York State Association of Counties,

and moves its adoption.

ADOPTED BY THE FOLLOWING VOTE:

AYES:

NOES:

FINANCIAL IMPACT:  
NONE

1129

**REFERRED BACK TO COMMITTEE**