

**HOUSE BILL NO. 1501**

Introduced by

Representatives Kempenich, Hauck, Hendrix, Tveit

Senators Boehm, Magrum

1 A BILL for an Act to create and enact a new section to chapter 39-06 of the North Dakota  
2 Century Code, relating to the use of out-of-state operators' licenses and nonoperator  
3 identification cards for identification and motor vehicle operation.

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

5 **SECTION 1.** A new section to chapter 39-06 of the North Dakota Century Code is created  
6 and enacted as follows:

7 **Out-of-state operator's license and nonoperator identification card - Prohibition.**

8 1. Notwithstanding any other provision of law, an out-of-state operator's license or  
9 nonoperator identification card from a state that does not require proof of citizenship,  
10 residency, or visa status to obtain an operator's license or nonoperator identification  
11 card may not be used:

12 a. For any identification purposes in this state without a second form of  
13 identification.

14 b. To operate a motor vehicle in this state without a second form of identification.

15 2. For purposes of this section, a second form of identification is limited to a valid:

16 a. United States passport;

17 b. United States passport card;

18 c. Birth certificate issued by a state of the United States;

19 d. Report of birth abroad issued by the United States;

20 e. Certification of naturalization;

21 f. Certificate of citizenship;

22 g. Permanent resident card;

23 h. Employment authorization card; or

24 i. Foreign passport and visa.

- 1        3. This section does not apply if the out-of-state operator's license or nonoperator
- 2            identification card is compliant with the Real ID Act of 2005 [Pub. L. 109-13; 119 Stat.
- 3            302; 49 U.S.C. 30301].
- 4        4. This section does not apply to commercial operator licenses.