



IDAHO RESTRICTED DRIVER'S LICENCE

For years, undocumented immigrants have been unable to obtain or renew driver's licenses in most states across the country. Currently, there are only [18 states and territories](#) that allow undocumented individuals to obtain some form of driver licenses. Idaho is not one of them.

According to the Pew Research Center, Idaho currently has an undocumented immigrant population of around 35,000. By providing a driver's license to undocumented immigrants, Idaho stands to improve safety for all drivers, acknowledge the contributions of immigrants and improve Idaho's economy and work industry.

The History of *La Lucha in Idaho*

Since the early 2000's, Idaho's pro-immigrant community and organizations have worked to obtain driver's licenses for the undocumented community through negotiations and using relationships with politicians and stakeholders that has led to moving the discussion closer to a solution. Many Latinx leaders worked diligently in developing community voices by organizing, strategizing, and mobilizing to build a movement. The community responded by signing petitions, attending rallies, meetings, and trainings, many even spoke with legislative stakeholders to push the initiative forward.

As the years have gone by, our neighboring states such as Utah, Washington, and Nevada have adopted a driver's license policy, yet Idaho remains behind, but the desire and *lucha* never subsided. We have waited long enough. We unite in a movement in which we unite as a community to provide driver's licenses for all and join the Manejando Sin Miedo campaign that our partner organization, PODER of Idaho is working on.

Proposed Legislation- Restricted Driver's License

A legislative proposal from Sen. Jim Guthrie (District 32), with support of the Idaho Dairyman Association, adds a new section to Idaho Code that would create a Restricted Driver License for all Idahoans regardless of legal status. Below is the information on what the current language proposes, requires, and does not provide.

Different immigrant rights organizations and leadership are currently discussing this proposal to ensure and voice the concerns of the undocumented community.

What does the proposed language do?

- Provides a Restricted Driver's License, NOT a regular Idaho state driver's license.
- This will be a Noncommercial driving Restricted Driver License (equivalent to a Class D Driver's License)
- Restricted Driver's License will be vertical instead of horizontal and have notice on its face in capital letters "FOR DRIVING PURPOSES ONLY-NOT FOR VOTING OR OTHER OFFICAL USES"
- Valid for two years
- If this legislation were to become a law, County Sheriffs would be given the discretion on whether they opt- in to provide the restricted license. If your county decides to not opt-in the applicant can go to Idaho Transporation Department or are allowed to go to other counties that offer of this license.

What are the requirements?

At the moment, the language just asks for the person to apply at the department of motor vehicles by providing a valid, unexpired passport from the country of citizenship, valid birth certificate, consulate card or other valid documentation from the foreign country.

Applicants must also satisfy all other requirements established by the Department of Motor Vehicles.

- Knowledge and Skills test

There will be no requirement to demonstrate lawful presence in the United States.

Who will be qualified for the Restricted Driver License?

- Applicant must be:
 - Domiciled in Idaho
 - 16 years of age or older
 - Satisfies the other requirements needed to apply for a class D license (test, visual, etc...)
- Cost: \$50.00 per two years

Are there any restrictions in the proposed language?

- The Restricted Driver License cannot be used for:
 - Federal purposes
 - Voting
 - Demonstrate lawful presence
 - Buying firearms
 - License cannot include "USA" notation
 - Does not qualify for a star card

Does the current bill language have any privacy protections?

The current proposal does not protect cardholders' information from harmful disclosure to federal agencies.

If license were to be made available, the community must decide on whether to apply for this license and make the best assessment of risks.

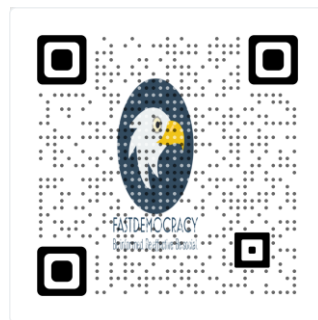
Call to Action:

This proposed bill language will be introduced during the 2023 Idaho State Legislative Session.* It is important for the community to be involved in the legislative process to ensure the passage of this bill. Community must also voice their support about including so that all Idahoans can have access to a driver's license.

To support this proposed legislation, sign the Manejando Sin Miedo petition created by PODER of Idaho by going to bit.ly/IDMSM2022 or by scanning the QR code below:



- To follow along with the legislative process in real time, subscribe to ACLU of Idaho's bill tracker and get daily or weekly updates on legislation that implicates your civil rights and liberties. Go to: <https://bit.ly/ACLUIDFD> or scan the QR code below:



****The Idaho legislative session begins early January and typically goes until the end of March. For more information on the legislature, please visit <https://legislature.idaho.gov/>. To learn about the legislative work of the ACLU of Idaho and how your district lawmaker voted on certain issues please visit www.acluidaho.org to review our legislative reports.***