

2006 SESSION

LEGISLATION NOT PREPARED BY DLS
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HOUSE BILL NO. 1586

Offered January 20, 2006

A *BILL to amend the Code of Virginia by adding a section numbered 46.2-344.1, relating to the issuance of certificates for driving.*

Patrons—Ebbin and Welch

Referred to Committee on Transportation

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding a section numbered 46.2-344.1 as follows:

§ 46.2-344.1. Operation of motor vehicles by persons unable to establish legal presence; Certificate for Driving.

A. The Department shall issue a "certificate for driving" or "learner's certificate for driving" to any person unable to present to the Department with the application for such, valid documentary evidence of lawful presence pursuant to § 46.2-328.1; but who otherwise meets all requirements for eligibility to obtain a Virginia driver's license or learner's permit.

B. A certificate and learner's certificate shall only certify the person's ability to operate a motor vehicle and shall not be used by federal agencies for identification purposes.

C. Such certificate and learner's certificate shall be clearly distinguishable from a driver's license and learner's permit issued pursuant to Articles 4 and 5 of this Chapter, through the use of a unique design or color indicator, as determined by the Commissioner, to alert federal agencies and other law enforcement personnel that it is indicative only of driving privilege. In addition, such certificate and learner's certificate shall display on its face a phrase indicating that these documents may not be accepted by any federal agency for federal identification.

D. Such certificate and learner's permit shall be valid for one year from the date of issuance and may be renewed for additional one-year periods.

E. The fee for such certificate and learner's certificate shall be \$25 for each original certificate and learner's certificate. The fee for each renewal of a certificate and learner's certificate shall be \$20.

F. Unless otherwise set forth in this section, a certificate and learner's certificate shall be subject to all rules, regulations, endorsements, restrictions, penalties, suspensions, revocations, cancellations and related fees to which driver's licenses and learner's permits issued pursuant to Articles 4 and 5 of this Chapter, are subject.

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