

## State Laws Providing Access to Driver's Licenses or Cards, Regardless of Immigration Status

JULY 2015

State	Bill No.	Date Signed	Effective Date	Description/Requirements
CA	<a href="#">AB 60</a> , as amended by <a href="#">SB 853</a> (June 20, 2014) and by <a href="#">AB 1660</a> (Sept. 19, 2014)	Oct. 3, 2013	Jan 1, 2015	Driver's license for individuals who cannot show proof of authorized presence. DMV, with input from stakeholders, to designate documents required to establish identity and state residence. "Federal Limits Apply" to appear on front of license. "This card is not acceptable for official federal purposes. This license is issued only as a license to drive a motor vehicle ..." to appear on the back. DMV may make other changes to the extent necessary to comply with REAL ID. Antidiscrimination and privacy protections.
CO	<a href="#">SB 13-251</a> , as amended by SB 194 (June 5, 2014) and <a href="#">SB 87</a> (May 31, 2014)	June 5, 2013	August 1, 2014	Driver's license or state ID card for individuals who provide proof that a Colorado income tax return was filed in the prior year and current state residence, or an Individual Taxpayer Identification number with proof of 24 months continuous state residence; and a passport, consular ID card, or military ID document. DLs issued under this provision shall be marked "Not valid for federal identification, voting, or public benefits purposes." Provides licenses to individuals who are temporarily lawfully present in the U.S.
CT	<a href="#">HB 6495</a> as amended by <a href="#">HB 6366</a> (June 19, 2015)	June 6, 2013	January 1, 2015	Driver's license for individuals who cannot show proof of lawful presence or SSN, if show proof of identity, residency, affidavit promising to legalize when eligible. Excludes those who have been convicted of a felony in Connecticut. License is "for driving purposes only" and cannot be used as proof of identity for voting. Shall include an indication that the license is not acceptable for federal identification or voting purposes. Working group will examine methods of verifying foreign documents.
DE	<a href="#">SB 59</a>	June 30, 2015	January 1, 2016	Driving privilege card for otherwise-eligible individuals who do not show proof of legal presence but provide proof of identity; have filed or been claimed as a dependent on Delaware taxes for 2 years; cards to be marked "Driving Privilege Only" and "Not Valid for Identification." If an alias or outstanding warrant for criminal charges in Delaware is identified, a federal criminal history check is required. Applicant must resolve conflict prior to becoming eligible; includes confidentiality provisions. Task force to reconvene June 1, 2016, to analyze and make recommendations for modifying or improving the program.

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DC	<a href="#">B20-275</a>	Nov. 18, 2013	May 1, 2014	Driver's license, valid for 8 years, for individuals who have resided in DC for more than 6 months, have not been assigned or are ineligible for an SSN, provide proof of identity, date of birth and residency. "Not valid for official federal purposes" on face of card in smallest font size otherwise on the card. Additional changes only to make the card more similar to other licenses or to the minimum extent necessary to comply with DHS requirements. License cannot be used to consider an individual's citizenship or immigration status or as a basis for criminal investigation, arrest, or detention. Includes confidentiality provisions.
HI	<a href="#">HB 1007</a>	June 30, 2015	January 1, 2016	Limited-purpose license for individuals who do not provide proof of authorized presence in the U.S. Must show proof of identity and residency. The licenses will be marked "not acceptable for official federal purposes" on the front, with language on the back confirming that the license does not establish eligibility for public benefits, employment, or voting. May be modified only to the extent needed to conform to the REAL ID Act. Includes antidiscrimination and confidentiality provisions.
IL	<a href="#">SB 957</a>	Jan. 27, 2013	November 28, 2013	Temporary visitor's license for drivers ineligible for Social Security number who do not have proof of authorized presence. Must present an unexpired passport or consular ID. License may not be used for identification and must contain a notice on its face stating this in capital letters.
MD	<a href="#">SB 715</a>	May 2, 2013	January 1, 2014	ID or DL for otherwise eligible individuals who do not have evidence of a lawful status or a Social Security number. Must show that filed Maryland tax return or resided in Maryland and was claimed as dependent on tax return for past two years. Not acceptable for official federal purposes. Distinguishable in color or design from other licenses/IDs. Must state on its face and in machine-readable zone that it is not acceptable by federal agencies for official purposes. May not be used to purchase a firearm.
NM	<a href="#">HB 173</a>	Mar. 18, 2003	2003	Driver's license available for individuals who do not have a Social Security number, if they provide an ITIN or other document designated by the department, along with proof of identity and residency.
NV	<a href="#">SB 303</a>	May 31, 2013	January 1, 2014	Driver authorization card available for one-year periods, for individuals who can present documents establishing proof of identity, age and residence. Distinguishable only in the minimal manner necessary to comply with REAL ID criteria. May not be used to determine eligibility for benefits.

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PR	<a href="#">P C0900</a>	Aug. 7, 2013	Aug. 7, 2014	Three-year provisional driver’s licenses for individuals who cannot show proof of authorized presence and who have lived in Puerto Rico for at least one year. Must present consular ID or passport. Licenses will have distinct design or color and will indicate that they are not acceptable by federal agencies for ID or other official purposes. Regulations will specify documents needed to establish identity, residence, ineligibility for a Social Security number, and will ensure that records are not used to discriminate against provisional license holders, and limiting disclosure, in the spirit of protecting confidentiality.
UT	<a href="#">SB 227</a>	March 8, 2005	March 8, 2005	One-year driving privilege card for individuals who do not present a Social Security number. Must show documents verifying identity and Utah residence. Driving privilege card is distinguished from driver’s licenses and includes the statement “FOR DRIVING PRIVILEGES ONLY—NOT VALID FOR IDENTIFICATION.”
VT	<a href="#">S 38</a> , as amended by S. 314 (June 12, 2014)	June 5, 2013	January 1, 2014	Operator’s privilege card or state ID card for individuals who cannot establish proof of legal presence, if establish name, date and place of birth. Foreign passports, consular IDs, and various documents proving Vermont residence accepted. Lawfully present individuals ineligible for a REAL ID–compliant license shall be eligible for an operator’s privilege card. Cards will be marked “not valid for federal identification or official purposes.”
WA	<a href="#">RCW 46.20.35</a> added by HB 1444	May 17, 1993	July 25, 1993	Driver’s licenses available for individuals who cannot show proof of legal presence, if they can present proof of identity as established by the department. Current list of acceptable documents posted on <a href="#">department’s website</a> .