

ARTICLE 37-13

COMMERCIAL DRIVER TRAINING SCHOOL REQUIREMENTS

Chapter

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CHAPTER 37-13-01
DEFINITIONS

Section
37-13-01-01 Definitions

37-13-01-01. Definitions. In this article, unless the context or other subject matter requires:

1. "Commercial driver training school" or "school" means a business enterprise conducted by a person for the education and training of individuals, either practically or theoretically, or both, to operate or drive a motor vehicle, and for which accepts consideration or charges tuition for the service.
2. "Certificate of Training" means a certification of training completion of a driving course through which the graduate has completed the driving course criteria listed in section 37-13-05-02, but the training did not include 30 hours of classroom required to meet the level of knowledge or skill to attain a Certificate of Course Completion defined in section 37-13-05-02.
3. "Contract" means a signed agreement between the commercial driver training school and a student, or in the event of a minor student a parent or legal guardian, for classroom instruction, behind-the-wheel training, internet course, or any combination thereof. The contract must state the type of training being provided, to meet either a Certificate of Course Completion or a Certificate of Training standard.
4. "Director" means the director of the North Dakota Department of Transportation, acting directly or through authorized agents.
5. "Instructor" means an individual, whether acting on that individual's own behalf as an operator of a commercial driver training school or for a school for compensation, who teaches, conducts a class for, gives demonstrations to, or supervises practice of, an individual learning to operate or drive a motor vehicle.

6. "Internet course" means an electronic course of instruction as authorized in NDCC 39-06-01.1.

7. "Lesson" means a continuous period of time during which instruction is given for the purpose of operating a motor vehicle whether by classroom instruction, practice driving, or internet course. A one-hour lesson means one hour of actual instruction. A lesson consisting of actual behind the wheel driving is not to exceed two hours per day for an individual student.

8. "Location" means a designated site at which the business of a commercial driver training school is transacted and its records are kept.

9. "Owner" means a person or persons, including a partnership, a corporation, or other business entity, that has a vested interest in and control over a school.

10. "Safe mechanical condition" means the continual compliance with safety requirements of vehicles that are used to train students and have passed either a state safety inspection or a federal motor carrier safety administration inspection.

History: Effective January 1, 2016

General Authority: NDCC 28-32-02

Law Implemented: NDCC 39-25-01

CHAPTER 37-13-02
COMMERCIAL DRIVER TRAINING SCHOOL REQUIREMENTS

Section

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37-13-02-01. Duties of director - Regulations.

1. The director shall administer and enforce this chapter as necessary to protect the public.
2. The director shall inspect the school facilities, equipment of applicants and licensees, and examine applicants for instructors and examiner's licenses or certifications as needed.

History: Effective January 1, 2016

General Authority: NDCC 28-32-02

Law Implemented: NDCC 39-25-02

37-13-02-02. School - License required - Contents of application for license.

1. A commercial driver training school may not be established nor may any existing school continue to operate unless the school applies for and obtains from the director a license in the manner and form prescribed by the director.
2. The application for license must include a statement of the location of the school, the equipment, the vehicles to be used for training, courses of instruction, instructors, previous records of the school and instructors, financial statements, schedule of fees and charges, character and reputation of the operators, insurance, and any other matter as the director may prescribe for the protection of the public.

3. A commercial driver training school may be licensed to offer instruction through an internet course only.
4. The director shall issue a license indicating the type of license or restriction of instruction provided in the license.
5. The license must be displayed in a conspicuous location in the licensee's principal place of business and each branch office.
6. No license may be issued for conducting a driver training school from a temporary stand, temporary address, or a room or rooms in a hotel or motel, or through the exclusive facilities of a telephone answering service.
7. The location of the school's principal place of business and branch offices must have adequate facilities, equipment, and available space to meet the approval of the director and must also be in compliance with all applicable ordinances.
8. Each commercial driving school license application must be accompanied by a current rental or lease agreement. In case of ownership, a statement verifying ownership of the premises must be attached to the application.
9. Commercial driver training applications must be accompanied by a schedule of fees and charges. The schedule of fees and charges may be amended at any time by the licensee provided that such changes in the fee schedule are filed with the director not less than ten days before they become effective. Absent proper notification to the director a fee designated and set forth in a contract must be adhered to for the duration of that contract.

History: Effective January 1, 2016

General Authority: NDCC 28-32-02

Law Implemented: NDCC 39-25-03; NDCC 39-25-08

37-13-02-03. Expiration and renewal of licenses - Fees.

