U.S. Department of Homeland Security
Washington, DC 20528

Homeland Security

OCT 07 2016

The Honorable Bill Walker
Governor
550 West Seventh Avenue
Suite 1700
Anchorage, Alaska 99501

Dear Governor Walker:

The U.S. Department of Homeland Security (DHS) is granting the State of Alaska an extension, through June 6, 2017, to allow the state to meet the requirements of the REAL ID Act of 2005 (P.L. 109-13) and its implementing regulation. For the duration of this extension, Federal agencies may accept driver's licenses and identification cards issued by Alaska for official purposes in accordance with the phased enforcement schedule and existing agency policies.

While DHS recognizes Alaska's efforts in enhancing the security of its driver's licenses and identification cards, your state has indicated that further progress is largely dependent on changes in state law or policy. DHS grants this limited extension based on a review of the information provided including the plans you have indicated that your administration and Alaska's state legislature needs to take to enable Alaska to satisfy outstanding requirements. The length of the extension is intended to provide Alaska with the opportunity to take any necessary steps needed to be in a position to meet all the requirements of the REAL ID Act and implementing regulation. Failure to take these steps may result in the denial of future extension requests thereby making Alaska subject to REAL ID enforcement. Enclosed is a list of DHS's findings about the regulatory requirements that Alaska currently meets, plans to meet, and does not currently commit to meet.

Once Alaska commits to meeting all the REAL ID requirements, DHS can grant additional extensions to give Alaska the time needed to implement the outstanding provisions to achieve full compliance. To assist DHS in determining whether a further extension is warranted, at the time of making an extension request please provide DHS with information regarding progress towards meeting any outstanding requirements; reasons for not meeting any outstanding requirements; and when Alaska anticipates seeking a determination of full compliance from the Department. Extensions are granted at the discretion of the Secretary of Homeland Security, but are not an alternative to compliance with the REAL ID Act.

As we continue to implement the phased enforcement of the REAL ID Act, the consequences of continued noncompliance will grow. Currently, military bases, nuclear power

plants, and Federal facilities may accept state-issued driver's licenses or identification cards for access purposes only if the document is issued by a state that is REAL ID compliant or that has received an extension. TSA will begin REAL ID enforcement for boarding commercial aircraft on January 22, 2018. As a result, from that time onwards, air travelers with a driver's license or identification card issued by a state that does not meet the requirements of the REAL ID Act (unless that state has been granted an extension to comply with the Act) must present an alternative form of identification acceptable to TSA in order to board a commercial flight.

Please do not hesitate to contact DHS's Office of State Issued Identification Support at (202) 447-3871 if you have any questions or comments about this extension. For all other homeland security matters, you may contact the DHS Office of Intergovernmental Affairs at (202) 282-9310.

We look forward to continuing to work with you on this and other homeland security issues.

Sincerely,

Alan D. Bersin
Assistant Secretary
for International Affairs
& Chief Diplomatic Officer
Office of Policy

Philip A. McNamara
Assistant Secretary
Office of Intergovernmental Affairs

Enclosure

cc: Michael O'Hare, Director, Alaska Division of Homeland Security and Emergency Management

The U.S. Department of Homeland Security Findings

September 16, 2016

I. Based on the information provided, the State of Alaska indicates it is meeting the following provisions of the regulation (6 C.F.R. § 37):

6 C.F.R. § 37.05(a)	Issues REAL ID driver's license/identification cards valid for a period not to exceed eight years.
§ 37.11(a)	Subjects each applicant to a mandatory facial image capture and retain such image even if a driver license or identification card is not issued.
§ 37.11(b)	Have 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(c)	Requires individuals to present at least one of the source documents listed in subsections (i) through (x) when establishing identity.
§ 37.11(d)-(g)	Requires documentation of date of birth, Social Security Number, address of principal residence, and lawful status.
§ 37.11(h)	Has 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(i)	Takes sufficient steps in issuing REAL ID driver's licenses/identification cards to safeguard the identities of persons identified in section 37.11(i).
§ 37.13(a)	Makes reasonable efforts to ensure that applicants do not have more than one driver's license or identification card already issued by that state under a different identity.
§ 37.13(b)(2)	Verifies Social Security account number with the Social Security Administration.

§ 37.13(b)(3)	Verifies birth certificates.
§ 37.13(b)(4)	Verifies U.S. passports.
§ 37.15(b)	Issues driver's licenses and identification cards that contain Level 1, 2, and 3 integrated security features.
§ 37.13(b)(5)	Verifies REAL ID driver's licenses and identification cards with the State of issuance.
§ 37.15(a)(1)	Includes document security features on REAL ID driver's licenses/identification cards that are not capable of being reproduced using technologies that are commonly used and made available to the general public.
§ 37.15(d)	Conducts reviews and submits a report to DHS on card design and ability of the card to resist forgery and counterfeiting.
§ 37.17(a)-(l)	Includes on the surface of cards the following printed information in Latin alpha-numeric characters: Full legal name Date of birth Gender Unique driver's license/identification number Full facial digital photograph Address of principal residence Signature Date of issuance Expiration date State or territory of issuance
§ 37.19 (a)-(j)	Includes all of the information on the face of the card in the PDF-417 Machine Readable Zone of the card.
§ 37.23 (a)	Has a procedure in place to verify an applicant's identity each time a REAL ID driver's license/identification card is reissued.

