

People's Veto Referendum

P.L. 2007, c. 648 "An Act To Enhance the Security of State Credentials"

Do you want to reject the new law that would make people document that they are U.S. citizens or in the country legally before they can get or renew Maine drivers' licenses, and that complies with parts of the federal REAL ID Act of 2005?

Date of Issuance: May 14, 2008

Filing Deadline: July 17, 2008

Registrar use only	SIGNATURE	DATE SIGNED	ACTUAL STREET ADDRESS (Not P.O. Box or R.F.D.)	MUNICIPALITY (Where Registered)	NAME PRINTED
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CIRCULATOR'S OATH

I hereby make oath that I am the Circulator of this petition, that all the signatures to this petition were made in my presence and, to the best of my knowledge and belief, each signature is that of the person it purports to be.

Signature of Circulator _____ Printed Name _____

Signature of Notary _____ Printed Name _____

Subscribed to and sworn before me on this date _____ (Date must be completed by Notary)

Date my Notary Commission expires _____

REGISTRAR'S CERTIFICATION

Municipality _____ TOTAL VALID: _____ TOTAL INVALID: _____

I hereby certify that the names of all the petitioners listed as valid appear on the voting list as qualified to vote for Governor.

Signature of Registrar _____ Date _____

PETITION LOG FOR SECRETARY OF STATE USE ONLY

PETITION #: _____ VALID: _____ INVALID: _____

<u># INVALID</u>	<u>REASON</u>	<u>SIGNATURE LINES</u>

S.O.S. Staff: _____ COMMENTS:

Do you want to reject the new law that would make people document that they are U.S. citizens or in the country legally before they can get or renew Maine drivers' licenses, and that complies with parts of the federal REAL ID Act of 2005?

To the Governor of the State of Maine:

In accordance with Section 17 of Article IV, Part Third of the Constitution of the State of Maine, the undersigned electors of the State of Maine, qualified to vote for Governor, residing in said State, whose names have been certified, hereby propose to veto Public Law 2007, Chapter 648, entitled "An Act To Enhance the Security of State Credentials". The full text of this law is printed as follows:

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 29-A MRSA §1301, sub-§2-A is enacted to read:

2-A. Legal presence requirement. The Secretary of State may not issue a license to an applicant unless the applicant presents to the Secretary of State valid documentary evidence of legal presence in the United States.

Sec. 2. 29-A MRSA §1406, sub-§9 is enacted to read:

9. Expiration of license; lawfully present noncitizens. Notwithstanding any law to the contrary, a license issued to an applicant who is not a citizen or a legal permanent resident of the United States expires coterminously with the applicant's authorized duration of stay or the otherwise applicable expiration date of the license under this section, whichever occurs first. A license issued under this subsection must be valid for a period of at least 120 days.

Sec. 3. 29-A MRSA §1410, sub-§8 is enacted to read:

8. Legal presence requirement. The Secretary of State may not issue a nondriver identification card to an applicant unless the applicant presents to the Secretary of State valid documentary evidence of legal presence in the United States.

Sec. 4. 29-A MRSA §1410, sub-§9 is enacted to read:

9. Expiration of nondriver identification card; lawfully present noncitizens. Notwithstanding any law to the contrary, a nondriver identification card issued to an applicant who is not a citizen or a legal permanent resident of the United States expires coterminously with the applicant's authorized duration of stay or 6 years, whichever is the shorter period of time. A nondriver identification card issued under this subsection must be valid for a period of at least 120 days.

Sec. 5. Rulemaking; legal presence for license and identification cards; draft rules. No later than November 15, 2008, the Secretary of State shall adopt rules governing what documents constitute valid documentary evidence to establish legal presence pursuant to the Maine Revised Statutes, Title 29-A, section 1301,

subsection 2-A and Title 29-A, section 1410, subsection 8. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 6. Participation in verification program; report.

Notwithstanding the Maine Revised Statutes, Title 29-A, section 1411, the Secretary of State shall by December 1, 2009 participate in the federal Systematic Alien Verification for Entitlements Program maintained by United States Citizenship and Immigration Services for the exclusive purpose of verifying the lawful presence of noncitizen applicants for driver's licenses or nondriver identification cards.

No later than January 30th of each year, beginning in 2010, the Secretary of State shall report to the joint standing committee of the Legislature having jurisdiction over transportation matters regarding the operation and effectiveness of the Systematic Alien Verification for Entitlements Program.

