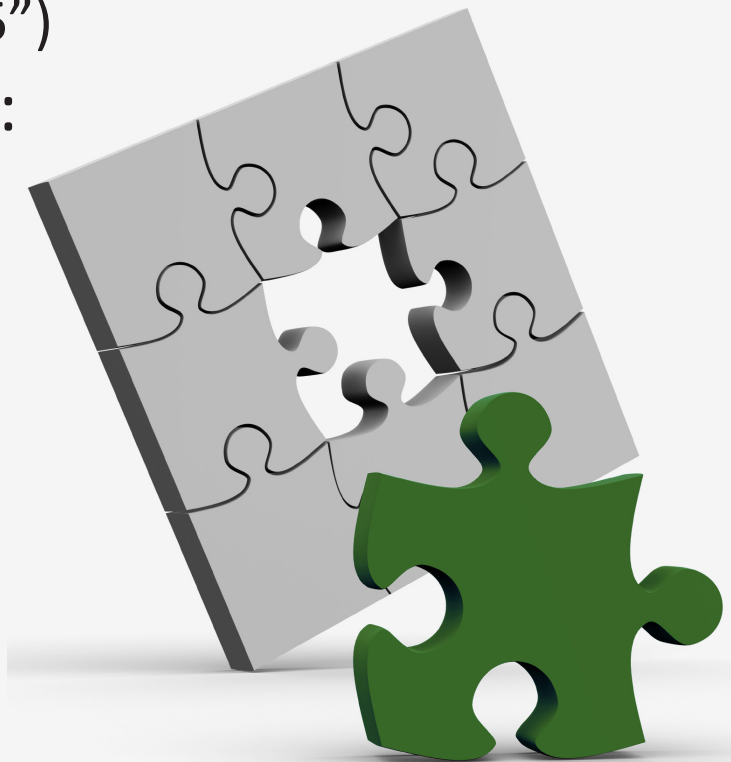


**United States
Department of
Homeland Security
Regulatory Compliance
Requirements for
PL 109-13**

(the “REAL ID Act of 2005”)
in abbreviated form:



Who is the Coalition for a Secure Driver's License (CSDL)?

The Coalition for a Secure Driver's License (CSDL), www.secure-license.org, is a 501 (c) (3) not for profit, crime prevention, educational charity incorporated in Washington, DC. CSDL conducts research and provides information that addresses public safety issues, fraud prevention benefits of stronger identity authentication procedures, and the issuance of counterfeit proof identity documents. CSDL essential research identifies best practices for DMVs, fraud detection and prosecution and related identity management topics. CSDL provides educational briefings and programs for communities and organizations throughout the United States. It is a national organization with over 10,000 members.

Identification
Security | Brief



COALITION FOR A
SECURE DRIVERS LICENSE

“WORKING TO PROTECT THE IDENTITY OF EVERY AMERICAN”

