

Oklahoma State Senate – Staff Interim Presentation



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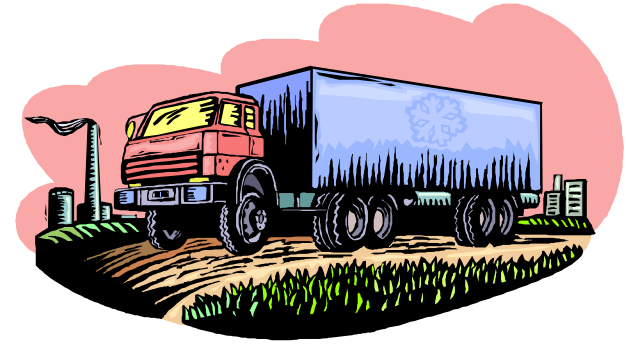


One-Stop Shop Trucking

Digital Driver License



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One-Stop Shop Trucking

The Concept

- Issue Background
- Legislation
- Pros and Cons

Three-Stop Shopping

- Corporation Commission
- Department of Public Safety
- Tax Commission

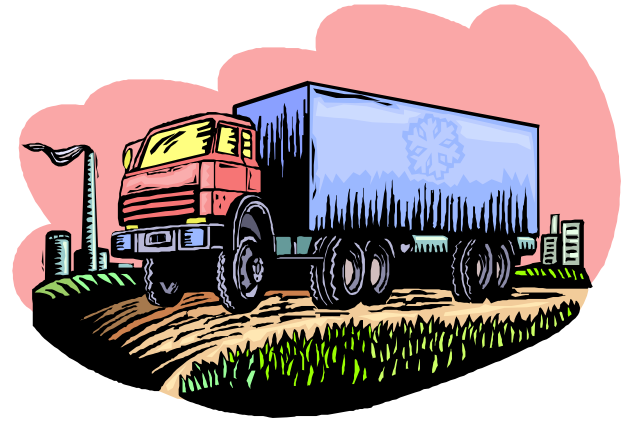
Regional Comparison

- How do other states regulate trucking?

The Candidates

- Corporation Commission
- Department of Public Safety
- Department of Transportation

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One-Stop Shop Trucking

What is It?



One-Stop Shop Trucking

- Commercial trucks, especially those in interstate commerce, have to obtain various documents and credentials and pay certain fees in order to operate.
- Currently, operators must deal with as many as four state agencies to do this (Corporation Commission, Tax Commission, Department of Public Safety, Department of Transportation).



One-Stop Trucking

Legislation was considered last session (SB 141) which would have transferred the Motor Vehicle Enforcement, International Registration Plan and International Fuel Tax Agreement Sections of the Tax Commission to the Department of Transportation in 2003, and would have transferred the Transportation Division of the Corporation Commission and the Size and Weights Division of the Department of Public Safety to ODOT in 2004.



One-Stop Trucking

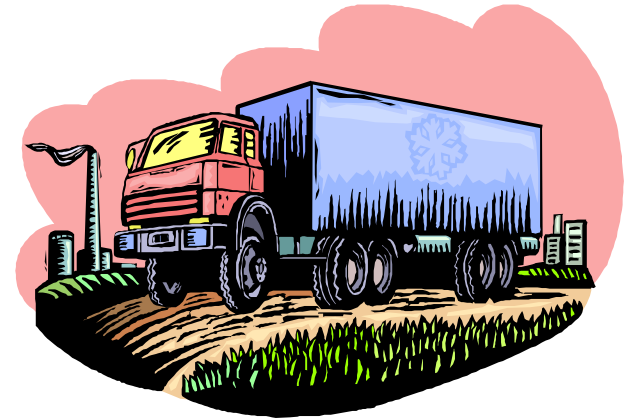
Pros:

- Coordination of agency functions
- Elimination of duplication
- Ease of compliance for industry

Cons

- Difficulty in transferring employees and functions (budget, space, etc.)
- Benefits of specialized knowledge/expertise

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The Current Regulatory System



Three-Stop Shopping

- Corporation Commission
- Tax Commission
- Department of Public Safety



Corporation Commission – Transportation Division

- **Requirements Department**
 - First Stop
 - Authority Licensing, Registration, Certification, Renewals
- **Safety Administration Department**
 - USDOT Numbers
 - Safety Inspections
 - Hazardous Waste Permits
 - Compliance Workshops
- **Administrative Support Department**
 - Enforcement Citations and Warnings Records
 - Docketing and Tracking
 - Complaints Tracking



Corporation Commission (cont.)

