



Clare Garvie <cag104@georgetown.edu>

RE: Public Records Request -- Facial Recognition Use on Driver License Records

CHOW Susan <Susan.CHOW@odot.state.or.us>
To: Clare Garvie <cag104@law.georgetown.edu>

Wed, Aug 2, 2017 at 7:46 PM

Good Afternoon Clare,

As previously discussed, Oregon DMV does not allow any external entities to use the Facial Recognition System (not even law enforcement). I have provided a formal response to each request that pertains to the use of facial recognition software by external agencies. To your first request, I have attached our policy.

Please see my responses below. Let me know if what is provided in this e-mail is sufficient, or if you need additional information.

Thank you,

Susie Chow

Program Specialist
Records Policy Unit
(503) 945-8906 (Direct)
(503) 947-4065 (Fax)

1. Any manuals, memos, policies or other guidelines the DMV or other relevant agency follows

for using the FRT system. *Policy attached -*

2. Formal or informal policies or rules followed by DMV personnel for running facial recognition

searches requested by external entities, including but not limited to federal, state or local law

enforcement agencies. *External agencies do not use DMV's facial recognition system. ORS 807.026 prohibits*

DMV from providing biometric data (including facial recognition) collected by DMV in the course of issuing, renewing or replacing driver licenses, permits and ID cards to anyone other than DMV employees acting in an official capacity.

3. Any notices provided to by the DMV to external agencies about the ability to run or request facial recognition searches against the DMV photo database. The instructions, request forms, and other materials issued to external agencies regarding requests to conduct a facial

recognition search against the DMV photo database. *External agencies do not use DMV's facial recognition system. ORS 807.026 prohibits DMV from providing biometric data (including facial recognition) collected by DMV in the course of issuing, renewing or replacing driver licenses, permits and ID cards to anyone other than DMV employees acting in an official capacity.*

4. Agreements or memoranda of understanding (MOUs) signed with external entities permitting

those agencies to run or request facial recognition searches against the DMV photo database. *External agencies do not use DMV's facial recognition system. ORS 807.026 prohibits DMV from providing biometric data (including facial recognition) collected by DMV in the course of issuing, renewing or replacing driver licenses, permits and ID cards to anyone other than DMV employees acting in an official capacity.*

5. All requests from the past three years submitted or run by any entity outside the DMV for facial recognition searches against the DMV photo database. Emails accompanying the requests, if

submitted electronically. *External agencies do not use DMV's facial recognition system. ORS 807.026 prohibits DMV from providing biometric data (including facial recognition) collected by DMV in the course of issuing, renewing or replacing driver licenses, permits and ID cards to anyone other than DMV employees acting in an official capacity.*

6. Search logs and audit records of the FRT system, including but not limited to records of requests approved or denied, logs of searches by external agencies, sample audits of search

requests, misuse reports, and reports to oversight bodies. *External agencies do not use DMV's facial recognition system. ORS 807.026 prohibits DMV from providing biometric data (including facial recognition) collected by DMV in the course of issuing, renewing or replacing driver licenses, permits and ID cards to anyone other than DMV employees acting in an official capacity.*

7. Purchasing and procurement documents related to the DMV facial recognition system, including but not limited to: grant awards, cost sharing agreements, purchase orders, RFPs,

responses to RFPs, invoices, and contracts for FRT hardware, software, and services. *This request is fairly broad. It would be helpful if you could clarify the specific information/documentation you are seeking so that I can*

determine what area I would need to check with to find out what is available. Are you looking specifically for the contract between Oregon DMV and our vendor?

8. Any manuals from the companies providing FRT system components, including but not limited to any technical specifications they have provided.

The vendor for our Facial Recognition System (FRS) software is MorphoTrust USA. The below link contains some helpful information about the software:

<http://www.morphotrust.com/>

This is the only FRS software that has been used by Oregon DMV for biometric identification.

From: CHOW Susan
Sent: Tuesday, August 01, 2017 9:29 AM

[Quoted text hidden]

[Quoted text hidden]

2 attachments

 **Oregon_DMV_201707.pdf**
362K

 **DMV-A0014.pdf**
50K