

Introduced by

Representatives D. Johnson, Gruchalla, Hofstad

Senators Fiebiger, G. Lee, Oehlke

1 A BILL for an Act to create and enact a new section to chapter 39-06.2 of the North Dakota
2 Century Code, relating to a temporary nonresident commercial driver's license; and to amend
3 and reenact section 39-06.2-08 of the North Dakota Century Code, relating to an application for
4 a commercial driver's license.

5 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

6 **SECTION 1. AMENDMENT.** Section 39-06.2-08 of the North Dakota Century Code is
7 amended and reenacted as follows:

8 **39-06.2-08. Application for commercial driver's license.**

- 9 1. The application for a commercial driver's license or commercial driver's instruction
10 permit must include the following:
- 11 a. The full name and current mailing address of the ~~person~~ applicant;
 - 12 b. A physical description of the ~~person~~ applicant, including sex, height, weight,
13 and eye and hair color;
 - 14 c. Date of birth;
 - 15 d. The applicant's social security number, unless the application is for a
16 temporary nonresident commercial driver's license and the applicant is a
17 resident of a foreign jurisdiction;
 - 18 e. The ~~person's~~ applicant's signature;
 - 19 f. The certifications including those required by 49 CFR part 383.71(a);
 - 20 g. Any other information required by the director; and
 - 21 h. A consent to release driving record information.
- 22 2. The application must be accompanied by an application fee of fifteen dollars.

2- 3. When the holder of a commercial driver's license changes the holder's name or mailing address, an application for a duplicate license must be made as provided in section 39-06-18.

3- 4. ~~No person~~ An individual who has been a resident of this state for thirty days may not drive a commercial motor vehicle under the authority of a commercial driver's license issued by another jurisdiction.

4- 5. Any ~~person~~ individual who knowingly falsifies information or certifications required under subsection 1 is subject to suspension, revocation, or cancellation of the ~~person's~~ individual's commercial driver's license for a period of at least sixty consecutive days.

SECTION 2. A new section to chapter 39-06.2 of the North Dakota Century Code is created and enacted as follows:

Temporary nonresident license.

1. The department may issue a temporary nonresident commercial driver's license to an applicant who does not present a social security card as required by section 39-06.2-08 but who otherwise meets the requirements for a nonresident commercial driver's license. A license issued under this subsection may not be renewed and expires on the earlier of the sixtieth day after the date the license is issued, the expiration date of a temporary worker visa presented to the department, or the expiration date of the form I-94 arrival/departure record or a successor document presented to the department. If an individual with a valid temporary nonresident commercial license provides a social security number to the department, the department shall issue a nonresident commercial license. The department shall renew without a skills or knowledge test a nonresident commercial license that has been expired for a duration not longer than one year.
2. The department may not issue more than one temporary nonresident commercial driver's license per applicant.
3. The fee for a temporary nonresident commercial driver's license is twenty dollars.