

# OREGON

## Jurisdiction Impact Analysis Real ID Act Oregon

REAL ID ACT REQUIREMENT	IMPACT	ASSUMPTIONS
Introduce Full Legal Name into Driver Licensing System (in Record, on Document)	Requires rule change. Requires system changes to allow for more characters.	AAMVA standards for legal name (125 characters) will be required as specified in the Security Framework and DLA.
<p>Have following data elements/features on the document:</p> <ul style="list-style-type: none"> <li>82. Full Legal Name</li> <li>83. Person's Date of Birth</li> <li>84. Person's Gender</li> <li>85. Person's DL or ID Card Number</li> <li>86. Digital Photograph of Person (and retention)</li> <li>87. Person's Address of Principle Residence</li> <li>88. Person's Signature</li> <li>89. Physical Security Features to prevent tampering, counterfeiting or duplication</li> <li>90. Common Machine Readable Technology:</li> </ul>	<p>Mostly compliant.</p> <ul style="list-style-type: none"> <li>1. Requires rule change to use full legal name Requires System Changes to allow for more characters</li>   <li>6. Requires statute change. Current statute allows for police officers and eligible employees to use their agency address.</li>   <li>9. May require statute or policy change depending on the federal rule restrictions on the data availability and use. May require new card format depending on technology chosen. We currently have 1D and 2D.</li> </ul>	<ul style="list-style-type: none"> <li>1. Federal rulemaking may further clarify name specifications and whether or not names can be truncated on the actual driver license if too long. Projected impacts are based on assumptions that federal rulemaking mirror the requirements as defined in the Security Framework. Name collection, use and maintenance procedures (Appendix 14-7.1-03) Card specifications (Appendix 17-7.3-05)</li>   <li>6. Federal rulemaking may allow for police officers and eligible employees to use their agency address.</li>   <li>9. Federal rulemaking may define additional data element requirements for common machine-readable technology than we use currently.</li> </ul>
Introduce temporary DL/ID cards and tying end of stay to expiration of DL/ID card (or issuance for no more than 1 year)	Requires statute change. Requires system changes. Requires additional FTE. Unfunded fiscal impact.	

REAL ID ACT REQUIREMENT	IMPACT	ASSUMPTIONS
<p>Amending card design to show/indicate that it is a temporary document with a “different than usual” expiration date</p>	<p>Requires system changes. If only adding “temporary” and changing expiration date, will not need new vendor contract. Unfunded fiscal impact.</p>	
<p>Verification at Source: Enabling your system to electronically verify documentation with:</p> <ol style="list-style-type: none"> <li>1. SSOLV (SSN Verification)</li> <li>2. SAVE (Alien Registration # Verification)</li> <li>3. DEERS (DOD) (Military Common Access Card Verification)</li> <li>4. Other jurisdiction (DL/ID card)</li> <li>5. Birth certificate</li> <li>6. Other...i.e. third party vendors</li> </ol>	<ol style="list-style-type: none"> <li>1. Requires Memorandum of Agreement (MOA) Requires system changes to use SSOLV Requires procedure changes. Requires additional FTE to verify Requires legislative direction to verify for all transactions. Unfunded fiscal impact.</li> <li>2. Requires rule or policy change. Requires MOA. Requires system changes to use SAVE Requires procedure change. Requires additional FTE to verify. Unfunded fiscal impact.</li> <li>3. Requires rule or policy change. Requires MOA. Requires system changes to access DEERS Requires procedure change. Requires additional FTE to verify. Unfunded fiscal impact.</li> <li>4. Requires system to easily access other states licenses. Possible system changes. Requires procedure change. Requires rule or policy change. Unfunded fiscal impact.</li> <li>5. Requires system to easily access birth certificate information. Possible system changes. Requires procedure change. Requires rule or policy change. Unfunded fiscal impact.</li> </ol>	<p>General - Federal rulemaking may need to define “verification”. Does all verification have to be done electronically?</p> <ol style="list-style-type: none"> <li>4. Homeland Security and/or AAMVA will need to develop system connections for states to hook up to for verifying other jurisdictions DL/ID cards.</li> <li>5. Homeland Security and/or AAMVA will need to develop system connections for states to hook up to for verifying birth certificates.</li> </ol>

