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735-062-0005

Social Security Number [*on Application for License or Permit*] **Verification**

(1) Except as provided in subsection (4) of this rule an applicant for driving privileges or an identification card must provide his or her Social Security Number (SSN) on the application for an original, renewal or replacement driver license, driver permit, or identification card.

[(1)] **(2)** The Driver and Motor Vehicle Services Division of the Oregon Department of Transportation (DMV) will not issue, [*or*] renew **or replace** a **commercial** driver license or **driver** permit unless [*an*] **the** applicant provides [*his or her*] **a verifiable SSN**. [*Social Security Number on the application or renewal form. The applicant is not required to provide his or her Social Security Number on the application for renewal, if the applicant's Social Security Number has previously been provided to DMV and is in the applicant's driver record.*]

(3) Except as provided in subsection (5) of this rule, DMV will not issue, renew or replace a non-commercial driver license or driver permit, or an identification card unless the applicant provides a verifiable SSN. An applicant with a verifiable SSN must also provide a document proving identity and date of birth as set forth in OAR 735-062-0020 or DMV will refuse to issue, renew or replace a driver license, driver permit or identification card.

[(2)] **(4)** If [*a person*] **an applicant for non-commercial driving privileges or an identification card** has not been issued a [*Social Security Number*] **SSN** by the United States Social Security Administration (**SSA**), DMV will accept a written statement from the [*individual*] **applicant** to fulfill the requirements of section (1) of this rule. The applicant may submit a Statement of No Social Security Number (DMV Form 735-7255) but any written statement submitted must:

- (a) Be signed by the applicant;
- (b) Attest to the fact that no [*social security number*] **SSN** has been issued to the applicant by the [*U.S. Social Security Administration*] **SSA**; and
- (c) Describe the penalties for knowingly supplying false information under this section.

(5) If an applicant for an original, renewal or replacement non-commercial driver license or driver permit, or identification card has never been issued a SSN and has submitted a statement as described in subsection (4) of this rule, the applicant must provide additional identity documents as set forth in OAR 735-062-0021. If the applicant is unable to meet the requirements of OAR 735-062-0021, DMV will refuse to issue, renew or replace a driver license, driver permit or identification card to the applicant.

(6) For purposes of this rule and OAR Chapter 735, Division 062, “verifiable SSN” means an applicant’s SSN has been submitted by DMV to the SSA and DMV has received information that the applicant’s name, date of birth and SSN matches SSA records.

(7) This rule applies to all driver licenses, driver permits and identification cards issued on or after February 4, 2008.

Stat. Auth.: ORS 184.616, 184.619, 802.010 & 807.050

Stats. Implemented.: ORS 25.990, 27.785, 802.200, 807.050

Hist.: MV 6-1990, f. & cert. ef. 4-2-90; DMV 11-1995, f. & cert. ef. 11-15-95; DMV 19-2003, f. 12-15-03
cert. ef. 1-1-04

735-062-0020

Proof of [*Age and*] Identity **and Date of Birth** Requirements **with Verified SSN**

(1) The Driver and Motor Vehicle Services Division of the Department of Transportation (DMV) will require [*all*] **an** applicant[*s*] for **an original, renewal or replacement** driver permit[*s*], driver license[*s*], [*and*] **or** identification card[*s*] to present to DMV documentary proof of the applicant's [*age and*] identity **and date of birth** prior to the issuance of such driver permit, driver license, or identification card. **An applicant who has provided DMV a verifiable SSN must also provide at least one document, as described in Section (4) of this rule, as proof of identity and date of birth.**

[(2) Applicants for original driver permits, driver licenses, and identification cards must present:

(a) Two of the primary proofs of age and identity listed in section (10) of this rule; or

(b) One of the primary proofs of age and identity listed in section (10) of this rule that contains a date of birth and at least two of the secondary proofs of age and identity listed in section (11) of this rule.

(3) Applicants for renewal of driver permits, driver licenses and identification cards must present:

(a) Two of the primary proofs of age and identity listed in section (10) of this rule;

(b) One of the primary proofs of age and identity listed in section (10) of this rule that contains a date of birth and at least two of the secondary proofs of age and identity listed in section (11) of this rule;

(c) The renewal reminder notice mailed by DMV as required by ORS 807.140 and their current driver permit, driver license or identification card; or

(d) Two of the supplemental proofs of age and identity listed in section (12) of this rule, if:

(A) The applicant can correctly answer one or more questions about the applicant's motor vehicle record; and

(B) DMV verifies the applicant's identity through the duplicate photograph retained by DMV under ORS 807.115.

