

ASSEMBLY BILL

No. 2201

Introduced by Assembly Member Chávez

February 20, 2014

An act to add Section 12801.3 to the Vehicle Code, relating to vehicles.

LEGISLATIVE COUNSEL'S DIGEST

AB 2201, as introduced, Chávez. Vehicles: driver's license: selective service.

Existing law establishes the practices and procedures for the issuance of an original or a renewal of a driver's license.

The federal Military Selective Service Act (federal act) requires specified persons to register with the federal Selective Service System.

This bill would require a person who is required to be registered with the federal act and who submits an application for an original or a renewal of a driver's license to be deemed to have consented to registration with the federal Selective Service System, as provided. The bill would require the Department of Motor Vehicles to include specified notices on an application for an original or renewal of a driver's license and would require the department to forward the necessary personal information required for registration to the federal Selective Service System in an electronic format.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. The Legislature finds and declares all of the
2 following:

3 (a) California has one of the lowest Selective Service System
4 registration compliance rates in the nation.

5 (b) Males who are between 18 and 26 years of age who fail to
6 register with the Selective Service System, as required by federal
7 law, face possible federal penalties and loss of federal benefits,
8 including student financial assistance, federal employment, such
9 as employment with the United States Postal Service, job training
10 under the federal Workforce Investment Act (29 U.S.C. Sec. 2801
11 et seq.), and citizenship for immigrants.

12 (c) California law requires selective service registration for state
13 student financial aid, including Cal grants and financial aid for
14 immigrants under the California Dream Act.

15 (d) The failure of young men to register with the Selective
16 Service System has resulted in the lifetime loss of over
17 \$100,000,000 in potential benefits over the last three years for
18 young men in California.

19 (e) At least 41 states, four territories, and the District of
20 Columbia have enacted legislation related to the issuance of a
21 driver's license in support of the Selective Service System
22 registration.

23 (f) To promote the fairness and equity of any future draft, to
24 ensure that important benefits associated with the registration
25 requirement are not lost, and to promote compliance with federal
26 law, the driver's license application process should be revised so
27 that every male applicant for an original driver's license or renewal
28 who is between 18 and 26 years of age consents to his registration
29 with the Selective Service System, as required by federal law.

30 SEC. 2. Section 12801.3 is added to the Vehicle Code, to read:

31 12801.3. (a) Notwithstanding any other law, a person who is
32 required to be registered with the federal Military Selective Service
33 Act (50 U.S.C. App. Sec. 451 et seq.) and who submits an
34 application for an original or a renewal of a driver's license is
35 deemed to have consented to registration with the federal Selective
36 Service System.

37 (b) The submission of an application for an original or a renewal
38 of a driver's license by a person specified in subdivision (a) shall

1 establish a conclusive presumption that the person has done either
2 of the following:

3 (1) Registered with the federal Selective Service System in
4 compliance with the federal Military Selective Service Act.

5 (2) Authorized the department to forward to the federal Selective
6 Service System the necessary information for the Selective Service
7 System registration when that person is required to register under
8 the federal Military Selective Service Act.

9 (c) The department shall require an application for an original
10 or a renewal of a driver's license to include a notice indicating the
11 following:

12
13 "By submitting this application, I am consenting to registration
14 with the Selective Service System, if required by federal law. If I
15 am under 18 years of age, but at least 16 years of age, I understand
16 that I will be registered upon reaching 18 years of age."

17
18 (d) The department shall require an application for an original
19 or a renewal of a driver's license to include a notice indicating the
20 following:

21
22 "For applicants who object to conventional military service for
23 religious or other conscientious reasons, alternative service
24 information is available from the Selective Service System Internet
25 Web site: <http://www.sss.gov/FSaltsvc.htm>"

26
27 (e) The department shall forward to the federal Selective Service
28 System, in an electronic format, the necessary personal information
29 required for the registration of a person specified in subdivision
30 (a).

31 (f) This section applies to United States citizens and immigrants
32 who are 16 years of age or older but less than 26 years of age who
33 are applying for an original driver's license or renewal and who
34 are or will be required to register with the Selective Service System
35 in accordance with the Military Selective Service Act.