- **Enforcement Department**
 - Oversight
 - Investigations
 - Inspections

- **Budget/Revenue/FTE**



Tax Commission

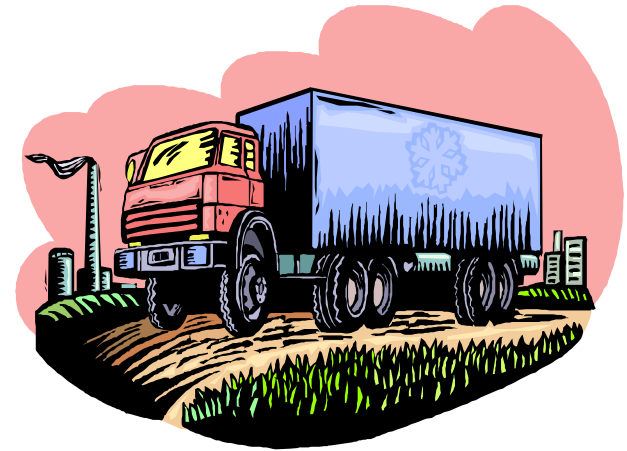
- **Motor Carrier Enforcement**
 - Apportioned Tags
 - Fuel Tax Permits
 - Trip Permits
 - Weigh Stations
- **International Fuel Tax Agreement (IFTA)**
 - Taxes: miles based
 - Issue IFTA Stickers, Cab Cards, Quarterly Reports
 - Receive and Audit IFTA Quarterly Report
- **International Registration Plan (IRP)**
 - Fees: mileage based
- **Budget/Revenue/FTE**



Department of Public Safety – Size and Weights Permit Division

- Permits/Licenses
 - Overweight, Oversize, Load Limits
 - Commercial Driver License
- Escort Vehicles
 - Training
 - Certification
- Budget/Revenue/FTE

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One-Stop Shop Trucking

Regional Comparison



Regional Benchmarking

- Oklahoma
- Texas “One-Stop Shop”
- Virginia One-Stop Shop
- Regional Comparison



Texas “One-Stop-Shop”

TEXAS “ONE-STOP-SHOP” TOLL FREE AUTOMATED PHONE LINE MENU OPTIONS

1. DOT--Texas Motor Carrier Application and Forms
2. DOT--Oversize/Overweight Permits or Temporary Registration
3. DOT--Motor Carrier, Tow Truck and Single State Registration, Vehicle Storage Facility Licensing, and Insurance Information and Inquiries
4. DOT--Complaints or Assistance with Regulations for Motor Carrier and Vehicle Storage Facilities
5. DOT--Apportioned Vehicle License Plate Registration under the International Registration Plan
6. CPA--International Fuel Tax Agreement and other Motor Fuel Tax Information
7. DPS--Driver's License Information
8. Motor Carrier Safety Regulations
9. Federal Highway Administration
10. Authority and USDOT Numbers



Virginia One-Stop Shop Act – 1995

- **Unified Trucking Regulation**
- **Local Offices**
- **Internet Filing**



Regional Comparison

- Oklahoma
- Arkansas
- Louisiana
- Missouri
- Texas

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One-Stop Shop Trucking

The Candidates



- **Dept. of Public Safety**
- **Corporation Commission**
- **Dept of Transportation**



Department of Public Safety

- Enforcement Capacity.
- Mobile Technology.
- Geographic Diversity
- Minimum Disruption in Services
- Federal Agency Ties



Corporation Commission

- Customer oriented
- Constant contact with trucking industry
- Enforcement
- Current enforcement
- Expertise to implement a Trucking One-Stop Shop