(4) Applicants for replacement driver permits, driver licenses and identification cards must comply with ORS 807.162 and also present:

(a) Two of the primary proofs of age and identity listed in section (10) of this rule;

(b) One of the primary proofs of age and identity listed in section (10) of this rule that contains a date of birth and at least two of the secondary proofs of age and identity listed in section (11) of this rule; or

(c) Two of the supplemental proofs of age and identity listed in section (12) of this rule if:

(A) The applicant can correctly answer one or more questions about the applicant's driver or motor vehicle record; and

(B) DMV verifies the applicant's identity through the duplicate photograph retained by DMV under ORS 807.115.]

[(5)] (2) Documents must be original or certified copies.

[(6) Foreign birth certificates, passports and driver licenses will not be accepted as primary proof of age and identity unless they are either in English or contain an English translation within the same document. No separate translation document(s) will be accepted.]

[(7) Documents must be of different types and no two documents can be issued by the same government agency, department or consulate. For example, a U.S. birth certificate issued by a state agency and a social security card issued by the Social Security Administration are acceptable. A passport and a consulate card issued by the same consulate will not be accepted.]

EXCEPTION: *The Oregon digital photo on file and an Oregon driver permit, driver license or identification card will serve as two separate primary documents. For example, a person who has a valid Oregon driver permit and applies for an Oregon driver license could present the valid driver permit and the photo on file as sufficient proof of age and identity.]*

[(8) Except as otherwise provided in this rule, DMV will accept the document up to one year after the expiration date shown on the document.]

[(9)] (3) For an original, renewal or replacement driver license, driver permit or identification card, if the applicant's [true] name [has changed] is different than the name on the proof of identity and date of birth document submitted pursuant to section (1) of this rule, the applicant must provide documents showing to DMV's satisfaction a legal name change including, but not limited to, a marriage certificate,

divorce decree, certificate of registered domestic partnership, judgment of dissolution or annulment of domestic partnership, adoption decree or court order

[at least one of the required proofs of age and identity must show the person's current true name]. [If a transaction includes a name change required under ORS 807.560 or 807.400, one of the required proofs of age and identity must show the applicant's name as shown in the applicant's DMV driving record, and one of the required proofs of age and identity must show the person's new true name.]

[(10)] **(4)** [Primary] **Documents acceptable as** proofs of [age and] identity **and date of birth** [include] **are**:

(a) A U.S., Canadian or U.S. Territorial government issued birth certificate. For purposes of this subsection, DMV will not accept a hospital issued birth certificate, hospital card, birth registration or baptismal certificate.

(b) [A] U.S. Consular Report of Birth Abroad (FS-240).

(c) [A] Certification of Birth (DS-1350 or FS-545).

(d) U.S. Military documents including:

(A) Military or Armed Forces ID card;

(B) Military Common Access Card;

(C) U.S. Uniform Services ID and Privileges card (DD1173 and DD1173-1); and

(D) Request for Verification of Birth (DD372).

(e) **Valid United States passport** [Passport], not expired [more than five years from the date of expiration].

(f) Valid foreign passport with appropriate Department of Homeland Security documentation, not expired.

[(f)] **(g)** U.S. [immigration or naturalization] **Department of Homeland Security issued** documents, **not expired**, including:

(A) [U.S. Citizen ID card (I-179 and I-197);] [(B)] Resident Alien card or Permanent Resident card (I-551);

[(C)] **(B)** Temporary Resident ID card (I-688);

[(D)] **(C)** Employment Authorization Document (I-688A, I-688B and I-766);

[(E)] **(D)** Certificate of Citizenship (N560 and N561);

[(F)] **(E)** Certificate of Naturalization (N550, N570 and N578);

(F) Reentry Permit Form I-327; or

(G) Refugee Travel Document Form I-571.

[(g)] **(h)** Out-of-state, District of Columbia, U.S. Territorial government or Canadian driver license, instruction permit or identification card, that contains the applicant's photograph, not expired or expired no more than 60 days unless hole-punched or marked as "Not Valid as ID".