Identification Security Brief

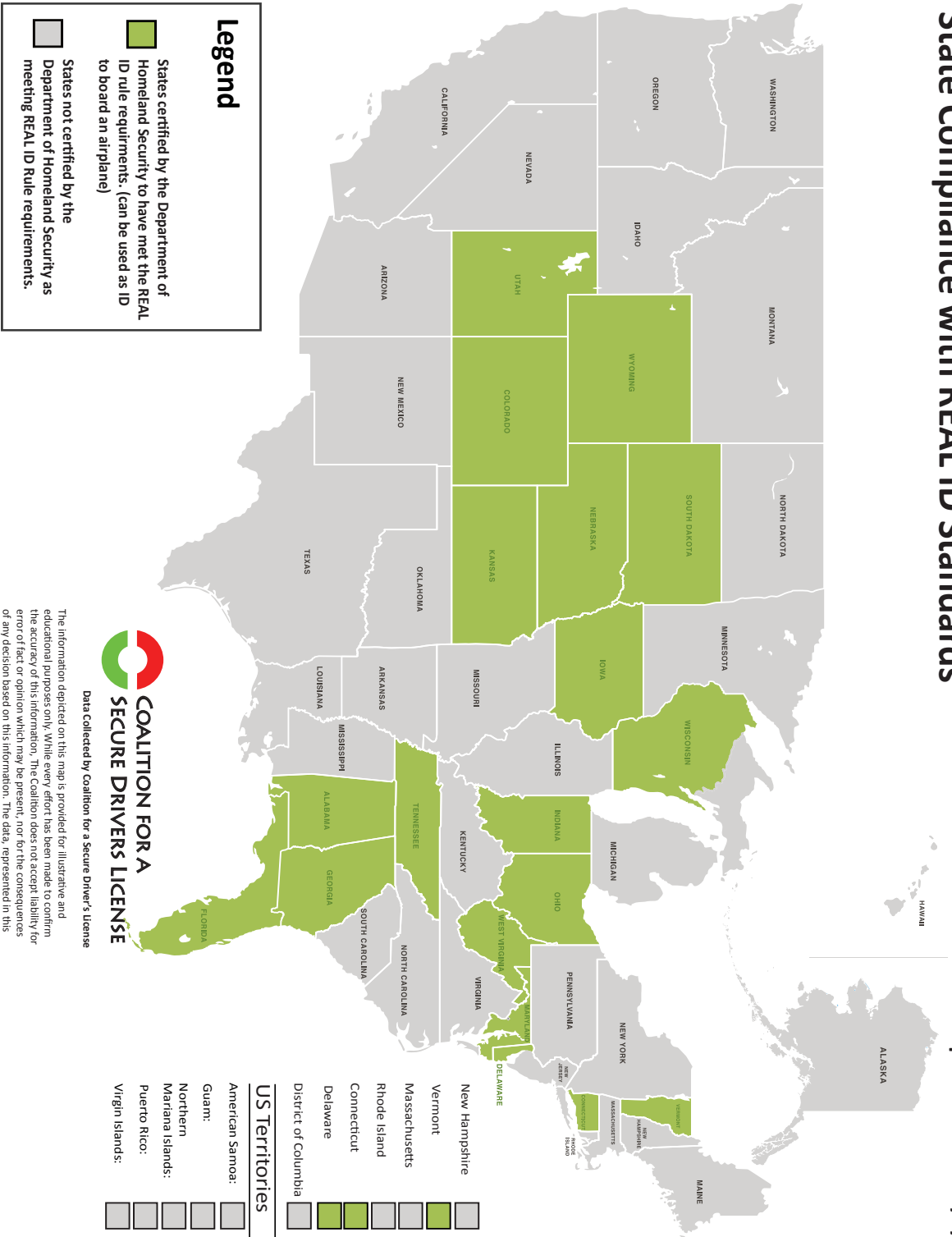
#	Benchmark	Code of Federal Regulations Title 6 Section #
1	Subject each applicant to a mandatory facial image capture and retain such image even if a driver license (DL) or identification card (ID) is not issued.	§37.11(a)
2	Require each applicant sign a declaration under penalty of perjury that the information presented is true and correct and the State must retain this declaration.	§37.11(b)
3	Require an individual to present at least one of the source documents listed in subsections (i) through (x) when establishing identity.	§37.11(c)(1)
4	Require documentation of date of birth, social security number, address of principal residence, evidence of lawful status.	§37.11(d)-(g)
5	Have a documented exceptions process that meets the requirements established in 37.11(h)(1)-(3) -(if States choose to have such a process).	§37.11(h)
6	Make reasonable efforts to ensure that the applicant does not have more than one DL or ID already issued by that State under a different identity.	§37.13(a)
7	Verify lawful status through SAVE or another method approved by DHS.	§37.13(b)(1)
8	Verify Social Security account numbers with the Social Security Administration or another method approved by DHS.	§37.13(b)(2)
9	Issue DLs and IDs that contain Level 1, 2 and 3 integrated security features.	§37.15(b)
10	Surface of cards include the following printed information in Latin alpha-numeric characters: full legal name; date of birth; gender; unique DL/ID number; full facial digital photograph; address of principal residence (with exceptions); signature (with exceptions); date of transaction; expiration date; state or territory of issuance.	§37.17(a)-(l)
11	Commit to marking fully compliant DLs and IDs with a DHS-approved security marking.	§37.17(n)
13	Have a documented security plan for DMV operations in accordance with the requirements set forth in §37.41.	§37.41
14	Have protections in place to ensure the security of personally identifiable information.	§37.41(b)(2)
15	Require all employees handling source documents or issuing DLs or IDs to attend and complete the AAMVA approved (or equivalent) fraudulent document recognition training and security awareness training.	§37.41(b)(5)(i)-(ii)
16	Conduct name-based and fingerprint-based criminal history and employment eligibility checks on employees in covered positions or an alternative procedure approved by DHS.	§37.45
17	Commit to be in full compliance with Subparts A through D on or before January 15, 2013.	§ 37.51(b)
18	Clearly state on the face of non-compliant DLs or IDs that the card is not acceptable for official purposes, except for licenses renewed or reissued under §37.27.	§ 37.71(a)(1)
19	Issue REAL ID DL/ID cards valid for a period not to exceed eight years.	§ 37.5(a)
20	Take sufficient steps in issuing REAL ID DL/ID cards to safeguard the identities of persons identified in §37.11(i): "programs that require special licensing or identification to safeguard persons or in support of their other official duties." Primarily, these are battered women, witness protection clients, and undercover law enforcement.	§ 37.11(i)
21	Verify birth certificates.	§ 37.13(b)(3)
22	Verify a U. S. passport, Consular Report of Birth Abroad, and U. S. Visa with accompanying valid I-94.	§37.13(b)
23	Verify REAL ID driver's licenses and identification cards with the State of issuance.	§37.13(b)(5)
24	Include document security features on REAL ID DL/ID cards that are not capable of being reproduced using technologies that are commonly used and made available to the general public.	§37.15(a)(1)