Department of Transportation

- Highway System Responsibilities.
- Existing Regulatory Requirements.
- No Duplication
- Ports-of-Entry.
- Joint Use of Facilities

Digital Driver License

- **Why Digital?**
 - Issue Background
 - History
 - License Features
- **Driver License Integrity**
 - Issue Background
 - Foundation Documents
 - Fraud
 - Verifiability
 - Solutions
- **Privacy Concerns**
 - Public Policy
 - Federal Statutes
 - State Statutes
- **National Perspective**
 - State Variations
 - Pending Federal Legislation
 - Proposed Federal Legislation
 - Players on the Federal Scene
 - Private Sector Input



Digital Driver License



Oklahoma's Answer to Identity
Theft and Fake Driver Licenses

HB 2100



- WHY DIGITAL?
- WERE NUMBER 1!
- HISTORY

1939

OPERATOR'S LICENSE No.
 1 State of Oklahoma, Dept. of Public Safety 1
 2 NOTICE: This copy to be torn off if convicted on a minor 2
 3 offense by the judge and mailed to Dept. of Public Safety, Okla- 3
 4 homa City. 4
 5 Signature 5
 FIRST OFFENSE 5

OPERATOR'S LICENSE No.
 - State of Oklahoma
 Always carry this license with you. **140984**

1 Name **Bert Nichols**
 9 Street and No. **439 E. 5th**
 3 City or Post Office **Edmond, Oklahoma**
 8

Age	Sex	Weight	Color Hair	Color Eyes
30	M	145	Brown	Blue
Height	Hair	Date of Birth		
5'9"	W	Aug. 10, 1907		

Signature *Bert Nichols*

Above described person is hereby licensed to operate a motor vehicle in accordance with the provisions of House Bill No. 7 of the Sixteenth Legislature of Oklahoma, 1937.

Expires January 1, 1939. *[Signature]* Commissioner

OPERATOR'S LICENSE No.
 1 State of Oklahoma, Dept. of Public Safety 1
 2 NOTICE: This copy to be torn off if convicted on a minor 2
 3 offense by the judge and mailed to Dept. of Public Safety, Okla- 3
 4 homa City. 4
 5 Signature 5
 SECOND OFFENSE 5

1942

Operator's License Renewal EXPIRES
 STATE OF OKLAHOMA JAN. 1, 1944
 DEPARTMENT OF PUBLIC SAFETY

12 29 42 140984
 Date Operator's License No.

This renewal not valid unless accompanied by an original Oklahoma Operator's license and is issued subject to final approval of the Commissioner of Public Safety

1943

Applicant's Signature *Bert Nichols*

Authorized Agent *Paul [Signature]*

RECEIPT
No 566949

Oklahoma Tax Commission \$50

THIS RENEWAL ENVELOPE MUST BE SIGNED BY LICENSEE.

1945

OPERATOR'S LICENSE
EXPIRES DEC. 31, 1947
STATE OF OKLAHOMA No. 405675
4 Date 10-13-45 Home County Okla
6 Name James Francis Staggs
First Middle Last
Street and No. 500 S E 32
4 City or Post Office Okla City, Okla
7 Date of Birth July 8, 1905 Race W Sex M
Age 40 Height 5-10 1/2 Weight 175 Eyes BRN Hair DBRN Do Not Write
Signature *James F. Staggs*
Above named person is hereby licensed to operate a motor vehicle as provided by law.
J. M. GENTRY, Commissioner of Public Safety *J. M. Gentry*

1957

EXPIRES
MO YEAR LICENSE NUMBER
NR 570961461 POWELL ROBERT JERAL
BIRTHDATE MO DAY YEAR SEX HEIGHT FT INCHES
NR 2131WM5 8 115 N MAIN
RESTRICTION CODE WEIGHT EYES HAIR
185BRBK ATOKA
DEPARTMENT OF PUBLIC SAFETY
OKLA.
YOUR SIGNATURE IN INK HERE
ISM 58495K

1963

1967

OKLAHOMA OPERATOR'S LICENSE

EXPIRES		LICENSE NUMBER		BLACK SAMUEL C
MO.	YEAR			
VI	63	1704150		
BIRTHDATE		RACE	SEX	4602 NW 44TH
MO.	DAY	YEAR	HT. INCHES	
VI	18	92	WM 5 11	
RESTRICTION CODE	WEIGHT	EYES	HAIR	OKLA CITY
1	213	BR	BR	

SEE REVERSE SIDE

YOUR SIGNATURE IN INK HERE → *S. C. Black* OKLA.