[(h)] **(i)** Oregon driver license, instruction permit[,] **or** identification card, [*or photo on file,*] not expired more than [*five years from the date of expiration*] one year. **For the purposes of this subsection, DMV will not accept a Valid without Photo Driver License.**

[(i)] *The applicant's duplicate photograph retained by DMV under ORS 807.115.]*

[(j)] Immigrant visa issued by the U.S. Department of State **not expired. Must contain the stamp "UPON ENDORSEMENT SERVES AS TEMPORARY I-551 EVIDENCING PERMANENT RESIDENCE FOR 1 YEAR."**

[(k)] *Temporary immigrant visa (I-551) issued by the U.S. Department of State]*

[(L)] **(k)** U.S. Department of State driver license or Non-driver ID card not expired or expired less than 60 days.

[(m)] **(L)** [*An*] Oregon Concealed Weapon Permit/Concealed Handgun License.

[(n)] **(m)** Confederated Tribes of Oregon Tribal ID card if:

(A) DMV determines the procedures used in issuing the card are reasonably equivalent to DMV standards for verification of a person's age and identity; and

(B) The card contains sufficient security features to alleviate alteration or counterfeiting of the card.

[(o)] *Social Security card.]*

[(p)] *A Consulate ID card if:*

(A) *DMV determines the procedures used in issuing the card are reasonably equivalent to DMV standards for verification of a person's age and identity; and*

(B) *The card contains sufficient security features to alleviate alteration or counterfeiting of the card.]*

[(q)] **(n)** A letter verifying identity provided by an Oregon County Community Corrections agency if:

(A) DMV determines the procedures used in issuing the letter are reasonably equivalent to DMV standards for verification of a person's age and identity; and

(B) The letter contains sufficient security features to alleviate alteration or counterfeiting of the letter.

[(r)] **(o)** A letter verifying identity provided by the U.S. Pretrial Services if:

(A) DMV determines the procedures used in issuing the letter are reasonably equivalent to DMV standards for verification of a person's age and identity; and

(B) The letter contains sufficient security features to alleviate alteration or counterfeiting of the letter.

[(s)] **(p)** A letter verifying identity provided by the Oregon Youth Authority Agency if:

(A) DMV determines the procedures used in issuing the letter are reasonably equivalent to DMV standards for verification of a person's age and identity; and

(B) The letter contains sufficient security features to alleviate alteration or counterfeiting of the letter.

[(t)] **(q)** A letter verifying identity provided by a U.S. District Court Probation Office if:

(A) DMV determines the procedures used in issuing the letter are reasonably equivalent to DMV standards for verification of a person's age and identity; and

(B) The letter contains sufficient security features to alleviate alteration or counterfeiting of the letter.

[(u)] **(r)** *[Verified]* Oregon Department of Correction Release Identification card, **issued after April 30, 2005.**

[(v)] *Any other document DMV determines is acceptable.*

[(11)] *Secondary proofs of age and identity include:*

(a) *U.S. military discharge papers.*

(b) *An Oregon student body identification card, not more than one year old.*

(c) *An Oregon Job Corps identification card, not more than one year old.*

(d) *A W-2 or 1099 tax form for the current tax year.*

(e) *Medicare card.*

(f) *A court document issued by a court in the United States that shows the applicant is a party to the judicial proceeding and which contains court signatures and seals.*

Acceptable documents are:

(A) *Gender and/or name change;*

(B) *Adoption, guardianship, custody or child support; and*

(C) *Judgment of dissolution or annulment of marriage.*

(g) *U.S. Government issued marriage license or Certificate or Record of Marriage issued by Oregon Vital Records.*

- (h) A Permit to Reenter the U.S. (I-327).*
- (i) Border Crossing cards (DSP-150, I-185, I-186 and I-586).*
- (j) A Refugee Travel Document (I-571).*
- (k) A birth certificate, driver license, military ID card, passport or voter card issued by a foreign government. A DMV employee may accept a foreign document that does not include English if the employee is able to understand the information in the document that relates to the person's identity and is satisfied the document was validly issued.*
- (L) Social Security Card transmittal document (stub).*
- (m) A benefits letter issued by the Social Security Administration, effective for the current, prior or upcoming year.*
- (n) Veterans' Universal Access Identification Card.*
- (o) Any other document DMV determines is acceptable.*
- (12) Supplemental proofs of age and identity include:*
 - (a) Any document on the secondary document list in section (11) of this rule.*
 - (b) Vehicle title or registration document.*
 - (c) Bound checkbook.*
 - (d) Bank or credit card.*
 - (e) A court document issued by a United States Bankruptcy court that shows the applicant is a party to a bankruptcy proceeding.*
 - (f) Medical benefits card.*
 - (g) Law enforcement identification card.*
 - (h) Expired out-of-state driver license, instruction permit, or identification card, not expired more than five years from the date of expiration and not hole-punched or marked as "Not Valid As ID".*
 - (i) Laminated Social Security Card.*
 - (j) A letter issued by the Oregon Health Plan, if dated within the last year.*
 - (k) Merchant Marine identification card.*
 - (L) Checking or savings account statement, if dated within the last year.*
 - (m) Birth registration card or credit card style birth certificate.*
 - (n) Commercial Driver License medical card.*