1. A commercial driving school license expires on the last day of the calendar year and may be renewed upon application to the director. Each application for an original or renewal school license must be accompanied by a fee of twenty-five dollars.
2. All instructor licenses expire on the last day of the calendar year and may be renewed upon application to the director. Each application for an original or renewal license must be accompanied by a fee of ten dollars.
3. All fees collected under this chapter must be deposited in the state treasury in the state highway fund.
4. License fees may not be refunded in the event any license is rejected, suspended, or revoked.

History: Effective January 1, 2016

General Authority: NDCC 28-32-02

Law Implemented: NDCC 39-25-05

37-13-02-04. Business records.

1. A permanent record of every person given lessons or services of any kind relating to classroom, behind-the-wheel, or internet course instruction in the operation of a motor vehicle must list the following information:
 - a. Name of student.
 - b. Address of student.
 - c. Date of birth of student.
 - d. Contract number.
 - e. Date and type of lesson.
 - f. Name of instructor and instructor number.
 - g. Student identification number.

2. The contract must contain the original, subsequent, or renewal contract agreements entered into between the school and the person receiving the lesson or other services relating to the operation of a motor vehicle. Each original, subsequent, and renewal contract must be maintained for a period of not less than three years following instruction.

3. The vehicle file must contain a current list of all vehicles used by the school for driver training purposes showing date and location of the most recent inspection and must include a copy of vehicle lease agreements if applicable.

4. All records must be maintained in a businesslike manner and are subject to the inspection of the director at any time during reasonable business hours. The loss, mutilation, or destruction of records which the school is required to maintain must be reported immediately to the director and must state:

a. The date such records were lost, destroyed, or mutilated.

b. The circumstances involving such loss, destruction, or mutilation.

c. The name of the law enforcement office or department officials to whom such loss was reported and the date of such report.

History: Effective January 1, 2016

General Authority: NDCC 28-32-02

Law Implemented: NDCC 39-25-02

37-13-02-05. Advertising.

1. Commercial driver training schools may not:

a. Publish, advertise, or intimate that a driver's license is guaranteed or assured.

b. Duplicate or reproduce (in whole or in part) for use in advertising or instruction any forms used by the North Dakota department of transportation.

- c. Advertise or intimate that a commercial driver's or instructor's license encompasses certification by the North Dakota department of public instruction.
- d. Advertise the address of any location other than the authorized principal place of business or licensed branch office.

2. Any advertising conducted for the internet course must include the language: "This course is approved for instruction in North Dakota pursuant to North Dakota Century Code section 39-06-01.1.

History: Effective January 1, 2016
General Authority: NDCC 28-32-02
Law Implemented: NDCC 39-25-02

37-13-02-06. Agreements and contracts.

1. All contracts between schools and students must be on a form approved by the director. The contract must include:
- a. The name, date of birth, and address of the student.
 - b. The kind of training provided.
 - c. Approved vehicles to be used for instruction.
 - d. The number of hours of instruction and the rate per hour.
 - e. The signature of the student or other authorized person, or both, except an electronic contract is acceptable for the internet course only.
 - f. The date of the contract.
2. A contract may not exceed a maximum of ten hours, or for Class A, B, or C vehicles a maximum of one hundred twenty hours, of behind-the-wheel training, without execution of a new contract.

3. A contract must state whether it is to provide training to meet the Certificate of Course Completion or Certificate of Training standard.

4. A person may not be given lessons or any other service relating to instruction of motor vehicle operation unless and until a written contract has been executed between the school and the student. An electronic contract is acceptable for the internet course only.

5. Each school shall file and maintain with the director a list of those persons authorized on behalf of the school to execute contracts or renewal agreements and certificates of enrollment and completion. A complete signature record form must be filed with the director for each person authorized to sign the above-listed documents for the school.

6. No school may represent or agree orally or in writing to give instruction until a driver's license is obtained, to give free lessons, or to offer premiums or provide discounts if a driver's license is not obtained.

7. No owner, operator, instructor, or other employee of a commercial driver training school may:

a. Attempt to influence any decision of an examining officer with respect to the licensing of any student of the school or any other person.

b. Imply to the student or other person for any purpose their ability to influence in any manner the driver license examiners.

History: Effective January 1, 2016

General Authority: NDCC 28-32-02

Law Implemented: NDCC 39-25-02

37-13-02-07. Insurance and safety.

