

Sixty-second
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1109

Introduced by

Transportation Committee

(At the request of the Department of Transportation)

1 A BILL for an Act to amend and reenact subsection 1 of section 39-06-14 and subsection 1 of
2 section 39-06-19 of the North Dakota Century Code, relating to driver's license renewal dates
3 and fees.

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

5 **SECTION 1. AMENDMENT.** Subsection 1 of section 39-06-14 of the North Dakota Century
6 Code is amended and reenacted as follows:

7 1. The director, upon payment of a ~~ten~~fifteen dollar fee, shall issue to every qualified
8 applicant an operator's license as applied for in the form prescribed by the director.
9 The license must bear a distinguishing number assigned to the licensee, a color
10 photograph of the licensee, the full name, date of birth, residence address, and a brief
11 description of the licensee, and either a facsimile of the signature of the licensee or a
12 space upon which the licensee shall write the licensee's usual signature. The director
13 may not issue a distinguishing number that is, contains, can be converted to, or is an
14 encrypted version of the applicant's social security number. If the licensee is under the
15 age of eighteen, the photograph must be against a color border or background that is
16 different from the color used for other licensees. If the licensee is at least the age of
17 eighteen and is under the age of twenty-one, the photograph must be against a color
18 border or background that is different from the color used for other licensees. If
19 requested on the license application, the license issued by the director must include a
20 statement making an anatomical gift under chapter 23-06.6. Voluntary identification of
21 the applicant as a donor under chapter 23-06.6 also may be completed by an online
22 registry approved by the director. If the applicant's donor intention is made by the
23 online registry, the intention must be recorded on the applicant's record. The intention
24 is not required on the license unless a duplicate license is obtained or at the time of

1 renewal. The department may not be held civilly or criminally liable for any act or
2 omission in implementing and maintaining the online registration of donors. No license
3 is valid until it has been signed by the licensee with the licensee's usual signature. For
4 purposes of verification, an officer may require the licensee to write the licensee's
5 signature in the presence of the officer. The director may adopt rules, pursuant to
6 chapter 28-32, relating to the manner in which photographs are to be obtained and
7 placed on operator's licenses. The photograph may be produced by digital imaging or
8 other electronic means and is not a public record.

9 **SECTION 2. AMENDMENT.** Subsection 1 of section 39-06-19 of the North Dakota Century
10 Code is amended and reenacted as follows:

- 11 1. Every operator's license issued under this chapter expires and is renewed according
12 to this section. The expiration date of ~~ana noncommercial~~ operator's license for a
13 person whose birth occurred in a year ending in an odd numeral is twelve midnight on
14 the anniversary of the birthday in the ~~second~~third subsequent year ending in an odd
15 numeral, except for an individual who, at the time of renewal, is seventy-eight years of
16 age or older is twelve midnight on the anniversary of the birthday in the second
17 subsequent year ending in an odd numeral. The expiration date of ~~ana noncommercial~~
18 operator's license for a person whose birth occurred in a year ending in an even
19 numeral is twelve midnight on the anniversary of the birthday in the ~~second~~third
20 subsequent year ending in an even numeral except for an individual who, at the time
21 of renewal, is seventy-eight years of age or older is twelve midnight on the anniversary
22 of the birthday in the second subsequent year ending in an even numeral. The
23 expiration date of a commercial operator's license for a person whose birth occurred in
24 a year ending in an odd numeral is twelve midnight on the anniversary of the birthday
25 in the second subsequent year ending in an odd numeral. The expiration date of a
26 commercial operator's license for a person whose birth occurred in a year ending in an
27 even numeral is twelve midnight on the anniversary of the birthday in the second
28 subsequent year ending in an even numeral. A person who has a valid, unexpired
29 nonimmigrant visa or nonimmigrant visa status for entry into the United States, a
30 pending application for asylum in the United States, a pending or approved application
31 for temporary protected status in the United States, approved deferred action status,

1 or a pending application for adjustment of status to that of an alien lawfully admitted
2 for permanent residence or conditional permanent residence status in the United
3 States will be issued a temporary operator's license or nondriver photo identification
4 card. The temporary operator's license or identification card is valid only during the
5 period of time of the applicant's authorized stay in the United States or, if there is no
6 definite end to the period of authorized stay, a period of one year. The license or card
7 may be renewed only upon presentation of valid documentary evidence that the status
8 has been extended.