- (o) *Certified copy of school transcript.*
- (p) *Oregon liquor control service or food handler permit.*
- (q) *Pilot's license.*
- (r) *U.S. Tribal identification card.*
- (s) *Oregon voter registration card.*
- (t) *Any other document DMV determines is acceptable.]*

[(13)] **(5)** DMV will not accept a document as proof of identity **and date of birth** [*or age*] if DMV has reason to believe the document is not valid. DMV may request an applicant for a driver permit, driver license, or identification card to present additional documentary proof of age or identity if the document[s] presented **does** not establish the applicant's age or identity to the satisfaction of DMV.

Stat. Auth.: ORS 184.616, 184.619, 802.010, 807.050, 807.150 & 807.400

Stats. Implemented: ORS 807.050, 807.062, 807.150, 807.160, 807.220, 807.230 & 807.280

Hist.: MV 14-1987, f. 9-21-87, ef. 9-27-87; March 1988, Renumbered from 735-031-0016; MV 6-1990, f. & cert. ef. 4-2-90; DMV 12-1997, f. & cert. ef. 11-17-97; DMV 7-2001, f. & cert. ef. 3-7-01; DMV 34-2003(Temp), f. 12-15-03 cert. ef. 1-1-04 thru 6-28-04; DMV 5-2004, f. & cert. ef. 3-25-04; DMV 21-2004(Temp), f. & cert. ef. 10-1-04 thru 3-29-05; DMV 8-2005, f. & cert. ef. 2-16-05; DMV 9-2006, f. & cert. ef. 8-25-06

Proposed New Rule

735-062-0021

Proof of Identity and Date of Birth Requirements when no SSN

(1) The Driver and Motor Vehicle Services Division of the Department of Transportation (DMV) will require an applicant for an original, renewal or replacement driver permit, driver license, or identification card to present to DMV documentary proof of the applicant's identity and date of birth prior to the issuance of such driver permit, driver license, or identification card. An applicant who has never been issued a SSN and who has submitted a statement as described in OAR 735-062-0005(4) must provide at least one document, as described in section (4) of this rule, as proof of identity and date of birth to DMV.

(2) Documents must be original or certified copies.

(3) For an original, renewal or replacement driver license, driver permit or identification card, if the applicant's name is different than the name on proof of identity and date of birth submitted pursuant to section (1) of this rule, the applicant must provide documents showing to DMV's satisfaction a legal name change including, but not limited to, a marriage certificate, divorce decree, certificate of registered domestic partnership, judgment of dissolution or annulment of domestic partnership, adoption decree or court order.

(4) Acceptable proofs of identity and date of birth are:

(a) Valid United States passport, not expired.

(b) Valid foreign passport with appropriate Department of Homeland Security documentation, not expired.

(c) U.S. Department of Homeland Security documents, not expired, including:

(A) Resident Alien card or Permanent Resident card (I-551);

(B) Temporary Resident ID card (I-688);

(C) Employment Authorization Document (I-688A, I-688B and I-766);

(D) Certificate of Citizenship (N560 and N561);

(E) Certificate of Naturalization (N550, N570 and N578);

(F) Reentry Permit Form I-327;

(G) Refugee Travel Document Form I-571; or

(H) Immigrant Visa.

(5) DMV will not accept a document as proof of identity and date of birth if DMV has reason to believe the document is not valid. DMV may request an applicant for a driver permit, driver license, or identification card to present additional documentary proof of date of birth or identity if the document presented does not establish the applicant's identity and date of birth to the satisfaction of DMV.

Stat. Auth.: ORS 184.616, 184.619, 802.010, 807.050, 807.150 & 807.400

Stats. Implemented: ORS 807.050, 807.062, 807.150, 807.160, 807.220, 807.230 & 807.280