1. The licensee shall file with the director evidence of liability insurance obtained from a company authorized to do business in the state of North Dakota. Proof of insurance is required for each vehicle used for driver training in the amount of:

a. At least one hundred thousand dollars because of bodily injury to or death of any one person in any one accident.

b. At least three hundred thousand dollars because of bodily injury to or death of two or more persons in any one accident.

c. At least twenty-five thousand dollars because of damage to or destruction of property of others in any one accident.

d. At least thirty thousand dollars for medical expenses regardless of liability.

2. The licensee shall furnish evidence of such coverage to the director stipulating that such insurance will not be canceled or terminated except upon ten days' prior written notice to the director.

3. In the event such insurance is canceled or terminated, the school license certificate shall terminate automatically. All vehicles used in the operation of the school may not thereafter be used for driver training school purposes until such school obtains adequate insurance coverage and said license is reenacted. School certificates terminated under the provision of this section must be surrendered to the director within a period of ten days.

History: Effective January 1, 2016

General Authority: NDCC 28-32-02

Law Implemented: NDCC 39-25-03

37-13-02-08. Bond Required.

The commercial driver training school owner or operator shall secure and submit with the application for license a continuous surety company bond in the principal sum of five thousand dollars for motor vehicle driver's license instruction for the protection of the contractual rights of students, undertaken by a company authorized to do business in the state of North Dakota. The concerned surety company may cancel said bond upon giving thirty days' written notice thereof to the director. The surety company must be released of all liability for any breach of any condition of the bond occurring after the effective date of the cancellation.

History: Effective January 1, 2016

General Authority: NDCC 28-32-02

Law Implemented: NDCC 39-25-03

CHAPTER 37-13-03
DRIVER TRAINING VEHICLE REQUIREMENTS

Section
37-13-03-01 Vehicle standards

37-13-03-01. Vehicle standards.

1. Vehicles may not be used for driver training purposes which are more than ten model years old.
2. A list of vehicles used for driver training must be maintained and filed with the director.
3. Vehicles, while being used for driving instruction, may have displayed conspicuously thereon signs on front and rear, with background and letters of contrasting colors stating "Student Driver" with lettering at least two inches [50.80 millimeters] but not more than five inches [127 millimeters] in height.
4. All vehicles used for driver training purposes must be in safe mechanical condition. Vehicles must pass a vehicle inspection immediately after installation of dual control devices and periodically thereafter as may be designated by director. The federal department of transportation annual vehicle inspection may be accepted for commercial vehicles. The vehicle inspection must be done by a person authorized by the director. The license of a commercial driver training school or instructor may be suspended at any time if a vehicle used for driver training purposes is not maintained in a safe operating condition.
5. Each vehicle used for driver training instruction must comply with all federal and state motor vehicle safety standards for the model year of the vehicle and must be equipped with:
 - a. Dual control brakes. Not applicable in trucks for truck driving schools.
 - b. Dual control clutch pedal, when applicable.
 - c. External rearview mirrors on left and right sides of the vehicle.

d. Safety restraint for each occupant of the vehicle.

e. Air bags if originally equipped.

f. First aid kit.

g. Fire extinguisher.

h. Instructor rear view mirror and eye check mirror.

History: Effective January 1, 2016

General Authority: NDCC 28-32-02

Law Implemented: NDCC 39-25-02

CHAPTER 37-13-04
COMMERCIAL DRIVER TRAINING INSTRUCTOR REQUIREMENTS

Section
37-13-04-01 Instructor-License required-Contents of application.

37-13-04-01. Instructor - License required - Contents of application for license.

1. An applicant for a commercial driver training instructor license must:

- a. Be a resident of the state of North Dakota, unless waived by the director for good cause.
- b. Furnish the director information relating to all previous places of residence located outside of the state of North Dakota.
- c. Be at least twenty-one years of age.
- d. Read, write, and speak the English language.
- e. Have normal peripheral and color vision and visual acuity of at least 20/40 in each eye, with or without corrective lenses.
- f. Have been a licensed driver for three years for class of vehicle instruction, holding a valid North Dakota driver's license unless waived by the director for good cause, free from requirement to show proof of financial responsibility, and have a satisfactory driving record free from any conviction that would constitute the basis for suspension or revocation of the instructor license.
- g. Authorize the director to investigate the applicant's background and review the applicant's driving record.
- h. Submit to a nationwide fingerprint-based criminal history record check with the federal bureau of investigation at no expense to the department of transportation.
 - (1). If the applicant has been convicted of a crime involving moral turpitude, the applicant is ineligible to be an instructor.

