

REAL ID

January 21, 2016



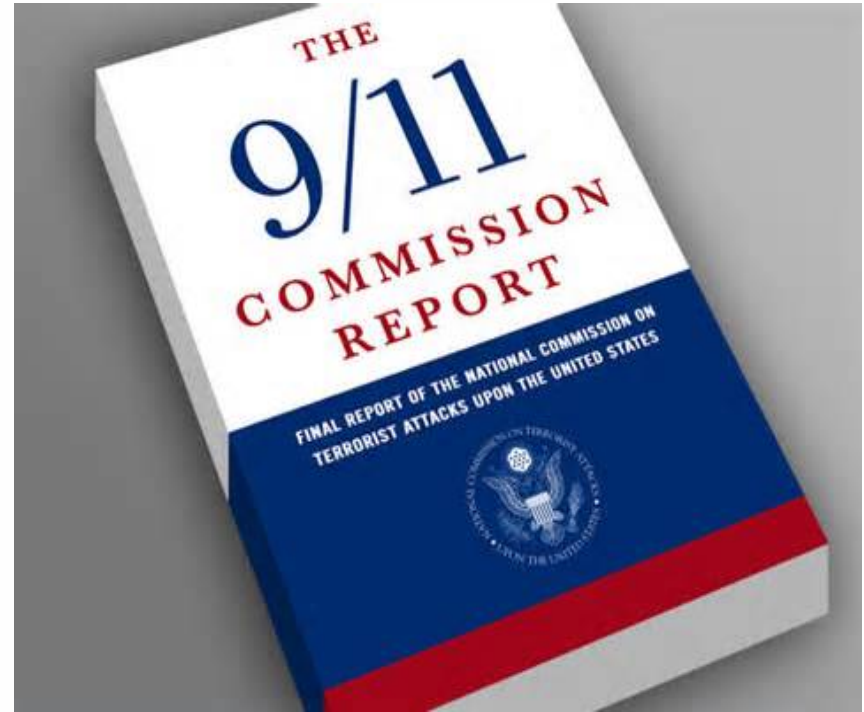
Homeland
Security

REAL ID Act Overview

“The federal government should set standards for the issuance of birth certificates and sources of identification, such as driver’s licenses.”

“Sources of identification are the last opportunity to ensure that people are who they say they are and to check whether they are terrorists.”

*--9/11 Commission Report
p.390*



REAL ID Act Overview

- ❑ Covers 56 jurisdictions
 - ❑ *50 states, 5 territories, and DC*
- ❑ Establishes minimum requirements for the secure issuance and production of state-issued driver's license and identification cards;
- ❑ Authorizes grants to states; and
- ❑ Prohibits Federal agencies from accepting for official purposes driver's licenses and identification cards from non-compliant states. These purposes are:
 - ❑ *Accessing Federal facilities;*
 - ❑ *Boarding federally regulated commercial aircraft;*
 - ❑ *Entering nuclear power plants; and*
 - ❑ *Any other purpose that the Secretary [of Homeland Security] shall determine.*

REAL ID Act Overview

DOES:

- ❑ **Requires Proof and Verification of Identity & Lawful Status**
 - ❑ *Full legal name;*
 - ❑ *Date of birth;*
 - ❑ *Social Security Number;*
 - ❑ *Address of principal residence; and*
 - ❑ *Lawful status.*
- ❑ **Requires Card Design to Include:**
 - ❑ *Biographic information, digital photo, signature, & card number;*
 - ❑ *Physical/Anti-counterfeit security features; and*
 - ❑ *Common machine-readable technology.*
- ❑ **Requires Safeguards for the Issuance and Production of Licenses**
 - ❑ *Copy & retain source document information;*
 - ❑ *Secure production facilities & document materials; and*
 - ❑ *Background checks & fraudulent document training for employees.*

DOES NOT:

- ❑ **Does not create a national ID card, a Federal database of driver information, or new Federal access to state data.**
- ❑ **Does not authorize DHS to regulate issuance of driver's licenses and identification cards by states.**
 - ❑ *State participation is voluntary.*
 - ❑ *Consequences for not meeting the standards.*
- ❑ **Does not prevent any state from issuing noncompliant driver's licenses or identification cards**
 - ❑ *Noncompliant cards must incorporate a unique design and clearly indicate that the document may not be accepted for official purposes.*