§ 37.23(b)	Conducts remote re-issuance in accordance with section 37.13 verification procedures, (excluding re-issuance of duplicate cards).
§ 37.23(c)	Requires 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.
§ 37.25(a)(1)	Prior to renewing a REAL ID driver's license/identification card: Take an updated photograph of all holders of REAL ID driver's license and identification cards no less frequently than every 16 years.
§ 37.25(a)(3)	Holders of temporary or limited term driver's licenses must present evidence of continued lawful status.
§ 37.25(b)(2)	Prohibits remote renewal of REAL ID driver's licenses/identification cards when there is a material change in personally identifiable information, as defined in §37.03.
§ 37.29	Does not permit individuals to hold more than one REAL ID document, and no more than one driver's license.
§37.31(a)(1)-(3)	Retains 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 10 years.

§37.31(b)(1)-(3)	If digital imaging is used to retain source documents: Stores photo images in a JPEG-compatible format. Stores document and signature images that are compressed in Tagged Image Format or comparable standard. Requires that all images are retrievable by the DMV if properly requested by law enforcement.
§ 37.33(a)-(b)	Maintains a DMV database containing, at a minimum, items identified in 37.33(a)(1)-(4).
§ 37.41	Has a documented security plan for DMV operations.
§ 37.41(b)(2)	Has protections in place that ensures the security of personally identifiable information.
§ 37.41 (b)(4)	Implements documented procedures for controlling access to facilities and systems involved in the enrollment, manufacture, production and issuance of driver's licenses/identification cards.
§ 37.41(b)(5)	Requires all employees handling source documents or issuing driver's licenses or identification cards to attend and complete the American Association of Motor Vehicles Administrators approved (or equivalent) fraudulent document recognition training and security awareness training.
§ 37.43	Ensures 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.

§ 37.45	Conducts name-based and fingerprint-based criminal history and employment eligibility checks on employees in covered positions or an alternative procedure approved by the U.S. Department of Homeland Security (DHS).

II. Based on the information provided, the State of Alaska indicates it is not meeting the following provisions of the regulation (6 C.F.R. § 37):

§ 37.13(b)(1) — Verifies lawful status through the Systematic Alien Verification of Entitlements (SAVE) or another method approved by the Department of Homeland Security (DHS).

Alaska plans to meet this requirement in December 2016.

§ 37.17 (n) — Commits to marking fully compliant driver's licenses and identification cards with a DHS-approved security marking.

Governor Walker has committed to submit legislation to the Alaska State Legislature in the 2017 legislative session to allow Alaska to comply with REAL ID.

§ 37.21 — Issues to individuals with temporary lawful status, temporary or limited-term licenses that expire at the end of the applicant's authorized stay in the United States, or if there is no expiration date, after one year.

Prior to renewing temporary or limited-term driver's license or identification cards, requires applicants to:

Present valid documentary evidence that their qualification is still in effect or that they have qualified for another lawful status.

Verify information presented through SAVE, or another method approved by DHS.

Alaska plans to meet this requirement in December 2016.

§ 37.21(e)	Temporary or limited-term driver's licenses and identification cards must clearly indicate on the face of the license and in the machine readable zone that the license or card is a temporary or limited term driver's license or identification card. ***Alaska plans to meet this requirement in December 2017.***
§ 37.25(a)(2)	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. ***Alaska plans to meet this requirement in January 2017.***
§ 37.25(b)(1)	If remote REAL ID renewals are permitted: Re-verifies applicant's information through SAVE and Social Security Online Verification (SSOLV) (or other methods approved by DHS). ***Alaska plans to meet this requirement in January 2017.***
§ 37.51	Commits to be in full compliance with Subparts A through D. ***Governor Walker has committed to submit legislation to the Alaska State Legislature in the 2017 legislative session to allow Alaska to comply with REAL ID.***
§ 37.55	Submits Final Certification package. ***Governor Walker has committed to submit legislation to the Alaska State Legislature in the 2017 legislative session to allow Alaska to comply with REAL ID.***

§ 37.71(a)	If the State chooses to issue both compliant and noncompliant documents, clearly states on the face of the noncompliant document and in the machine readable zone that the card is not acceptable for official purposes and incorporates a unique design or color indicator that clearly distinguishes them from compliant licenses and identification cards. ***Governor Walker has committed to submit legislation to the Alaska State Legislature in the 2017 legislative session to allow Alaska to comply with REAL ID.***