OKLAHOMA OPERATOR LICENSE

LICENSE NUMBER		SEX		POWELL	AUGUSTUS
2076120M					
EXPIRES LAST DAY OF		RESTRICTION CODE	EYES	2201 EL	
MO.	YEAR				
10	67		BL		
DATE OF BIRTH			HEIGHT		
MO.	DAY	YEAR	FT.	INCHES	
10	15	2005			

MUSKOGEE OKLA 74401

THE PERSON DESCRIBED IS PRIVILEGED TO OPERATE VEHICLE AS PRESCRIBED BY LAW. SUBJECT TO ANY RESTRICTION NOTED.

Robert R. Lester
ROBERT R. LESTER, COMMISSIONER

Fred A Powell
YOUR SIGNATURE IN INK HERE

IBM B15505 HB9540

1990



1992



2000



Digital Driver License

Adult/Under 21



HB 2100 (cont.)



- BENEFITS
- SECURITY FEATURES

HB 2100 (cont.)



- This bill will also:
- Deter under age drinking and purchase of tobacco products;
- Enable fast and accurate replacement of lost or stolen driver licenses or identification cards; and
- Provide a secure process for driver license or identification renewal.

SB 423 – Touch Signature



- PROVISIONS
- FINGER SCAN
- PRIVACY
SAFEGUARD

Driver License Information



- Fees:
- New Driver License - \$24.50
- Renewal License - 21.50
- Duplicate License - \$10.00

Driver License Integrity



Background



- **Rhode Island** -1st state to pass driver license law in 1908. All states have required licensed drivers since 1954.
- **PURPOSE:** created to recognize individuals who met the necessary standards to receive state sanction to operate a motor vehicle.
- **TODAY'S USE:** used to verify identity for many purposes-from obtaining a library card to cashing a check to boarding an airplane.

Integrity of License Issuance



- Foundation Documents

All states verify the identity of potential license holders before issuing a drivers license. Foundation documents range from birth certificates to utility bills to other state's drivers licenses. The challenge is a state's ability to verify the authenticity and validity of these foundation documents.

Integrity of License Issuance (Cont.)



- Currently, few states actively verify foundation documents.
- Use of foundation documents alone is inadequate to prove identity – just because a document is authentic doesn't mean it belongs to the person presenting it.

Fraud



- Two forms:
- With and without the cooperation of the licensing authority
- As the driver license system is improved and such licenses become a more secure and valuable document it is likely employee fraud will increase, if unaddressed.

Verifiability



- Practical inability to verify license information and driver history in real time – it can take from 30 to 60 minutes to access driver record information in another state.

Misconceptions



- The best driver license system will not and cannot stop terrorism.
- The vast majority of “identity theft” is actually credit card fraud. Fake driver licenses are reported in only 2.7% of identity theft cases.
- Expanding the required use of a driver license to non-driving purposes has enormous implications.

Misconceptions (Cont.)



- 33% of American citizens, residents and visitors don't drive.
- If required use of driver licenses are expanded, ultimately everyone would be required to be "licensed" in some form by the government and the drivers license would become an identity license.