(2). If the applicant has been convicted of a misdemeanor or felony, the applicant is ineligible to be an instructor unless:

(i) The director determines the crime does not directly relate to the position of instructor; or

(ii) The applicant has shown competent evidence of sufficient rehabilitation and present fitness to perform the duties of an instructor.

i. Pass a written and road test for each class of license for which driver training is to be offered. The tests must be administered by the North Dakota department of transportation driver's license division. The director may accept CDL test results from another state if the applicant currently holds a valid CDL license. The director may periodically require a licensed instructor to submit to a written examination and road test consisting of all or any part of the test specified in this section. The test must include:

(1). The operation of a motor vehicle.

(2). Traffic laws.

(3). Road signs, laws and regulations, and other material pertaining to and affecting the driver, traffic, and motor vehicle.

j. Be in good physical and mental health, and having no illness or condition that would render the applicant unable to safely perform the duties as an instructor. The applicant shall submit to a physical examination by a licensed physician and a certificate must accompany the application. For commercial driver's license instruction, the instructor shall submit a copy of the federal department of transportation medical card every two years. The director may periodically require a licensed instructor to submit to a physical examination by a licensed physician and a certificate of the examination must be submitted to the director.

k. Instructor preparation:

(1). Hold a valid North Dakota driver education certificate issued by the department of public instruction; or

(2). Have successfully completed an approved preparation course or courses for commercial driver education instructors. Instructor preparation courses must be submitted to and approved by the director. Preparation courses conducted by a licensed commercial driver training school must consist of both classroom training and practical driving situations. At a minimum, instructor development training for Class D must consist of thirty hours of classroom and thirty hours of behind-the-wheel practical training. At a minimum, instructor development training for Class A, B, or C must consist of forty hours of classroom and eighty hours of behind-the-wheel practical training. The behind-the-wheel practical training must consist of both actual driving and riding along and observing a licensed instructor during a student training session. Driver education instructor development courses offered through a university system may also be considered for approval.

l. Instructor requirements may be waived by the director for good cause when pertaining to a commercial driving school licensed to offer the internet course only.

2. When employment of an instructor is terminated, the school administrator shall return the terminated instructor's commercial instruction license to the director within ten days of the termination date.

History: Effective January 1, 2016

General Authority: NDCC 28-32-02

Law Implemented: NDCC 39-25-04; NDCC 39-25-08

CHAPTER 37-13-05
DRIVER TRAINING INSTRUCTION REQUIREMENTS

Section

37-13-05-01 Training curriculum

37-13-05-02 Certificate in lieu of skill test

37-13-05-03 Behind the wheel instruction

37-13-05-01. Training curriculum.

1. Training curriculum utilized for the internet course, classroom, and behind-the-wheel training must be approved by the director.

2. The requirement for behind-the-wheel time listed in this section is minimum in nature, and may be exceeded, as needed, to meet the specific purpose of providing training necessary to provide a Certificate of Course Completion, as defined in section 39-25-01.

3. The minimum requirements for a Class D driving school include thirty hours of classroom and a minimum of six hours of actual behind-the-wheel instruction, not to include observation time.

a. Driving schools are not required to meet the thirty hour classroom requirement and may continue to offer only behind-the-wheel instruction.

b. Driving schools that do not meet the requirements listed within this section and do not qualify to provide a Certificate of Course Completion are not eligible for the student skill test waiver provided in section 39-25-02.1. These courses must issue a Certificate of Training, as defined in section 37-13-01-01.

3. The minimum requirements for a Class A, B, or C driving school include one hundred twenty hours of a combination of classroom and actual behind-the-wheel instruction, not to include observation time. If approved by the director, the hours of classroom and behind the wheel instruction for Class A, B, or C may be adjusted for students who have previous commercial motor vehicle experience.

History: Effective January 1, 2016

General Authority: NDCC 28-32-02

Law Implemented: NDCC 39-25-03; NDCC 39-06-13

37-13-05-02. Certificate in lieu of skill test.

1. A training program may be certified as valid for road test purposes to waive the Class D road skill test. The program, whether provided by a commercial driving school or a public school, must comply with all requirements of Chapter 39-25 or the regulations prescribed herein. When a driving school course is so certified by the director, the Certificate of Course Completion may be presented to the driver's license office as evidence of completing the ability test in lieu of an additional ability test performed by examiners for license issuance.