REAL ID ACT REQUIREMENT	IMPACT	ASSUMPTIONS
	6. Don't know of any other systems that can be used to check identity documents.	
Developing access capability to SAVE system	Requires system changes. Cost for programming and use.	
Introduce equipment into system to capture digital images of identity source documents so that images can be retained in electronic storage in a transferable format	Requires policy or rule changes. Requires purchase of new equipment Requires system changes to capture/store document images. Requires additional FTE. Unfunded fiscal impact.	Federal rulemaking will be needed to clarify this requirement.
Retain paper copies of source documents for a minimum of 7 years or images of source documents presented for a minimum of 10 years	Requires rule or policy change. Do not retain copies of identity documents now. Requires purchase of new equipment. Requires additional FTE. Unfunded fiscal impact.	Federal rulemaking will clarify. Can this process be done instead of capturing documents digitally and have state still be in compliance with the law.
Subject each person applying for a driver's license or identification card to mandatory facial image capture	Requires a process change to take photo of person at beginning of process. Requires system changes.	
Establish an effective procedure to confirm or verify a renewing applicant's information	No impact. We currently have a process to verify a persons identity at renewal time.	While we assume we are already in compliance, we will not know for certain until federal rulemaking is completed.
In the event that a social security account number is already registered to or associated with another person to which any state has issued a DL/ID card, the state shall resolve the discrepancy and take appropriate action	Requires a process change. Requires additional FTE. Unfunded fiscal impact.	Federal rule making may further define what specific action a state is required to take.
Check other states if a person already was issued a DL in another state	Need system (like CDLIS) that shows licenses in other states. Cannot be done today.	Federal rulemaking may clarify this requirement. Homeland Security/AAMVA will develop or revamp a system like CDLIS or PDPS.
Ensure physical security of locations where DL/ID cards are produced	We currently have security procedures in place to make our issuing offices and materials secure. We will only be impacted if federal rules require specifications we are not	Federal rulemaking may specify details that would have more impact.

REAL ID ACT REQUIREMENT	IMPACT	ASSUMPTIONS
	currently doing.	
Subject all person's authorized to manufacture or produce DL/ID cards to appropriate security clearance requirements	Requires rule/policy changes. May require Union contractual agreements/change. Unfunded fiscal impact to do background checks on all employees who produce DLs/IDs. We currently do background checks for all new field office employees.	Federal rulemaking may clarify the extent to which security checks will be required.
Establish fraudulent document recognition training programs for appropriate employees engaged in the issuance of DL/ID cards	Currently do fraudulent document training. Possible changes to the training depending upon the federal rules.	Federal rulemaking may clarify the extent of the fraudulent document training.
Limit period of validity of DL/ID cards that are not temporary to a period not exceeding 8 years	Requires system changes. Oregon DL/ID cards are valid for 8 years.	Federal rulemaking may clarify this requirement.
Alternative document design if it does not meet federal standard	Requires system changes. Current contract with vendor allows for new card design.	
Legal Presence Requirement	Requires statute change. Requires system changes. Requires additional FTE. Unfunded fiscal impact.	Federal rulemaking will clarify what is necessary to prove legal presence.
Provide electronic access to all other states to information contained in the motor vehicle database of the state	Requires statute changes. Requires system changes. Requires rule or policy change. Unfunded fiscal impact.	Federal rulemaking will clarify information that needs to be available for states to see. AAMVA will have an automated system to view or send the information.
Maintain a state motor vehicle database that contains at a minimum: <ul style="list-style-type: none"> <li>▪ All data fields printed on DL/ID cards</li> <li>▪ motor vehicle driver's histories, including motor vehicle violations, suspensions and points on licenses</li> </ul>	Possible rule or policy change.	Federal rulemaking may specify more data than we are currently collecting or retaining.
<b>Optional</b>	Requires statute change. Requires system changes.	

REAL ID ACT REQUIREMENT	IMPACT	ASSUMPTIONS
Development and issuance of a certificate of driving – not for federal identification purposes – for those who cannot prove lawful presence.	Requires a new card design. Unfunded fiscal impact.	

**What questions does your jurisdiction have as a result of the passing of the Real ID Act?**

We currently have statute that allows police officers and other authorized personnel to use their agency address in lieu of their actual residence address. Will the Real ID Act stop us from allowing this?

We assume that the bill does not apply to DL/ID cards already in circulation. We assume the new provisions can be rolled out over the length of each state’s expiration period. For Oregon this would be 8 years. Is this a correct assumption?

The bill refers to keeping paper copies of identity documents for 7 years and images of identity documents for 10 years. Do states need to do both?

The bill requires that a state refuse to issue a license or identification card without confirmation that the person is terminating or has terminated their out of state driver license. What is the definition of “terminated”. Is surrendering their license enough? Are states responsible to cancel or zero out a license once it is surrendered in another state?

How far back do drivers’ histories need to be kept?

**If your jurisdiction has done an impact analysis please provide us with a copy of the analysis.**

Oregon has not done an impact analysis on the Real ID Act. There are too many unknowns to accurately analyze the impact.