#	Benchmark	Code of Federal Regulations Title 6 Section #
25	Conduct a review and submit a report to DHS on card design and the ability of the card to resist forgery and counterfeiting.	§37.15(d)
26	Include all of the information on the face of the card in the PDF-417 Machine Readable Zone of the card and, in addition, the card design revision date, the inventory control number, and an indication that the license is temporary, or limited term.	§37.19(a)-(j) 37.21(e)
27	Prior to renewing temporary or limited-term driver's licenses or identification cards issued to foreign visitors or guest workers, require applicants to present valid documentary evidence that their qualification is still in effect or that they have qualified for another lawful status and verify information presented through SAVE or another method approved by DHS.	§37.21
28	Have a procedure in place to verify an applicant's identity each time a REAL ID DL/ID card is reissued.	§ 37.23(a)
29	Conduct remote re-issuance, if permitted, in accordance with §37.13 verification procedures (excluding re-issuance of duplicate cards).	§ 37.23(b)
30	Require in person re-issuance when there is any material change in personally identifiable information since prior issuance, as defined in §37.03. Such information shall be verified as specified in §37.13.	§ 37.23(c)
31	Prior to renewing a REAL ID DL/ID card, the State will take an updated photograph of all holder's of REAL ID driver's licenses and identification cards no less frequently than every sixteen years and will re-verify applicant's social security number and lawful status, as well as information it was unable to verify at previous issuances or renewals because systems or processes did not exist.	§ 37.25(a) (1)-(3)
32	If remote REAL ID renewals are permitted, the State must re-verify the applicant's information through SAVE and SSOLV (or other methods approved by DHS) and prohibit the remote renewal of REAL ID DL/ID cards when there is a material change in personally identifiable information, as defined by §37.03.	§ 37.25(b) (1)-(2)
33	Not permit an individual to hold more than one REAL ID document and no more than one DL. Prior to issuing a REAL ID driver's license, query other States to determine if applicant has been already issued a driver's license or REAL ID identification card. Confirm that the other card has been, or is being terminated. Prior to issuing a REAL ID identification card, query other States to determine if applicant has already been issued a REAL ID DL/ID. Confirm that the other card has been, or is being terminated.	§ 37.29
34	Retain copies of the application, declaration and source documents. Paper copies and microfiche must be retained for seven years. Digital images must be retained for a minimum of ten years.	§ 37.31(a) (1)-(3)
35	If digital imaging is used to retain source documents, the State will store photo images in a JPEG compatible format; store document and signature images that are compressed in Tagged Image Format (TIF) or comparable standard; and require that all images are retrievable by the DMV if properly requested by law enforcement.	§ 37.31(b) (1)-(3)
36	Maintain a DMV database containing, at a minimum, items identified in §37.33(a)(1)-(4).	§ 37.33(a)-(b)
37	Implement documented procedures for controlling access to facilities and systems involved in the enrollment, manufacture, production and issuance of DL/IDs.	§ 37.41(b)(4)
38	Ensure the physical security of locations where driver's licenses and identification cards are manufactured or produced and the security of document materials and papers of which such cards are produced.	§ 37.43
39	Submit Final Certification package, to include the following: full compliance certification checklist; attorney general letter; certification by highest level executive official in state overseeing DMV; description of states exceptions process per §37.11(h); wavier process (per §37.45(b)(1)(v)); state security plan (per §37.41).	§ 37.55

Identification Security Brief

State Compliance with REAL ID Standards

Up to date as of 5/8/2013



Information contained herein is drawn from public documents from states that are pursuing full compliance with Public Law 109-13 regulations. The following 39 benchmarks may differ slightly from other state or Department of Homeland Security assessments based on language used and whether that state combined certain benchmarks as a single benchmark. While every attempt has been made for this information to be accurate, CSDL does not accept liability for error of fact or opinion. For more information contact Maxbluestein@idsecuritynow.org.

