

To: Shaun Donovan  
Director  
Office of Management and Budget (OMB)  
725 17th Street, NW  
Washington, DC 20503

Dear Director Donovan,

The Transportation Security Administration (TSA) recently published a notification in the Federal Register under the Paperwork Reduction Act (PRA), 81 FR 78623, seeking to expand an existing information collection on individual travelers.<sup>1</sup>

TSA proposes to obtain OMB approval for an expanded version of Form 415. Form 415 collects information to identify travelers who fly without identification. Additionally, through this administrative action, TSA intends to refuse to perform secondary identification for any individual who does not "reside in or have been issued a driver's license or state identification card by": 1) "a state that is compliant with the REAL ID Act" or 2) "a state that has been granted an extension by DHS" — thereby preventing such travelers from flying.

TSA is already collecting Form 415 and "Identity Verification Call Center" information without OMB approval, in violation of the PRA. We have serious concerns regarding the ability of the public to have a "meaningful opportunity to comment" pursuant to 44 USC §§ 3517(a), 3506, and 3507. TSA has not yet published any of the supporting Information Collection Review (ICR) documentation, nor have they submitted this documentation to OMB. The public has not been given a "meaningful opportunity to comment", 44 USC § 3517(a), because TSA has not

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<sup>1</sup><https://www.federalregister.gov/documents/2016/11/08/2016-26958/intent-to-request-approval-from-omb-of-one-new-public-collection-of-information-certification-of>

submitted the supporting documentation required by 44 USC §§ 3506, 3507.

The supporting documentation should include documentation of the "Identity Verification Call Center" information collection, through which TSA requires that travelers provide "other identifying information" and answer "a series of questions based on information found in the databases", in addition to the information on Form 415 itself. This is used to identify travelers in "various commercial and government databases". *See* 81 FR 78623.

Accordingly, the undersigned organizations request, pursuant to 44 USC § 3517(b), that you take the remedial action of informing TSA that you will deny any ICR submitted on this issue unless TSA first publishes a full notice and comment notification in the Federal Register. This full notice and comment notification must be filed *together with* all documents that will be submitted for OMB review. The notice and opportunity for the public to comment must allow for a period of least 60 days following the OMB ICR supporting documents being made publicly available.

The undersigned organizations have deep concerns about this collection of information, and the associated "REAL ID" requirements and travel ban. We would like to submit substantive comments informed by all the information available in a proper TSA supporting documentation submission. We ask that you ensure our right under the Paperwork Reduction Act to have a *meaningful* opportunity to comment on this matter.

Please send your 44 USC § 3517(b)(1) response by email to Sai at [legal@s.ai](mailto:legal@s.ai). Feel free to phone +1 510 394 4724 if you have any questions.

Sincerely,

American-Arab Anti-Discrimination Committee

Bill of Rights Defense Committee/Defending Dissent Foundation

Center for Financial Privacy and Human Rights

Cyber Privacy Projects

The Identity Project ([PapersPlease.org](http://PapersPlease.org))