REAL ID – Six Reasons to Oppose

1. **Violation of Constitutional Rights (State rights)**
   a. Real ID is wrong. It’s wrong for freedom, privacy and the rights of Minnesotans.
   b. It’s a violation of State’s Rights and individual rights under the Tenth Amendment
   c. 2009 MN law prohibited REAL ID due to federal overreach/costs. This bill repeals law.
   d. U.S. Supreme Court ruled: “The Federal Government may not compel the States to enact or administer a federal regulatory program.” (Printz vs. U.S., 1997)
   e. Violation of oath of office to vote yes on a bill that federalizes MN licenses and IDs
   f. It’s a Federal ID – which feds allow to be used to indicate state driving privileges,
   g. If MN submits to REAL ID bill, both licenses/IDs (“for federal purposes” or “not for federal purposes”) must be compliant with REAL ID. There’s no opt-out option.
   h. Dept. of Homeland Security (DHS) can control identification, movement, commerce

2. **Feds have unilateral authority to expand “official purposes” and required uses of REAL ID.**
   b. The “no federal changes” in HF 3 (4.12-4.24) is: 1) in conflict with the “fully comply” and “comply” language in the bill (21.16/23.2), and 2) not protective because enforcement of new “official purposes” will be done by the federally-regulated banks, hospitals, gun shops, hotels, car rental companies that will require REAL ID for access.
   c. Then the so-called “non-compliant” (“not for federal purposes”) card becomes useless.

3. **Minnesota is not the only state opposing REAL ID & unfunded mandate**
   a. 116 GOP Penn. legislators wrote Trump saying it’s an unfunded mandate, creates a “national identity registry” and “usurps” 10th Amendment powers reserved to the states
   b. Missouri GOP Senators say REAL ID “sets a dangerous precedent to empower a bureaucracy to unilaterally promulgate rules that prohibit our citizens from enjoying rights guaranteed by the United States Constitution.”
   c. Maine’s Secretary of State calls it “Orwellian,” and a violation of privacy that wouldn’t protect against the 9/11 terrorists getting REAL IDs.
   d. 25 States: Five states have refused w/o an extension and 20 states have extensions

4. **The Dept. of Homeland Security (DHS) can’t enforce REAL ID**
   a. At least five “deadlines” have come and gone. DHS has escalated threats intended to cause fear in the public...and to pressure state legislators to do what they must not do.
   b. DHS has no real power. Wants MN to voluntarily give up power--and fund REAL ID.

5. **You CAN STILL FLY and enter federal buildings**
   a. DHS says REAL ID not necessary for flight or federal access (2008 REAL ID Rule)
   b. Fort Huachua Army base (AZ) allows 26 options as supplemental ID – incl. Library card
   c. Eglin Air Force base gives non-REAL ID options, allows an “approved escort” if no ID available, but says the commander can refuse entry even if have acceptable ID.

6. **Privacy infringements**
   a. Cardholders entered in “National Identity Registry” called the “hub” in REAL ID Rule
   b. Submitting states must “provide electronic access to all other States to information contained in the motor vehicle database of the State.” DHS expects breaches.
   c. DHS suggested a RFID chip in 2007 and could require intrusive/costly RFID at any time
   d. 2014 Rule requires states to recertify every 3 years, enabling RFID/biometric mandates