

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 North Dakota department of transportation 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 may not 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 director 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 may not have any of the following traffic violations:
 - (1) Drug or alcohol violations;
 - (2) Leaving the scene violations;
 - (3) Felonies involving the use of any motor vehicle; or
 - (4) Any convictions while operating a commercial motor vehicle.

History: Effective April 1, 2016.

General Authority: NDCC 38-32-02

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

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

1. If the decision is made to reinstate the driving privilege, prior to reinstatement the driver shall complete the following:
 - a. Pay all outstanding reinstatement fees;
 - b. Meet all outstanding reinstatement requirements;
 - c. Pass the required knowledge, vision, and skills tests to obtain the North Dakota commercial driver's 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 shall 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 commercial driver's license 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;
 - 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; and
 - e. The driver will not be eligible again for reinstatement of the original commercial driver's license lifetime disqualification.

History: Effective April 1, 2016.

General Authority: NDCC 38-32-02

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