

1 State of Arkansas
2 80th General Assembly
3 Regular Session, 1995
4 By: Senator Boozman

A Bill

SENATE BILL 721

For An Act To Be Entitled

8 "AN ACT TO REQUIRE EVERY APPLICANT FOR AN INSTRUCTION
9 PERMIT, OR A COMMERCIAL OR NON-COMMERCIAL DRIVER'S LICENSE
10 TO BE A CITIZEN OF THE UNITED STATES OR A RESIDENT ALIEN
11 WITH EMPLOYMENT AUTHORIZATION; AND FOR OTHER PURPOSES."

Subtitle

14 "TO REQUIRE EVERY APPLICANT FOR AN
15 INSTRUCTION PERMIT, OR A COMMERCIAL OR
16 NON-COMMERCIAL DRIVER'S LICENSE TO BE A
17 CITIZEN OF THE UNITED STATES OR A
18 RESIDENT ALIEN WITH EMPLOYMENT
19 AUTHORIZATION"

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

23 SECTION 1. In addition to all other requirements, every *initial*
24 applicant for an instruction permit, or for a commercial or non-commercial
25 driver's license, shall be a citizen of the United States or a resident alien
26 with employment authorization whose identity and status shall be established
27 by examination of the following documents:

- 28 (1) a document described in subparagraph (A); and
- 29 (2) a document described in subparagraph (B); and
- 30 (3) a document described in subparagraph (C).

31 (A)(i) United States passport;

32 (ii) certificate of birth in the United States or
33 establishing United States nationality at birth, which certificate the
34 Department of Finance and Administration by regulation finds to be
35 acceptable; or,

1 (iii) unexpired foreign passport, if the passport has an
2 appropriate, unexpired endorsement of the United States Attorney General
3 authorizing the individual's employment in the United States; or

4 (iv) resident alien card or other alien registration card,
5 if the card:

6 (I) contains a photograph of the individual or such
7 other personal identifying information relating to the individual that the
8 Department of Finance and Administration by regulation finds sufficient for
9 purposes of this subsection, and

10 (II) is evidence of authorization of employment or
11 *student status* in the United States.

12 (B) Documents evidencing employment authorization. A document
13 described in this subparagraph is an individual's:

14 (i) social security account number card (other than such a
15 card which specifies on the face that the issuance of the card does not
16 authorize employment in the United States);

17 (ii) other documentation evidencing authorization of
18 employment in the United States which the Department of Finance and
19 Administration by regulation finds to be acceptable.

20 (C) A document establishing the personal identity of the
21 individual that the Department of Finance and Administration by regulation
22 finds to be acceptable.

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24 SECTION 2. The Department of Finance and Administration shall issue
25 necessary rules and regulations to carry out the provisions of this act.

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27 SECTION 3. All provisions of this act of a general and permanent
28 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
29 Code Revision Commission shall incorporate the same in the Code.

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31 SECTION 4. If any provision of this act or the application thereof to
32 any person or circumstance is held invalid, such invalidity shall not affect
33 other provisions or applications of the act which can be given effect without
34 the invalid provision or application, and to this end the provisions of this
35 act are declared to be severable.

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SECTION 5. All laws and parts of laws in conflict with this act are hereby repealed.

/s/Boozman

As Engrossed: 3/30/95

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