

CHAPTER 601
APPLICATION FOR LICENSE

761—601.1(321) Application for license.

601.1(1) General. In addition to the information required under Iowa Code sections 321.182 and 321.196, the information in this rule is required from an applicant for a driver's license. Additional requirements for a commercial driver's license are found in 761—Chapter 607.

601.1(2) Name. The applicant's full name shall be given on the application. Civilian and military titles and nicknames shall not be used.

601.1(3) Out-of-state verification. If a person is licensed in another licensing jurisdiction but does not have a current out-of-state license to surrender, the department may require an official letter from the out-of-state licensing agency before issuing a license. The official letter must verify the person's driving record to assist the department in determining whether it is safe to grant the person a license.

601.1(4) Disabilities. The applicant shall indicate and explain any mental or physical disabilities which might affect the applicant's ability to operate a motor vehicle safely.

601.1(5) Physical description. Physical description shall include the applicant's weight to the nearest pound.

601.1(6) Address. The applicant shall provide the applicant's residential address and mailing address, if different from the residential address.

601.1(7) Signature.

a. The applicant's signature shall be without qualification and shall contain only the applicant's usual signature without any other titles, characters or symbols.

b. The applicant's signature certifies that the statements on the application are true and the fee collected was correct.

c. The applicant's signature acknowledges that the applicant is aware of the requirement to notify the department of a change in mailing address within 30 days of the change.

d. A driver's license clerk or examiner will initial the application as witness.

This rule is intended to implement Iowa Code sections 321.182, 321.196 and 321C.1, Article V.

761—601.2(321) Surrender of license and nonoperator's identification card. An applicant for a driver's license shall surrender all other driver's licenses and nonoperator's identification cards. This includes those issued by jurisdictions other than Iowa.

This rule is intended to implement Iowa Code section 321.182.

761—601.3 and 601.4 Reserved.

761—601.5(321) Proofs submitted with application. A person who applies for a new driver's license or nonoperator's identification card or a duplicate license or card to replace one that is lost or destroyed shall submit proof of age, identity and social security number.

601.5(1) Social security number verification. One or more of the following documents may be accepted as verification of an applicant's social security number. The documents must be issued in the United States.

a. Social security card issued by the Social Security Administration. A metal version of the card is not acceptable.

b. Letter from the Social Security Administration.

c. Document issued by the Internal Revenue Service or a state tax agency. Form W-2 tax form completed by the employer is acceptable.

d. Financial statement containing the social security number.

e. Payroll stub containing the social security number.

f. Military identification card containing the social security number.

601.5(2) Proof of age and identity. An applicant shall submit one primary document and one secondary document from the following lists as proof of age and identity. The documents must be issued in the United States unless otherwise specified.

a. Acceptable primary documents include:

- (1) An Iowa photo driver's license.
 - (2) An Iowa photo identification card.
 - (3) Birth certificate issued in the United States. It must be a certified copy, have the stamp or raised seal of the issuing authority, and be issued by the state bureau of vital statistics, the state board of health, or a comparable agency. A hospital-issued certificate is not acceptable.
 - (4) United States Citizenship and Immigration Service document from the following list:
 1. Certificate of Naturalization (N-550, N-570 or N-578).
 2. Certificate of Citizenship (N-560, N-561 or N-645).
 3. Permanent Resident Card (I-551).
 4. Record of Arrival and Departure (I-94) with attached photo that is stamped "Temporary Proof of Lawful Permanent Resident."
 5. "Processed for I-551" stamp in a valid foreign passport.
 6. Travel Document indicating Permit to Re-enter (I-327) or Refugee Travel Document (I-571).
 7. Record of Arrival and Departure (I-94) in a Certificate of Identity.
 8. Employment Authorization Card (I-688A, I-688B, or I-766).
 9. Record of Arrival and Departure (I-94) stamped "Refugee," "Parolee," "Parolee," or "Asylee."
 10. Record of Arrival and Departure (I-94) coded Section 207 (Refugee), Section 208 (Asylum), Section 209 (Refugees), Section 212d(5) (Parolee), HP (Humanitarian Parolee), or PIP (Public Interest Parolee).
 - (5) Military identification card. This does not include a military dependent identification card.
 - (6) Valid United States passport.
 - (7) Inmate Descriptor Inquiry, Client Information Inquiry or Offender Snapshot document issued by the Iowa department of corrections. The document must contain the full name and date of birth and be notarized.
- b.* Acceptable secondary documents include:
- (1) Any primary document.
 - (2) Bureau of Indian Affairs or Indian Treaty Card. A tribal identification card is not acceptable.
 - (3) Photo driver's license or state-issued photo identification card that has not been expired for more than one year.
 - (4) Court order that does not contain the applicant's date of birth but does contain the full name.
 - (5) Foreign birth certificate. It must be translated by an approved translator, if translation is necessary.
 - (6) Military discharge, military orders or separation papers.
 - (7) Military dependent identification card.
 - (8) Employer identification card.
 - (9) Health insurance card.
 - (10) Document issued by the Internal Revenue Service or a state tax agency. Form W-2 tax form completed by the employer is acceptable.
 - (11) Marriage certificate.
 - (12) Gun permit.
 - (13) Pilot's license.
 - (14) School record or transcript. It must be certified.
 - (15) Social security card issued by the Social Security Administration. A metal version of the card is not acceptable.
 - (16) Social insurance card issued by the Canadian government.
 - (17) Photo student identification card.
 - (18) Voter registration card.
 - (19) Welfare card.

