

118TH CONGRESS  
1ST SESSION

# S. 3003

To authorize the United States Postal Service to offer identity proofing and identity-related services to the private sector.

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## IN THE SENATE OF THE UNITED STATES

SEPTEMBER 30 (legislative day, SEPTEMBER 22), 2023

Mr. CASSIDY (for himself and Mr. WYDEN) introduced the following bill; which was read twice and referred to the Committee on Homeland Security and Governmental Affairs

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## A BILL

To authorize the United States Postal Service to offer identity proofing and identity-related services to the private sector.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Post Office Services  
5 for Trustworthy Identity Act” or the “POST ID Act”.

6 **SEC. 2. USPS IDENTITY PROOFING AND IDENTITY-RELATED**  
7 **SERVICES FOR PRIVATE SECTOR.**

8 (a) IN GENERAL.—Chapter 37 of title 39, United  
9 States Code, is amended—

1           (1) by redesignating section 3705 as section  
2           3706; and

3           (2) by inserting after section 3704 the fol-  
4           lowing:

5           **“§ 3705. Identity proofing and identity-related serv-**  
6                                   **ices for private sector**

7           “(a) DEFINITION.—In this section, the term ‘identity  
8           proofing and identity -related services’ means any service  
9           whereby an individual provides sufficient information,  
10          such as identity history, credentials, or other identifying  
11          information, to support establishing the identity of the in-  
12          dividual.

13          “(b) OPTION TO OFFER IDENTITY PROOFING AND  
14          IDENTITY-RELATED SERVICES TO PRIVATE SECTOR.—  
15          The Postal Service may offer identity proofing and iden-  
16          tity-related services to the private sector in accordance  
17          with this section.

18          “(c) REQUIRED ELEMENTS.—If the Postal Service  
19          chooses to offer identity proofing and identity-related serv-  
20          ices under this section, the services shall—

21                   “(1) support establishing the identity of an in-  
22                   dividual using such government-issued documenta-  
23                   tion as the Postal Service determines sufficient; and

24                   “(2) include the issuance of authenticators to  
25                   the individual being identified, as necessary to facili-

1       tate enrollment in services for which the individual  
2       is being verified, which authenticators may—

3               “(A) be specific to a given service for  
4               which the individual is being identified;

5               “(B) be general purpose, for use in iden-  
6               tity proofing with future services;

7               “(C) be physical devices;

8               “(D) be issued in a digital format to an ac-  
9               count or other system; or

10              “(E) be single use.

11       “(d) OPTIONAL ELEMENTS.—If the Postal Service  
12       chooses to offer identity proofing and identity-related serv-  
13       ices under this section, the services may—

14              “(1) be offered at any post office;

15              “(2) be offered by an authorized employee of  
16              the Postal Service at any other location, such as the  
17              home of an individual being verified;

18              “(3) include, subject to the consent of the indi-  
19              vidual being verified, concurrent enrollment with or  
20              verification for multiple customers or other entities  
21              for which the Postal Service provides identity proof-  
22              ing services, including public agencies;

23              “(4) include multiple levels of assurance, such  
24              as the assurance levels described in Special Publica-  
25              tion 800–63, ‘Digital Identity Guidelines’, published

1 by the National Institute of Standards and Tech-  
2 nology;

3 “(5) include enrollment in or creation of a dig-  
4 ital account for use in digitally authenticating the  
5 individual in the future, including to third parties;  
6 and

7 “(6) include a mechanism whereby any entity  
8 may sponsor an individual by paying the cost of the  
9 identity verification of the individual.

10 “(e) FEES.—The Postal Service shall charge fees for  
11 the identity proofing and identity-related services offered  
12 under this section under such structure and at such rates  
13 as the Postal Service determines appropriate to cover at  
14 least 100 percent of the costs attributable to the provision  
15 of those services.

16 “(f) POSTAL REGULATORY COMMISSION REGULA-  
17 TIONS.—The Postal Regulatory Commission may issue  
18 such regulations as the Commission determines necessary  
19 to—

20 “(1) ensure that the identity proofing and iden-  
21 tity-related services under this section would provide  
22 a net contribution to the Postal Service, defined as  
23 revenue that covers at least 100 percent of the costs  
24 attributable to the provision of those services in each  
25 year; and

1           “(2) ensure that offering identity proofing and  
2           identity-related services under this section does not  
3           conflict with the core mission of the Postal Service.

4           “(g) LIMITATIONS.—Nothing in this section shall be  
5           construed to—

6           “(1) authorize the Postal Service to offer any  
7           service to the private sector, other than identity  
8           proofing and identity-related services, that is not  
9           otherwise authorized by law; or

10           “(2) obligate the Postal Service to offer any  
11           service.

12           “(h) SAVINGS CLAUSE.—Nothing in this section shall  
13           be construed to inhibit, restrict, or place any new obliga-  
14           tion on any identity proofing or identity-related service of-  
15           fered by the Postal Service as of the day before the date  
16           of enactment of the Post Office Services for Trustworthy  
17           Identity Act.”.

18           (b) TECHNICAL AND CONFORMING AMENDMENT.—  
19           The table of sections for chapter 37 of title 39, United  
20           States Code, is amended by striking the item relating to  
21           section 3705 and inserting the following:

“3705. Identity proofing and identity-related services for private sector.

“3706. Transparency and accountability for nonpostal services.”.

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