

House Bill 971

By: Representatives Bridges of the 10<sup>th</sup>, Day of the 163<sup>rd</sup>, Talton of the 145<sup>th</sup>, Ralston of the 7<sup>th</sup>, and Everson of the 106<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to  
2 drivers' licenses, so as to provide that a driver's license issued by another state to an alien  
3 illegally present in the United States shall not be recognized as valid in the State of Georgia;  
4 to provide a definition; to provide that an illegal alien who displays a driver's license issued  
5 by another state to a law enforcement officer as authorization to drive a motor vehicle in this  
6 state shall commit a misdemeanor offense; to provide for related matters; to provide an  
7 effective date; to repeal conflicting laws; and for other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to drivers' licenses,  
11 is amended in Code Section 40-5-1, relating to definitions applicable to drivers' licenses, by  
12 renumbering paragraph (10) as paragraph (11) and adding a new paragraph (10) as follows:

13 "(10) 'Illegal alien' means a person who is not a United States citizen or who is not  
14 authorized by the federal government to be lawfully present in the United States."

15 **SECTION 2.**

16 Said chapter is further amended in Code Section 40-5-2, relating to keeping records of  
17 applications for licenses and information on licensees, by revising paragraph (2) of  
18 subsection (a) as follows:

19 "(2) Drivers' records received from other jurisdictions. Upon receipt of such driver's  
20 record, it shall become a part of such driver's record in this state and shall have the same  
21 force and effect as though entered on the driver's record in this state in the original  
22 instance; provided, however, that any record received from another state documenting the  
23 issuance of a driver's license to an illegal alien or otherwise purporting to authorize an  
24 illegal alien to drive a motor vehicle shall not be recognized or given any force or effect  
25 in the State of Georgia; and"



1 "(3) Display or cause or permit to be displayed to a law enforcement officer a driver's  
2 license issued to an illegal alien as authorization to drive a motor vehicle in this state;"

3 **SECTION 7.**

4 Said chapter is further amended in Code Section 40-5-142, relating to definitions applicable  
5 to the Uniform Commercial Driver's License Act, by revising paragraph (13) as follows:

6 "(13) 'Driver's license' means a license issued by a state to any individual which  
7 authorizes the individual to drive a motor vehicle; provided, however, a license issued to  
8 an illegal alien shall not be recognized as a valid driver's license by this state or any  
9 agency or political subdivision of this state nor shall any license issued to an illegal alien  
10 authorize an individual to drive a motor vehicle in this state."

11 **SECTION 8.**

12 Said chapter is further amended in Code Section 40-5-142, relating to definitions applicable  
13 to the Uniform Commercial Driver's License Act, by revising paragraph (20) as follows:

14 "(20) 'Nonresident commercial driver's license' means a commercial driver's license  
15 issued by a state to any individual who resides in a foreign jurisdiction; provided,  
16 however, a license issued to an illegal alien shall not be recognized as a valid driver's  
17 license by this state or any agency or political subdivision of this state nor shall any  
18 license issued to an illegal alien authorize an individual to drive a motor vehicle in this  
19 state."

20 **SECTION 9.**

21 This Act shall become effective upon its approval by the Governor or upon its becoming law  
22 without such approval.

23 **SECTION 10.**

24 All laws and parts of laws in conflict with this Act are repealed.