2. "Certificate of Course Completion" means a certification of completion of 30 hours of classroom training and a driving course through which the graduate has demonstrated the correct behavior of driving safely on the highway while interacting with other traffic.

The certification includes successful demonstration of:

a. Starting and stopping the vehicle

b. Proper driving posture

c. Proper use of vehicle controls including use of clutch or automatic transmission

d. General observation skills and attention to the driving task

e. Controlling the vehicle

f. Speed control

g. Proper intersection speed

h. Intersection observance

i. Traffic lights, Stop Sign intersections, and Railroad crossings

j. Adherence to other traffic signs

- k. Unsigned intersections
- l. Proper application of the right-of-way
- m. Proper lane positioning
- n. Safe lane changes
- o. Multi-lane and one-way streets
- p. Proper full stops
- q. Proper following distance
- r. Right turns and Left turns
- s. Proper signaling
- t. Backing, to include parallel parking without park assist technology
- u. Driving in residential, business, highway, and rural areas including gravel road surfaces

History: Effective January 1, 2016

General Authority: NDCC 28-32-02

Law Implemented: NDCC 39-06-13; NDCC 39-25-02.1

37-13-05-03. Behind-the-wheel instruction.

1. Instructors must at all times, while giving behind-the-wheel instruction, carry a valid driver's license applicable to the type of vehicle for which instruction is being conducted.
2. Instruction may be provided on machines which simulate driving conditions only when the use of such machines has been specifically approved as a part of the curriculum of behind-the-wheel training by the director. Any type of simulation training shall be in addition to student completion of at least six hours of actual behind-the-wheel driving in a Class D motor vehicle and in addition to at least one hundred hours behind the wheel in a Class A, B, or C motor vehicle.

3. Instructors shall ensure that seatbelts are in use at all times while instruction is being given behind the wheel of a motor vehicle.

4. Instructors shall ascertain that the student is in possession of a valid driver instruction permit or driver's license prior to giving behind-the-wheel instruction.

5. Instructors must at all times, while giving behind-the-wheel instruction, ensure that students do not violate any traffic law, rule, regulation, sign, or street marking governing the operation of a motor vehicle.

6. When the student has satisfactorily completed behind-the-wheel instruction, the authorized school operator or instructor shall furnish the student a Certificate of Course Completion or a Certificate of Training, depending on the type of training provided by the school to the student.

7. Instruction may not be given on routes used for the North Dakota state driver license road test.

History: Effective January 1, 2016

General Authority: NDCC 28-32-02

Law Implemented: NDCC 39-25-02

CHAPTER 37-13-06
REFUSAL, SUSPENSION, OR REVOCATION OF LICENSE

Section

37-13-06-01 Refusal, suspension, or revocation of license

37-13-06-01. Refusal, suspension, or revocation of license.

1. The director may refuse to issue, or may suspend or revoke a license in any case when the director finds the applicant or licensee has violated any of the provisions of NDCC Chapter 39-25 or the regulations prescribed herein. A suspended or revoked license must be returned to the director by the licensee within ten days of the action.

2. The license of a commercial driver training school or instructor may be revoked, suspended, issuance refused, or a renewal refused under any of the following conditions:

a. Whenever the person commits fraud or engages in fraudulent practice with reference to the person's license application.

b. Whenever the commercial driver training school or instructor induces or countenances fraud or fraudulent practice on the part of any applicant for a driver license or instruction permit.

c. When a commercial driver training school or an instructor advertises or implies that a driver license is guaranteed upon completion of the course of instruction.

d. When instruction is given to a person who does not have a valid permit or driver license in their possession.

e. When a certificate of enrollment or completion is signed by an authorized school operator or instructor and information on the certificate is false.

f. When the person is convicted of a violation of a criminal law or traffic law, or both, including, but not limited to, driving a motor vehicle while under the

influence of intoxicating liquor or narcotic drugs, leaving the scene of an accident, careless driving, or reckless driving.

g. When there is evidence that intoxicating beverages were present or consumed on the school premises or in its training vehicles.

h. When a student is overcharged or encouraged to continue indefinite instructions beyond the point where the student is capable of passing the driver license examination, or both.

3. Any applicant or licensee who has been refused issuance or renewal of a license or whose license is subject to suspension or revocation is entitled to a hearing before the director as provided in North Dakota Century Code chapter 28-32.

