

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 39-06.2-07 and subsections 15  
2 and 16 of section 39-06.2-10 of the North Dakota Century Code, relating to commercial vehicle  
3 driver's licenses.

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

5 **SECTION 1. AMENDMENT.** Subsection 1 of section 39-06.2-07 of the North Dakota  
6 Century Code is amended and reenacted as follows:

7 1. An individual may not be issued a commercial driver's license unless that individual is  
8 a resident of this state; has passed a knowledge and skills test that may include a  
9 skills test or knowledge test administered by another state or skills test or knowledge  
10 test results electronically submitted by another state, for driving a commercial motor  
11 vehicle which complies with minimum federal standards established by federal  
12 regulations enumerated in 49 CFR part 383, subparts G and H; and has satisfied all  
13 other requirements of state and federal law, including the Commercial Motor Vehicle  
14 Safety Act. The tests must be prescribed and conducted by the director. The applicant  
15 shall pay the fee listed in section 39-06.2-19 for each of the tests.

16 **SECTION 2. AMENDMENT.** Subsections 15 and 16 of section 39-06.2-10 of the North  
17 Dakota Century Code are amended and reenacted as follows:

18 15. ~~An individual is disqualified from driving a commercial motor vehicle for a period of not~~  
19 ~~less than sixty days if convicted of any combination of two serious traffic violations~~  
20 ~~within a three-year period while operating a noncommercial motor vehicle, and either~~  
21 ~~conviction results in the revocation, cancellation, or suspension of an operator's~~  
22 ~~license, including a commercial driver's license.~~ For a second conviction of any  
23 combination of two serious traffic violations, in a separate incident within a three-year  
24 period while operating a noncommercial vehicle, a learner's permit or commercial

- 1            driver's license holder must be disqualified from operating a commercial motor vehicle.  
2            if the conviction results in the revocation, cancellation, or suspension of the learner's  
3            permit or commercial driver's license holder's license or noncommercial driving  
4            privileges, for a period of sixty days.
- 5        16. ~~An individual is disqualified from driving a commercial motor vehicle for a period of not~~  
6            ~~less than one hundred twenty days if convicted of any combination of three or more~~  
7            ~~serious traffic violations within a three-year period while operating a noncommercial~~  
8            ~~motor vehicle, and any of the convictions results in the revocation, cancellation, or~~  
9            ~~suspension of an operator's license, including a commercial driver's license.~~For a third  
10           or subsequent conviction of any combination of serious traffic violations, in a separate  
11           incident within a three-year period while operating a ~~commercial~~noncommercial motor  
12           vehicle, a person required to have a learner's permit or commercial driver's license  
13           and a learner's permit or commercial driver's license holder must be disqualified from  
14           operating a commercial motor vehicle for a period of one hundred twenty days.