Elements Necessary to Address



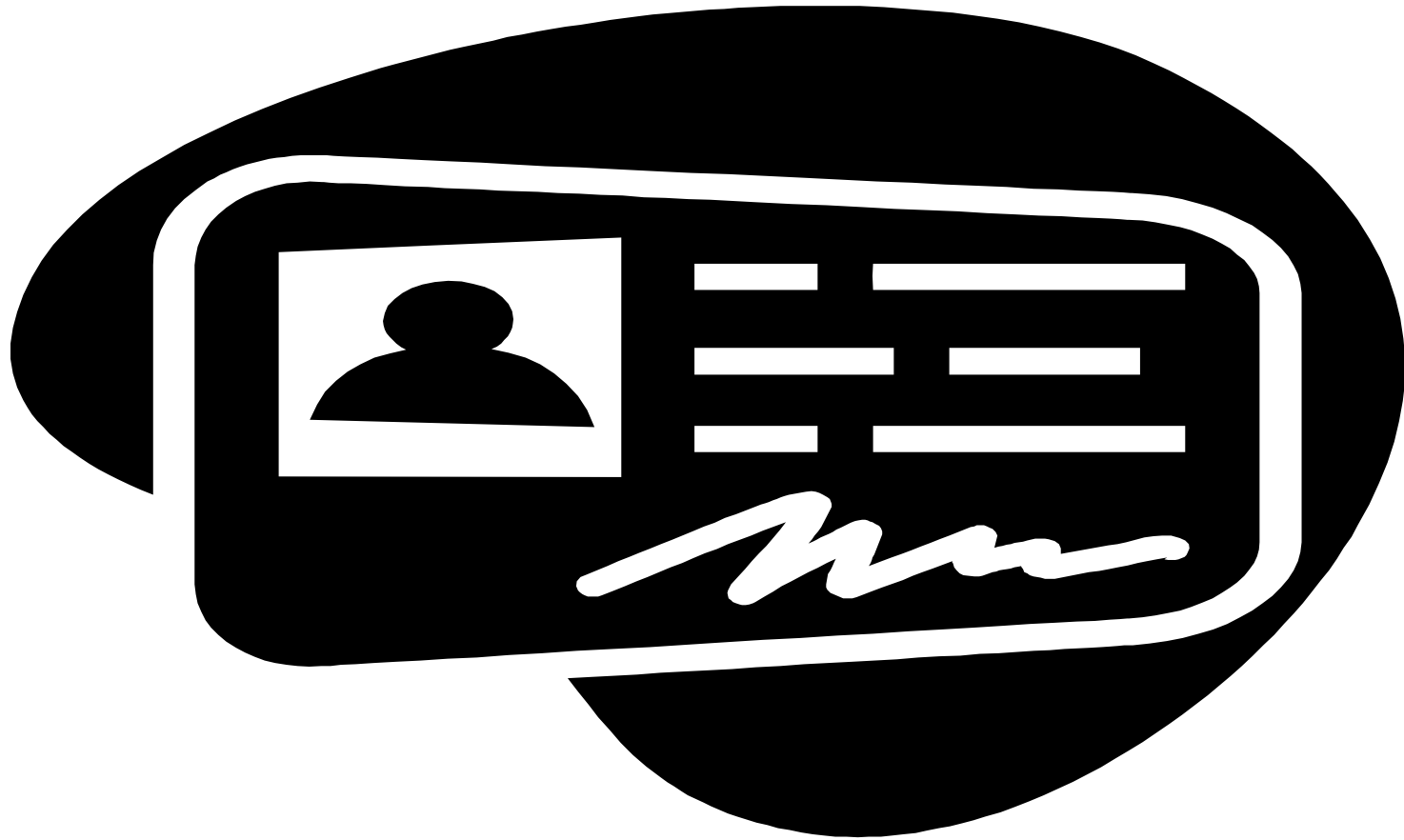
- Issuance standards
- Driver Information – Collection, Sharing and Exchange
- State Operation and Enforcement
- Tamper and Counterfeit-Proof Features
- Accurate and Reliable Personal Identifiers
- Verifiability

State Driven Solutions



- Establish a “State Clearinghouse for Best Practices” to promote effective regulatory and legislative changes.
- Draft model legislation related to issuance and verification process.
- Develop uniform minimum standards to be adopted by states.
- Develop an “Interstate Compact on Driver License Integrity”