History: Effective January 1, 2016

General Authority: NDCC 28-32-02

Law Implemented: NDCC 39-25-06

ARTICLE 37-14

LIFETIME CDL DISQUALIFICATION REINSTATEMENT

Chapter

37-14-01 Authority for Reinstatement

37-14-02 Qualifications for Reinstatement

CHAPTER 37-14-01
AUTHORITY FOR REINSTATEMENT

Section

37-14-01-01 Federal Authority

37-14-01-02 State Adoption

37-14-01-01. Federal Authority.

1. Federal authority for reinstating driving privileges due to a CDL lifetime disqualification are found in 49 CFR 383.51 (6) Reinstatement after lifetime disqualification.
2. A State may reinstate any driver disqualified for life for offenses described in paragraph (b)(1) through (8) of this section (Table 1 to 383.51) after ten years, if that person has voluntarily entered and successfully completed an appropriate rehabilitation program approved by the State. Any person who has been reinstated in accordance with this provision and who is subsequently convicted of a disqualifying offense described in paragraph (b) (1) though (8) of this section (Table 1 to 383.51) must not be reinstated.

37-14-01-02. State Adoption.

1. The federal regulations pertaining to reinstatement of driving privileges due to a CDL lifetime disqualification are adopted in NDCC 39-06.2-10 (4).
2. The director may adopt rules under section 39-06.2-14, establishing guidelines, including conditions, under which a disqualification for life under subsections 3, 9, 11, and 13 may be reduced to a period of not less than ten years. Section 39-06.2-10 (14) is not eligible for reinstatement of a lifetime disqualification.

History: Effective January 1, 2016

General Authority: NDCC 28-32-02

Law Implemented: NDCC 39-06.2-10 (4)

CHAPTER 37-14-02
QUALIFICATIONS FOR REINSTATEMENT

Section

37-14-02-01 Application for Reinstatement

37-14-02-02 Decision for Reinstatement

37-14-02-01. Application for reinstatement.

1. The driver may apply to the Driver's License Division for reinstatement of lifetime commercial driving privileges. The approval is subject to the discretion of the director and subject to the following requirements:
 - a. The request cannot be made prior to ten years from the effective date of the lifetime disqualification.
 - b. The driver must submit the request on a form prescribed by the director.
 - c. The driver must submit a medical report to the Driver's License Division with the request for reinstatement.
 - d. If the driving record contains alcohol or drug-related convictions, the driver must complete or have completed an alcohol/drug evaluation and complete or have completed any recommended treatment. Evidence of a completed evaluation and treatment must be provided with the application for reinstatement.
 - e. Within the ten years preceding the request, the driver cannot have any of the following traffic violations:
 - i. Drug or alcohol violations,
 - ii. Leaving the scene violations,
 - iii. Felonies involving the use of any motor vehicle, or,
 - iv. Any convictions while operating a commercial motor vehicle.

37-14-02-02. Decision for reinstatement.

1. If the decision is made to reinstate the driving privilege, prior to reinstatement the driver must complete the following:
 - a. The driver must pay all outstanding reinstatement fees,
 - b. Meet all outstanding reinstatement requirements, and,
 - c. Pass the required knowledge, vision, and skills tests to obtain the North Dakota CDL license.
 - d. Successfully complete the National Safety Council DDC Attitudinal Dynamics of Driving,
 - e. Successfully complete the DDC Professional Truck Drivers course, and,
 - f. Complete any other courses or requirements required by the director.
2. When the initial lifetime disqualification is based on alcohol or drugs, the driver must participate in the 24/7 program for three months.
 - a. The three months period starts on the effective date of the reinstatement.
 - b. Failure to successfully complete the program will result in the loss of the reinstatement.
 - c. The driver will not be eligible again for reinstatement of the original CDL lifetime disqualification.
3. Once reinstated, a driver will be subject to loss of reinstatement of the lifetime ban if involved in one of the following traffic violations, regardless of whether the violation occurs in a commercial or noncommercial vehicle.
 - a. Violations involving drugs or alcohol,
 - b. Violations involving leaving the scene, or,
 - c. Violations or felonies involving the use of any motor vehicle.
 - d. Failure to satisfy this requirement will result in the loss of the reinstatement.

- e. The driver will not be eligible again for reinstatement of the original CDL lifetime disqualification.

History: Effective January 1, 2016

General Authority: NDCC 38-32-02

Law Implemented: NDCC 39-06.2-10 (4)