

WHAT AB 60 LICENSE HOLDERS NEED TO KNOW ABOUT REAL ID

Please note that this FAQ is not intended to be legal advice.

1 What is a REAL ID?

A REAL ID is one type of identification that can also function as a driver's license. The REAL ID Act was a law passed by Congress in 2005. It created a new standard for state-issued driver's licenses and identity cards to meet federal requirements. REAL ID driver's licenses and identity cards can be used as ID to board domestic flights within the United States or to enter some federal facilities like federal courthouses and military bases.

At this time, the REAL ID Act goes into effect on October 1, 2021.¹ After this date, individuals over the age of 18 will be **required** to present identification that meets federal requirements² in order to board domestic flights. Individuals under 18 are not required to have a REAL ID in order to fly.

2 Is a REAL ID mandatory?

No, obtaining a REAL ID is optional. You do not need a REAL ID in order to: enter a federal facility that does not require ID (i.e. a post office), visit a hospital or receive life-saving services, or apply for or receive federal benefits (i.e. Veterans Affairs, Social Security Administration).

3 I am undocumented. Am I eligible to get a REAL ID?

Undocumented community members are generally **not** eligible for a REAL ID. Applying for a REAL ID requires proof of identity, social security number if eligible, California residency, and a trip to the DMV office. For more information visit <https://www.dmv.ca.gov/portal/driver-licenses-identification-cards/real-id/>.

4 Is an AB 60 license a REAL ID?

No, AB 60 licenses are not REAL ID because they do not meet the new federal standards for identity documents. AB 60 licenses are legal driver's licenses but they are NOT the same as a REAL ID [See QUESTION 1].

5 I am a current AB 60 license holder. Am I eligible to obtain a REAL ID?

It depends. A current AB 60 license holder who is a:

- ▶ U.S. citizen;
- ▶ permanent resident (i.e. Green Card holder);
- ▶ recipient of temporary legal status such as Deferred Action for Childhood Arrivals (DACA) or Temporary Protected Status (TPS);
- ▶ or, who holds a valid student or employment visa

would qualify for a REAL ID or driver's license if the current AB 60 license holder can prove their legal presence in the United States with one of the accepted identity documents.³ A current AB 60 license holder who does **not** belong to any of the categories listed above, however, is NOT eligible for a REAL ID and in California may only obtain an AB 60 driver's license.

6 If I provided my birth certificate and social security card when I applied for my driver's license or ID, do I have to provide these documents again in order to get a REAL ID?

Yes, you must submit these documents again if you applied for your driver's license or ID before January 22, 2018.

7 Does a REAL ID look different from an AB 60 license?

Yes. The primary visual difference between a California REAL ID driver's license and an AB 60 driver's license can be found on the upper right corner of the cards, as shown below.

An AB 60 license is a California driver's license available to undocumented Californians. AB 60 licenses can be used to drive and to identify yourself. It is unlawful for businesses, landlords, government agencies or officials, or any program/activity that receives state funds to discriminate against you based on the type of driver's license you use. Driver's licenses do not give you a right to vote and do not make you eligible for any benefits that you were not eligible for without the license. *For more information on the AB 60 driver license, click here.*

¹ Due to the COVID-19 pandemic, federal officials postponed REAL ID implementation by one year. REAL ID regulations are set to go into effect on October 1, 2021.

² REAL ID driver's licenses and identity cards meet federal requirements, but are not the only forms of identification that meet federal requirements. For a full list of identity documents that meet federal requirements and that can be used to fly, go to: <https://www.tsa.gov/travel/security-screening/identification>

³ In order to apply for a REAL ID, you must present one of the accepted identity documents. Accepted identity documents include: a valid, unexpired U.S. passport, an original or certified copy of U.S. birth certificate, or an unexpired foreign passport with a valid U.S. Visa and approved I-94 form. For a full list of accepted identity documents, visit: <https://www.dmv.ca.gov/portal/driver-licenses-identification-cards/real-id/how-do-i-get-a-real-id/real-id-checklist/>

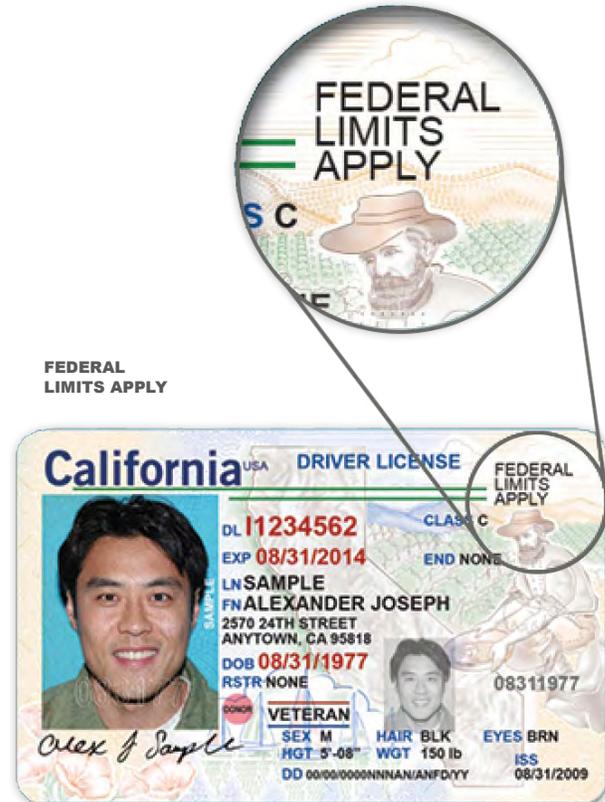
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REAL ID VS AB 60



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- Valid for driving and for state ID purposes?
- Use to board domestic flights after October 1, 2021?



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