

STATE IDs or DRIVER'S LICENSES FOR U.S. CITIZEN CHILDREN OF UNDOCUMENTED PARENTS

In general, DMV requires ID and DL applicants under the age of 21 to provide an affidavit from a parent or guardian to prove "identity." A certified birth certificate is also needed to prove lawful presence. DMV will not accept an affidavit from someone who cannot provide evidence that they themselves are the parent or legal guardian and that they themselves are lawfully present.

In the case of undocumented parents, the child must go through a 2-step process to obtain an ID or DL. This means that the individual must first go to any local DMV office without an appointment and bring all available documents -- such as a certified birth certificate, school ID, insurance records, other school or medical records -- and that person will likely be turned down because of the lack of an affidavit. Don't give up!

The denied applicant should be provided a Notice of Incomplete Application (NIA) by the DMV worker who turns down the application, as well as information as to how to request an Exception Processing (EP) appointment. (Some DMV workers need to be reminded to provide this notice.)

EP can be handled either in person or remotely. For an **in-person** interview, call the EP appointment number, 303-205-5144, and provide the DMV PIN number that appears on the NIA. An appointment will be scheduled with an investigator. In-person EP appointments are only held at the Pierce Street office in Lakewood (1881 Pierce Street -- near Casa Bonita). The investigator will interview the applicant, examine all supporting documents and make a decision at that time whether to approve the application.

Individuals who cannot come to the Lakewood office or would prefer not to will have to file for EP **remotely**, by completing an EP form and having the local DMV office examine and make copies of the documents and then faxing them to the investigator on Pierce Street for a determination. Written notice of the approval or denial will be mailed to the home address.

If you have additional questions you may contact Colorado Legal Services attorney Linda Olson, lolson@colegalserv.org, who is managing an ID Project to assist needy clients in obtaining IDs and birth certificates.