(20) Prison release document.

(21) Parent or guardian affidavit. The parent or guardian must appear in person, submit proof of the parent's or guardian's age and identity, and submit a certified or notarized affidavit regarding the child's identity. This applies only to minors.

c. The department may require additional documentation if the department believes that the documentation submitted is questionable or if the department has reason to believe that the person is not who the person claims to be.

601.5(3) Name change verification. The name listed on the license or nonoperator's identification card that is issued shall be identical to the name contained on the primary document submitted unless the applicant submits an affidavit of name change on Form 430043. The affidavit must be accompanied by one of the following documents:

- a. Court-ordered name change. It must contain the full name, date of birth, and court seal.
- b. Divorce decree.
- c. Marriage certificate.

This rule is intended to implement Iowa Code sections 321.182 and 321.189.

[ARC 7902B, IAB 7/1/09, effective 8/5/09]

761—601.6(321) Parental consent. An unmarried person under the age of 18 who applies for an Iowa license shall submit parental consent and birth date confirmation on Form 430018, Parent's Written Consent to Issue Privilege to Drive or Affidavit to Obtain Duplicate. The parent's signature must be notarized; however, in lieu of notarization it may be witnessed by a driver's license examiner or clerk. No exception shall be made for parental absence from Iowa. A married person under the age of 18 shall submit an original or certified copy of a marriage certificate to avoid submission of the consent form.

This rule is intended to implement Iowa Code section 321.184.

[ARC 7902B, IAB 7/1/09, effective 8/5/09]

761—601.7(321) REAL ID driver's license. A person who seeks a driver's license that is compliant with the REAL ID Act of 2005, 49 U.S.C. § 30301 note, as further defined in 6 CFR Part 37 ("REAL ID driver's license"), must meet and comply with all lawful requirements for an Iowa driver's license, and must also meet and comply with all application and documentation requirements set forth at 6 CFR Part 37, including but not limited to documentation of identity, date of birth, social security number, address of principal residence, and evidence of lawful status in the United States. Documents and information provided to fulfill REAL ID requirements must be verified as required in 6 CFR 37.13. An applicant for a REAL ID driver's license is subject to a mandatory facial image capture that meets the requirements of 6 CFR 37.11(a). A REAL ID driver's license may not be issued, reissued, or renewed except as permitted in 6 CFR Part 37 and may not be issued, reissued, or renewed by any procedure, in any circumstance, to any person, or for any term prohibited under 6 CFR Part 37. The information on the front of any REAL ID driver's license must include all information and markings required by 6 CFR 37.17. Nothing in this rule requires a person to obtain a REAL ID driver's license.

This rule is intended to implement Iowa Code chapter 321, the REAL ID Act of 2005 (49 U.S.C. Section 30301 note), and 6 CFR Part 37.

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