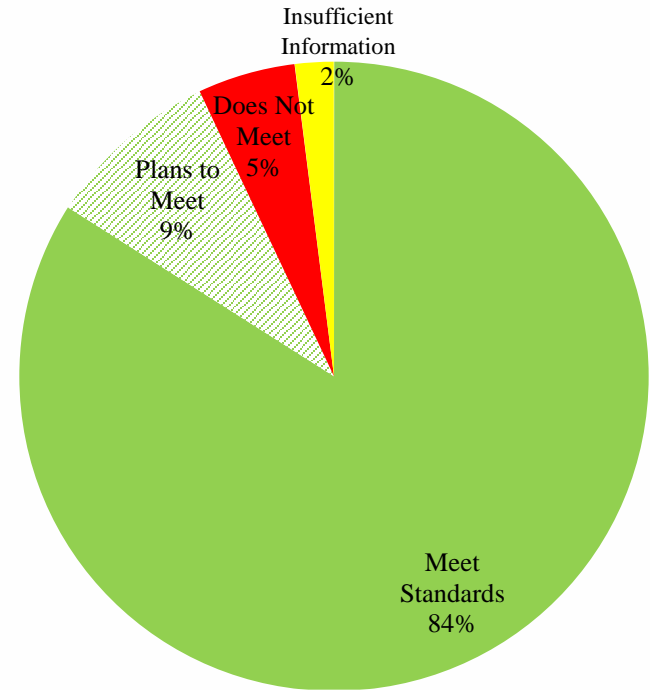
Status of States

93% of Standards are Met or in Progress

- ☐ Meets Standard: 2,023
- ☐ Plans to Meet: 211
- ☐ Insufficient Information: 43
- ☐ Does Not Meet Standard: 131

