

117TH CONGRESS
1ST SESSION

S. 25

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 SENATE OF THE UNITED STATES

JANUARY 22, 2021

Mrs. BLACKBURN (for herself, Mr. CRUZ, Ms. ERNST, Mr. DAINES, Mr. CRAMER, Mr. COTTON, and Mr. INHOFE) introduced the following bill; which was read twice and 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 of 2021”.

6 **SEC. 2. DEFINITIONS.**

7 In this Act:

(1) EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM FUNDS.—The term “Edward Byrne Memorial Justice Assistance Grant Program funds”—

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

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

(2) IMMIGRATION ENFORCEMENT INFORMATION.—The term “immigration enforcement information” means—

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

(B) the date, time, and location of the release of any individual from detention, jail, or a prison facility.

(3) STATE.—The term “State” has the meaning given the term in section 901 of title I of the Omnibus Crime Control and Safe Streets Act of 1968 (34 U.S.C. 10251).

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

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

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

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

15 (b) PENALTY.—A State described in subsection (a)
16 shall—

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

25 (2) in the case of a State described in sub-
26 section (a)(2), not later than 30 days after the date

1 of enactment of this Act, return to the Treasury of
2 the United States any unobligated Edward Byrne
3 Memorial Justice Assistance Grant Program funds;
4 and

5 (3) be ineligible to receive Edward Byrne Me-
6 morial Justice Assistance Grant Program funds
7 until the date on which the State institutes a law or
8 policy that—

9 (A) prohibits the issuance of a driver li-
10 cense to an individual who does not have proof
11 of United States citizenship or lawful presence
12 in the United States; and

13 (B) permits a local or State government
14 entity or official to collect and send to and re-
15 ceive from the Department of Homeland Secu-
16 rity immigration enforcement information.

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