

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.

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## 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

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

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

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

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

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

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

22          (3) STATE.—The term “State” has the mean-  
23          ing given the term in section 901 of title I of the  
24          Omnibus Crime Control and Safe Streets Act of  
25          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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