**GEORGETOWN
UNIVERSITY**   **Clare Garvie <cag104@georgetown.edu>**

RE: VA DMV FOIA-GARVIE Public Records Request -- Facial Recognition Use on Driver License Records

1 message

Rogers, April (DMV) <april.rogers@dmv.virginia.gov>   Fri, Aug 11, 2017 at 9:30 AM
To: Clare Garvie <cag104@law.georgetown.edu>

Hi Ms. Garvie,

For our responses to 6, 7 and 8, of your FOIA request. They are as follows:

6) For search logs and audit records; records of requests approved or denied; logs of searches by external agencies; sample audits of search requests; and misuse reports, this project was an internal pilot which ran in November 2012 and April 2013. We do not have facial recognition technology (FRT) in place. We did not accept requests and the others are not applicable, therefore no records exist; reports to oversight bodies, the vendor, CBN, produced a report after the pilot, which is attached, see "Commonwealth of Virginia – Department of Motor Vehicles Image Comparison Pilot – Interim Report".

7) For purchase and procurement documents; grant awards; cost sharing agreements; purchase orders; RFP's; responses to RFP's; invoices and contracts for hardware, software, services, there were no grants nor cost sharing associated with the facial recognition pilot. Attached is RFP, CBN proposal response, contract modification removing FR from contract (see page 3), and the FR pilot part 1 and 2.

8) For manuals from companies providing FRT system components, see the "Virginia Facial Recognition (FR) Training Material" attachment. Technical specifications, no records exist.

Personal information has been redacted in the attached documents.

Thank you,

April Rogers

Virginia DMV

From: Clare Garvie [mailto:cag104@law.georgetown.edu]

Sent: Thursday, August 03, 2017 2:35 PM
To: Rogers, April (DMV)
Subject: Re: FOIA-GARVIE Public Records Request -- Facial Recognition Use on Driver License Records

Hi Ms. Rogers,

Thank you for following up with me about my request, and apologies for missing your call.

This is very helpful information. If possible, I would like the request processed with respect to the pilot program, understanding that there may only be documentation for a few of the requests.

If a phone call to further clarify the request would be helpful, I can be reached on my cell 917-697-3581.

All the best,

Clare

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On Wed, Aug 2, 2017 at 3:39 PM, Rogers, April (DMV) <april.rogers@dmv.virginia.gov> wrote:

Hi Ms. Garvie,

The Virginia Department of Motor Vehicles (DMV) received your request for records pursuant to the Virginia Freedom of Information Act (FOIA) on July 26, 2017 in the below email.

We attempted to call you today about your request but were unable to reach you. Please note that, when we formally respond to your FOIA request, the responses for Requests 1-5 will be that no records exist because we do not have facial recognition technology (FRT) in place. However, we conducted an internal pilot on FRT more than 3 years ago. We may have some responsive documents to Requests 6, 7 and 8. Would you like us to continue to process your request on the understanding that any records will be limited to our pilot years ago? Please let me know.

To produce any responsive documents to Requests 6,7 and 8 from the pilot program that ended years ago is not

practically possible in the original five-workday time period. Thus, DMV would invoke the statutorily-permitted extension under Va. Code § 2.2-3704(B)(4). If you want us to proceed, you will receive a response to your request on or before August 11, 2017.

Thank you,

April Rogers

From: Clare Garvie [mailto:cag104@law.georgetown.edu]
Sent: Wednesday, July 26, 2017 3:20 PM
To: FOIA (DMV)
Subject: Public Records Request -- Facial Recognition Use on Driver License Records

Dear Public Records Officer,

Attached please find a public records request for documents relating to the use of facial recognition technology on driver's license and state identification cards, and information sharing agreements relating to the use of the facial recognition system.

If you have any questions about this request, or if it is misdirected, please contact me at 202-661-6707 or cag104@georgetown.edu.

Regards,
Clare

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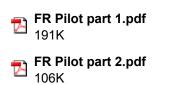*Join our mailing list! Subscribe here.*

7 attachments

CBN FR DMV Image Comparison Pilot .pdf
1218K

CBN Proposal Response.pdf
90K

Contract Mod removing FR from contract see pg 3.pdf
93K

FR Pilot part 1.pdf
191K

FR Pilot part 2.pdf
106K

FR Request for Proposal.pdf
66K

Virginia FR Training Manual.pdf
2672K