Digital Driver License



Privacy Concerns

Public Policy



- Public policy in Oklahoma provides that except where specific state or federal statutes create a confidential privilege, persons who submit information to public bodies have no right to keep this information from public access nor reasonable expectation that this information will be kept from public access. See 51 O.S. Sec. 24A.2

Federal Statutes



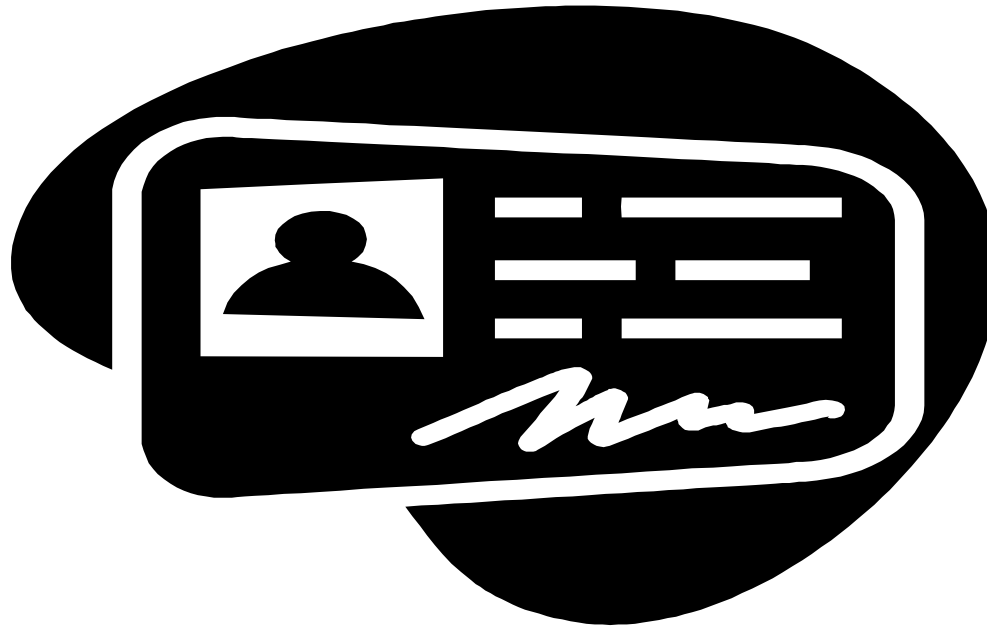
- The Driver's Privacy Protection Act (DPPA) provides both limitations on the use of drivers license information and permissible uses of that information. See 18 USCA Sec. 2721 et. sec

State Statutes: Disclosure



- The Department of Public Safety is not required to provide information from an individual's driver license file unless the requesting party provides the individual's name and license number or birth date. See 51 O.S. 24A.5.
- All information contained in certificates of title, applications, or registration certificates, unless excepted, are deemed to be confidential and not subject to disclosure by the Oklahoma Tax Commission. See 47 O.S. Sec. 1109.
- Title 47 O.S. Section 2-110 further limits the type of information that may be disclosed and to whom. This statute also incorporates portions of the federal DPPA.

Digital Driver License



**National
Perspective**

The Various States



- Seven states require fingerprints.
- West Virginia uses facial recognition software. Colorado considering it.
- Georgia wants biometric info included.

Pending Federal Legislation



- HR 1121 Driver License Integrity Act of 2003 —ties state expiration dates to visa expiration for aliens.
- HR 2633 Identity Theft Protection & Information Blackout Act of 2003—prohibits states from using social security numbers on drivers licenses.

Proposed Federal Legislation (press releases—no bills)



- Sen. Richard Durbin (D-III) provide minimum uniform standards for state-issued driver licenses.
- Rep. Tom Davis (R-Va) require all states to issue driver license that contain computer chip filled with ID information including personal biometric data.

Players on the Federal Scene



- Tom Ridge—Office of Homeland Security—wants to tie driver licenses to visa and track electronically.
- American Association of Motor Vehicle Administrators (AAMVA)—wants Congress to pass law requiring states to adopt more uniform standards plus connected data bases.

Private Sector Input



- Digimarc Corp.
- EagleCheck
- ActivCard