

116TH CONGRESS
2D SESSION

H. R. 5862

To restrict certain Federal grants for States that grant driver licenses to illegal immigrants and fail to share information about criminal aliens with the Federal Government.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 12, 2020

Mr. BUCK (for himself, Mr. BIGGS, Mr. GAETZ, Mr. BROOKS of Alabama, Mr. BUDD, Mr. DAVID P. ROE of Tennessee, Mr. GOSAR, Mr. DUNCAN, Mr. ARRINGTON, Mr. NORMAN, Mr. WEBER of Texas, Mr. PERRY, Mr. GOHMERT, Mr. RIGGLEMAN, Mr. WRIGHT, Mr. STEUBE, Mr. DUNN, Mr. GIBBS, Mr. YOHO, Mr. GREEN of Tennessee, Mr. OLSON, Mr. ABRAHAM, Mr. BYRNE, and Mr. LAMALFA) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To restrict certain Federal grants for States that grant driver licenses to illegal immigrants and fail to share information about criminal aliens with the Federal Government.

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 “Stop Greenlighting
5 Driver Licenses for Illegal Immigrants Act”.

1 **SEC. 2. DEFINITIONS.**

2 In this Act:

3 (1) EDWARD BYRNE MEMORIAL JUSTICE AS-
4 SISTANCE GRANT PROGRAM FUNDS.—The term “Ed-
5 ward Byrne Memorial Justice Assistance Grant Pro-
6 gram funds”—

7 (A) means a grant under subpart 1 of part
8 E of title I of the Omnibus Crime Control and
9 Safe Streets Act of 1968 (34 U.S.C. 10151 et
10 seq.); and

11 (B) includes a grant made directly to a
12 unit of local government within a State under
13 section 505(d) of title I of the Omnibus Crime
14 Control and Safe Streets Act of 1968 (34
15 U.S.C. 10156(d)).

16 (2) IMMIGRATION ENFORCEMENT INFORMA-
17 TION.—The term “immigration enforcement infor-
18 mation” means—

19 (A) information relating to the citizenship
20 or immigration status of any individual; and

21 (B) the date, time, and location of the re-
22 lease of any individual from detention, jail, or
23 a prison facility.

24 (3) STATE.—The term “State” has the mean-
25 ing given the term in section 901 of title I of the

1 Omnibus Crime Control and Safe Streets Act of
2 1968 (34 U.S.C. 10251).

3 **SEC. 3. EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE**
4 **GRANT RESTRICTION FOR STATES THAT FAIL**
5 **TO COMPLY WITH FEDERAL IMMIGRATION**
6 **LAW.**

7 (a) PROHIBITION.—The following States shall be
8 subject to subsection (b):

9 (1) Any State that issues a driver license to an
10 individual who does not have proof of United States
11 citizenship or lawful presence in the United States.

12 (2) Any State that prohibits or restricts a local
13 or State government entity or official from collecting
14 or sending to or receiving from the Department of
15 Homeland Security immigration enforcement infor-
16 mation.

17 (b) PENALTY.—A State described in subsection (a)
18 shall—

19 (1) in the case of a State described in sub-
20 section (a)(1), not later than 30 days after the date
21 on which a driver license is issued to an individual
22 who does not have proof of United States citizenship
23 or lawful presence in the United States, return to
24 the Treasury of the United States any unobligated

1 Edward Byrne Memorial Justice Assistance Grant
2 Program funds;

3 (2) in the case of a State described in sub-
4 section (a)(2), not later than 30 days after the date
5 of enactment of this Act, return to the Treasury of
6 the United States any unobligated Edward Byrne
7 Memorial Justice Assistance Grant Program funds;
8 and

9 (3) be ineligible to receive Edward Byrne Me-
10 morial Justice Assistance Grant Program funds
11 until the date on which the State institutes a law or
12 policy that—

13 (A) prohibits the issuance of a driver li-
14 cense to an individual who does not have proof
15 of United States citizenship or lawful presence
16 in the United States; and

17 (B) permits a local or State government
18 entity or official to collect and send to and re-
19 ceive from the Department of Homeland Secu-
20 rity immigration enforcement information.

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