Sec. 7. Development of method to avoid duplication.

Notwithstanding the Maine Revised Statutes, Title 29-A, section 1411, the Secretary of State shall study the most cost-effective way, such as facial recognition or fingerprint technology, to ensure that an applicant does not have more than one driver's license or nondriver identification card issued by the State. The Secretary of State shall make a written report of findings and recommendations to the Governor and to the joint standing committee of the Legislature having jurisdiction over transportation matters no later than October 1, 2009.

Sec. 8. Photographs. Notwithstanding the Maine Revised Statutes, Title 29-A, section 1411, the Secretary of State shall study the most cost-effective way to develop and implement policies and procedures in order to take and maintain photographs of applicants at the time an application for a driver's license or nondriver identification card is submitted. The Secretary of State shall make a written report of findings and recommendations to the Governor and to the joint standing committee of the Legislature having jurisdiction over transportation matters no later than October 1, 2009.

Sec. 9. Federal REAL ID Act of 2005; repeal. If the United States Congress repeals the federal REAL ID Act of 2005, the Secretary of State shall submit proposed legislation to the joint standing committee of the Legislature having jurisdiction over transportation matters that returns Maine law regarding the issuance of driver's licenses and nondriver identification cards to what it was prior to the effective date of this Act. Upon receipt and review of that proposed legislation, the joint standing committee may submit a bill to the session of the Legislature in which the Secretary of State submits that proposed legislation.

INSTRUCTIONS FOR CIRCULATION

PETITIONER – MUST:

- BE A MAINE REGISTERED VOTER
- **SIGN** NAME AS IT APPEARS ON THE VOTING LIST
- SIGN ONLY ONCE
- **NOT** SIGN ANOTHER'S NAME
- PRINT NAME; DATE OF SIGNING; STREET ADDRESS & MUNICIPALITY OF RESIDENCE (UNLESS PRINTED BY CIRCULATOR)

PETITION CIRCULATOR – MUST:

- BE A MAINE RESIDENT & REGISTERED VOTER
- COMPLETE THE CIRCULATOR'S VERIFICATION
- TAKE THE OATH BEFORE A NOTARY PUBLIC
- **NOT** COLLECT SIGNATURES AFTER TAKING OATH

REGISTRAR – MUST:

- COMPLETE AND SIGN THE CERTIFICATION BY INDICATING WHICH NAMES ON THE PETITION APPEAR ON THAT MUNICIPALITY'S VOTING LIST

NOTE: IF THE SIGNATURE ALONE SUFFICIENTLY IDENTIFIES THE VOTER, IT SHOULD BE ACCEPTED

WARNING: MAKING A FALSE STATEMENT BY THE CIRCULATOR, SIGNING A PETITION WITH THE NAME OF ANOTHER, OR SIGNING A NAME MORE THAN ONCE ON THESE PETITIONS IS A CLASS E CRIME.

CERTIFICATION CODES & COMMON REASONS FOR REJECTION

(Registrar: Place a ✓ or Invalid Code in Registrar Use Only Column)

✓ PETITIONER IS A REGISTERED VOTER

INDIVIDUAL SIGNATURES MAY BE REJECTED IF:

- NR** PETITIONER IS NOT A REGISTERED VOTER
- DUP** PETITIONER PREVIOUSLY SIGNED THE PETITION (DUPLICATE NAME)
- DATE** PETITIONER SIGNED AFTER THE DATE OF CIRCULATOR'S VERIFICATION
- ANO** PETITIONER SIGNED THE NAME OF ANOTHER
- SIG** PETITIONER DID NOT SIGN THE PETITION (PRINTED NAME ONLY)

ENTIRE PETITIONS MAY BE REJECTED IF:

- CERT** REGISTRAR'S CERTIFICATION IS NOT COMPLETED OR NOT SIGNED
- ALT** UNAUTHORIZED INDIVIDUALS ALTERED THE PETITION
- OATH** CIRCULATOR'S VERIFICATION IS NOT COMPLETED OR NOT SIGNED
- OATH** CIRCULATOR DID NOT TAKE OATH BEFORE VALID NOTARY PUBLIC
- OATH** NOTARY DID NOT COMPLETE OR SIGN THE NOTARIZATION
- OWN** NOTARY IS AN IMMEDIATE FAMILY MEMBER OF CIRCULATOR