

SB 449 - AS AMENDED BY THE SENATE

03/24/2022 1127s

2022 SESSION

22-3065

12/11

SENATE BILL **449**

AN ACT relative to the retention of social security numbers by the division of motor vehicles.

SPONSORS: Sen. Gray, Dist 6; Sen. Ward, Dist 8; Sen. Birdsell, Dist 19

COMMITTEE: Transportation

ANALYSIS

This bill gives an applicant for a driver's license the opportunity to determine whether to have his or her complete social security number, or only the last 5 digits, retained in the records of the department of safety. This bill also permits the department to transmit the last 4 digits of an individual's social security number to the department of state for voter identification purposes.

Explanation: Matter added to current law appears in ***bold italics***.
Matter removed from current law appears ~~[in brackets and struckthrough]~~
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty Two

AN ACT relative to the retention of social security numbers by the division of motor vehicles.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 1 Social Security Numbers; Driver's License Application Form Options. Amend RSA 263:40-a, I-
2 II to read as follows:

3 I.(a) An applicant for a driver's license who has not previously been licensed to drive a motor
4 vehicle in this state shall provide his or her social security number in the application. The applicant
5 shall be given the opportunity to determine whether to have his or her **complete social security**
6 **number or only the last 5 digits of their** social security number retained in the records of the
7 department of safety. The application form shall include a box to check off ~~[if]~~ **which portion of**
8 **their social security number** the applicant ~~[does not wish]~~ **wishes** to have ~~[his or her social~~
9 ~~security number]~~ retained in the records of the department.

10 (b) The application form for a renewal of a driver's license may request the social
11 security number of the applicant. An applicant who is a resident of New Hampshire shall be given
12 the opportunity to determine whether to provide the **complete social security number or only the**
13 **last 5 digits of the** social security number. The application form shall include a box to check off if
14 the applicant does not wish to provide his or her **complete social security number or only the**
15 **last 5 digits of their** social security number pursuant to this paragraph.

16 (c) The application form for an initial driver's license or a renewal of a driver's license
17 shall include a box to check off if the applicant does not wish to have his or her computerized image,
18 likeness, or photograph retained in the records of the department of safety. The driver's license shall
19 display the mailing address of the licensee and shall not display the licensee's social security
20 number.

21 II. Notwithstanding RSA 91-A, RSA 260:14, RSA 261:60, or any other provision of law to the
22 contrary, the social security number shall not be a public record open to the inspection of any person.
23 The department shall not sell or otherwise provide individual social security numbers or lists of
24 social security numbers for any purpose which is not stated in this paragraph. The department shall
25 only make the social security number available to other states for driver record purposes, to any
26 national driver information repository established pursuant to federal law, or ~~[on their request on a~~
27 ~~case-by-case basis]~~ (a) **on their request, on a case by case basis**, to a law enforcement agency that
28 requires the social security number for investigative purposes, ~~[or]~~ (b) **on their request, on a case**
29 **by case basis**, to the department of health and human services for use only in the administration of
30 child support enforcement, **or (c) on their request, on a case by case basis, to the department**

1 *of state for voter verification and identification purposes, provided that the department*
2 *may only transmit the last 4 digits of an individual's social security number.*

3 2 Effective Date. This act shall take effect 60 days after its passage.