Total: 2,408

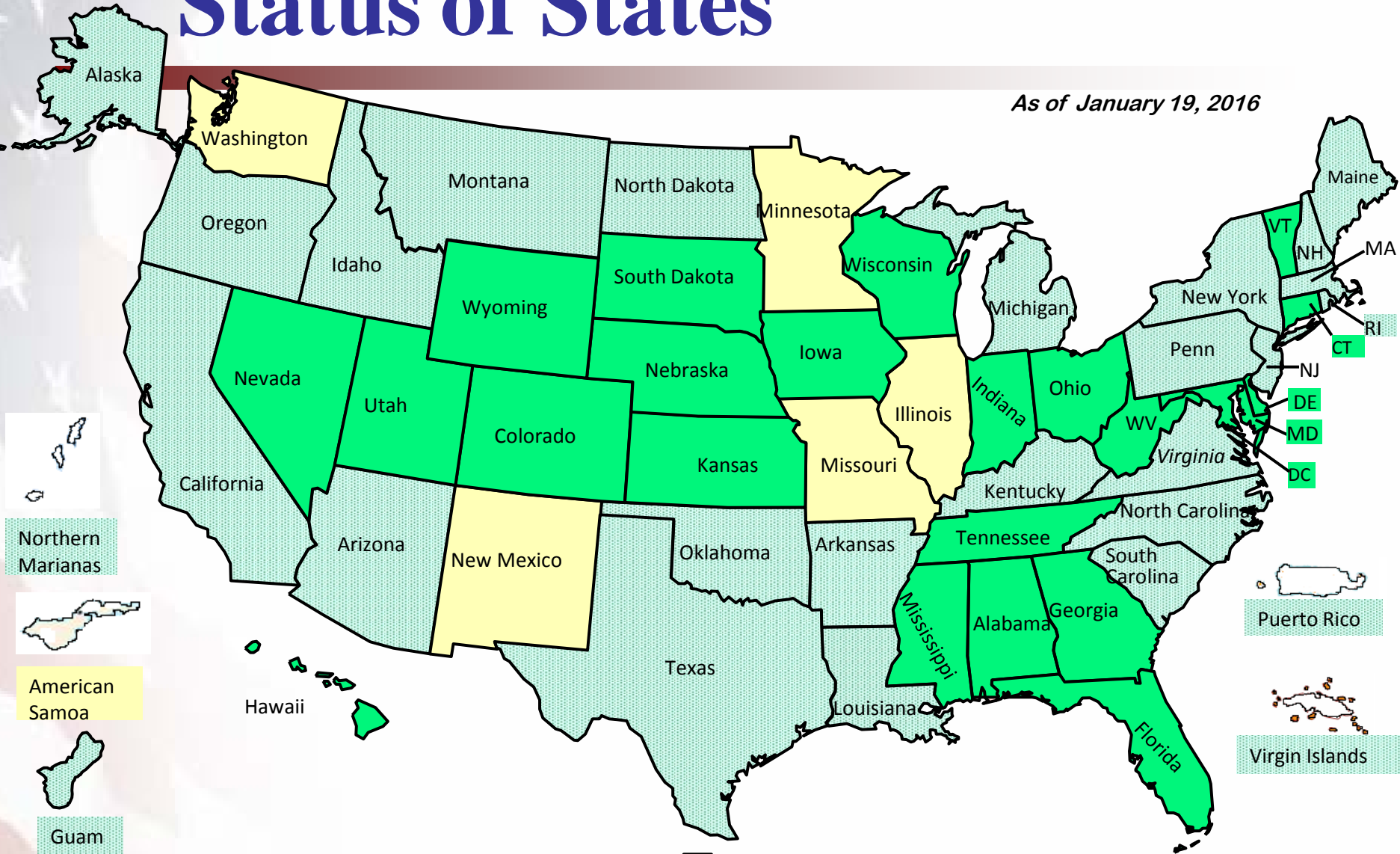
Updated: 1/18/2016



	TREND					
	6/2013	10/2013	12/2013	7/2014	1/2015	8/2015
Meets	64%	69%	73%	77%	80%	81%
Plans to meet	N/A	4%	5%	8%	9%	9%
Insufficient information	27%	20%	15%	8%	4%	4%
Does not meet standard	9%	7%	7%	7%	7%	6%

Status of States

As of January 19, 2016



- Compliant/Comparable (23)
- Not Compliant and Has Extension (27)
- Not Compliant and Does Not Have Extension (6)

Enforcement: Facilities

Phase	Enforcement	Notification Period	Full Enforcement
1	Restricted areas for DHS HQ	01/20/14	04/21/14
2	Restricted areas for Federal facilities & for nuclear power plants <i>(i.e., Facilities where access limited only to Federal employees, contractors, and guests)</i>	04/21/14	07/21/14
3	Semi-restricted areas for Federal facilities <i>(i.e., Facilities where public can access but must present ID)</i>		
3a	Federal Security Levels 1 and 2;	10/20/14	01/19/15
3b	Federal Security Levels 3,4, and 5; and military facilities	7/13/15	10/10/15
3c	White House Complex	01/31/16	08/01/16

- *Exceptions for health, safety, or life-preserving services; law enforcement; and judicial activities.*
- *Out of Scope: public areas of Federal facilities; non-Federal facilities; application for or receipt of Federal benefits; and uses other than the defined official purposes.*



Enforcement: Aviation

1. **Secretarial Announcement** (01/08/16)

- a) *Conduct outreach to educate the traveling public about the timeline below.*
- b) *Continue engagements with states to encourage compliance with REAL ID standards.*

2. **Passenger Notifications**

- a) *Electronic notifications and web-based advisories (07/15/16).*
- b) *Handouts to passengers at airports in noncompliant states (12/15/16).*
- c) *Signage at all airports.*

3. **Initial Enforcement (Phase 4A)** — Starting January 22, 2018:

- a) *TSA accepts all licenses from compliant states and from noncompliant states with an extension, as well as other forms of identification described on www.tsa.gov.*
- b) *Passengers without acceptable identity documents would not be allowed to enter the sterile area of the airport or board the aircraft.*

4. **Full Enforcement (Phase 4B)** — To begin on October 1, 2020:

- a) *TSA only accepts compliant licenses issued by compliant states, as well as other forms of identification described on www.tsa.gov.*
- b) *Passengers without acceptable identity documents would not be allowed to enter the sterile area of the airport or board the aircraft.*



Enforcement: Aviation

Initial Enforcement v. Full Enforcement

Compliant
license from a
compliant state

Noncompliant
license from a
compliant state

License from a
noncompliant state
with an extension

License from a
noncompliant state
without an extension



Phase 4A 01/22/2018	Accepted	Accepted	Accepted	Not Accepted
Phase 4B 10/01/2020	Accepted	Not Accepted	N/A	Not Accepted

Enforcement: Aviation

TSA Acceptable Documents

Adult passengers 18 and over must show valid identification at the airport checkpoint in order to travel.

TSA does not require children under 18 to provide identification when traveling with a companion within the United States.

- Driver's licenses or other state photo identity cards issued by Department of Motor Vehicles (or equivalent)
- DHS-designated Enhanced Driver's License
- U.S. passport or passport card
- DHS trusted traveler cards (Global Entry, NEXUS, SENTRI, FAST)
- U.S. military ID (active duty or retired military and their dependents, and DoD civilians)
- Permanent resident card
- Border crossing card
- Airline or airport-issued ID (if issued under a TSA-approved security plan)
- Federally recognized, tribal-issued photo ID
- HSPD-12 PIV card
- Foreign government-issued passport
- Canadian provincial driver's license or Indian and Northern Affairs Canada card
- Transportation Worker Identification Credential

