

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2013

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HOUSE PRINCIPAL CLERK

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HOUSE DRH30068-MD-46A (02/15)

Short Title: DACA Beneficiaries/Drivers License Moratorium. (Public)

Sponsors: Representatives Brody, J. Bell, Lambeth, and Millis (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ENABLE THE GENERAL ASSEMBLY TO FULLY INVESTIGATE AND
3 DELIBERATE ON ALL AVAILABLE OPTIONS FOR PROTECTING THE INTERESTS
4 OF THE STATE AND ITS CITIZENS WITH REGARD TO THE FEDERAL DEFERRED
5 ACTION FOR CHILDHOOD ARRIVALS INITIATIVE.

6 Whereas, federal immigration laws are complicated, inconsistent, and confusing;
7 and

8 Whereas, these problems have been exacerbated by the federal government's failure
9 to enforce existing laws and to protect the nation's borders; and

10 Whereas, the Deferred Action for Childhood Arrivals (DACA) initiative announced
11 by the United States Secretary of Homeland Security on June 15, 2012, compounds the
12 confusion in federal immigration law rather than diminishes it; and

13 Whereas, rather than working with the General Assembly to craft a careful and
14 deliberate legislative response to the DACA initiative, the previous administration merely
15 requested a North Carolina Attorney General's opinion; and

16 Whereas, the Office of the Attorney General issued an opinion on January 17, 2013,
17 that further complicates the application of the law in this State; and

18 Whereas, possession of a valid drivers license has traditionally been one of the main
19 methods by which residents of this State demonstrate their eligibility to receive various benefits
20 and entitlements and to exercise various fundamental rights; and

21 Whereas, granting drivers licenses to a whole new class of individuals may
22 therefore have far reaching ramifications for numerous State programs, benefits, and rights; and

23 Whereas, the complexity of these issues requires a carefully crafted legislative
24 response, undertaken only after thorough investigation and deliberation by the people's elected
25 representatives in the General Assembly; Now, therefore,

26 The General Assembly of North Carolina enacts:

27 **SECTION 1.** Notwithstanding G.S. 20-7(b1) or (s) or any other provision of law,
28 the Division of Motor Vehicles shall not issue a drivers license of any kind to an applicant
29 whose lawful presence was derived through the Deferred Action for Childhood Arrivals
30 initiative announced by the United States Secretary of Homeland Security on June 15, 2012.

31 **SECTION 2.** This act is effective when it becomes law and expires on June 15,
32 2013.

