

Sixty-fifth  
Legislative Assembly  
of North Dakota

ENGROSSED HOUSE BILL NO. 1299

Introduced by

Representatives Jones, Johnston, Kasper, Marschall, Owens, Paur, D. Ruby, Satrom, Weisz  
Senators Armstrong, Kannianen

1 A BILL ~~for an Act to amend and reenact section 39-06-19 of the North Dakota Century Code,~~  
2 ~~relating to the expiration of an operator's license; and to provide for an application.~~for an Act to  
3 amend and reenact section 39-06-19 of the North Dakota Century Code, relating to operator's  
4 license renewal.

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

6 ~~SECTION 1. AMENDMENT.~~ Section 39-06-19 of the North Dakota Century Code is  
7 amended and reenacted as follows:

8 ~~39-06-19. Expiration of license - Renewal.~~

9 ~~1. Every operator's license issued under this chapter or chapter 39-06.2 expires and is~~  
10 ~~renewed according to this section.~~

11 ~~2. The~~

12 ~~a. Except as otherwise provided in this subsection, the expiration date of a~~  
13 ~~noncommercial operator's license for an individual whose birth occurred in a year~~  
14 ~~ending in an odd numeral is twelve midnight on the anniversary of the birthday in~~  
15 ~~the third~~fourth~~ subsequent year ending in an odd numeral, except for an~~  
16 ~~individual who, at the time of renewal, is seventy-eight years of age or older is~~  
17 ~~twelve midnight on the anniversary of the birthday in the second subsequent year~~  
18 ~~ending in an odd numeral.~~

19 ~~b. For an individual who, at the time of renewal is between sixty five years of age~~  
20 ~~and seventy-eight years of age, the expiration date is twelve midnight on the~~  
21 ~~anniversary of the birthday in the third subsequent year ending in an odd~~  
22 ~~numeral.~~

1 ~~c. For an individual who, at the time of renewal is seventy-eight years of age or~~  
2 ~~older, the expiration date is twelve midnight on the anniversary of the birthday in~~  
3 ~~the second subsequent year ending in an odd numeral.~~

4 The

5 ~~3. a. Except as otherwise provided in this subsection, the expiration date of a~~  
6 ~~noncommercial operator's license for an individual whose birth occurred in a year~~  
7 ~~ending in an even numeral is twelve midnight on the anniversary of the birthday~~  
8 ~~in the third~~fourth~~ subsequent year ending in an even numeral, except for an~~  
9 ~~individual who, at the time of renewal, is seventy-eight years of age or older is~~  
10 ~~twelve midnight on the anniversary of the birthday in the second subsequent year~~  
11 ~~ending in an even numeral.~~

12 ~~a. For an individual who, at the time of renewal is between sixty-five years of age~~  
13 ~~and seventy-eight years of age, the expiration date is twelve midnight on the~~  
14 ~~anniversary of the birthday in the third subsequent year ending in an even~~  
15 ~~numeral.~~

16 ~~b. For an individual who, at the time of renewal is seventy-eight years of age or~~  
17 ~~older, the expiration date is twelve midnight on the anniversary of the birthday in~~  
18 ~~the second subsequent year ending in an even numeral.~~

19 ~~3.4. The expiration date of a commercial operator's license for an individual whose birth~~  
20 ~~occurred in a year ending in an odd numeral is twelve midnight on the anniversary of~~  
21 ~~the birthday in the second subsequent year ending in an odd numeral. The expiration~~  
22 ~~date of a commercial operator's license for an individual whose birth occurred in a~~  
23 ~~year ending in an even numeral is twelve midnight on the anniversary of the birthday~~  
24 ~~in the second subsequent year ending in an even numeral.~~

25 ~~4.5. An individual who has a valid, unexpired nonimmigrant visa or nonimmigrant visa~~  
26 ~~status for entry into the United States, a pending application for asylum in the United~~  
27 ~~States, a pending or approved application for temporary protected status in the United~~  
28 ~~States, approved deferred action status, or a pending application for adjustment of~~  
29 ~~status to that of an alien lawfully admitted for permanent residence or conditional~~  
30 ~~permanent residence status in the United States will be issued a temporary operator's~~  
31 ~~license or nondriver photo identification card. The temporary operator's license or~~

1 identification card is valid only during the period of time of the applicant's authorized  
2 stay in the United States or, if there is no definite end to the period of authorized stay,  
3 a period of one year. The license or card may be renewed only upon presentation of  
4 valid documentary evidence that the status has been extended.

5 ~~5.6.~~ An applicant for renewal must present the application with the fee for renewal of  
6 license to the director not before ten months before the expiration date of the  
7 operator's license. The director may require an examination of an applicant as upon  
8 an original application. The director may require an applicant for renewal or a  
9 substitute to provide a social security card and proof of residence address. The  
10 director may not issue a distinguishing number that is, contains, can be converted to,  
11 or is an encrypted version of the applicant's social security number.

12 ~~6.7.~~ The director may not renew an operator's license if the license has been suspended  
13 under section 14-08.1-07. Upon the recommendation of the court, the director may  
14 issue a temporary permit to the licensee under section 39-06.1-11 if the temporary  
15 permit is necessary for the licensee to work and the court has determined the licensee  
16 is making a good faith effort to comply with the child support order.

17 ~~7.8.~~ An applicant for renewal of an operator's license must provide a certificate of  
18 examination from the driver licensing or examining authorities or a statement as to the  
19 corrected and uncorrected vision of the applicant from a licensed physician or an  
20 optometrist. The director shall provide visual examination equipment at each location  
21 where a license may be renewed.

22 ~~8.9.~~ An individual submitting an application and the fee for renewal of license one year or  
23 more after the expiration of a license, except an applicant whose military service has  
24 terminated less than thirty days prior to the application, must be treated as an initial  
25 applicant.

26 ~~**SECTION 2. APPLICATION.** The changes in the length of an operator's license in section 1-~~  
27 ~~of this Act apply upon the expiration of a current operator's license.~~

28 **SECTION 1. AMENDMENT.** Section 39-06-19 of the North Dakota Century Code is  
29 amended and reenacted as follows:

1       **39-06-19. Expiration of license - Renewal.**

2       1. Every operator's license issued under this chapter or chapter 39-06.2 expires and is  
3       renewed according to this section.

4       2. The expiration date of a noncommercial operator's license for an individual whose  
5       birth occurred in a year ending in an odd numeral is twelve midnight on the  
6       anniversary of the birthday in the third subsequent year ending in an odd numeral,  
7       except for an individual who, at the time of renewal, is seventy-eight years of age or  
8       older is twelve midnight on the anniversary of the birthday in the second subsequent  
9       year ending in an odd numeral. The expiration date of a noncommercial operator's  
10      license for an individual whose birth occurred in a year ending in an even numeral is  
11      twelve midnight on the anniversary of the birthday in the third subsequent year ending  
12      in an even numeral, except for an individual who, at the time of renewal, is  
13      seventy-eight years of age or older is twelve midnight on the anniversary of the  
14      birthday in the second subsequent year ending in an even numeral.

15     3. The expiration date of a commercial operator's license for an individual whose birth  
16      occurred in a year ending in an odd numeral is twelve midnight on the anniversary of  
17      the birthday in the second subsequent year ending in an odd numeral. The expiration  
18      date of a commercial operator's license for an individual whose birth occurred in a  
19      year ending in an even numeral is twelve midnight on the anniversary of the birthday  
20      in the second subsequent year ending in an even numeral.

21     4. An individual who has a valid, unexpired nonimmigrant visa or nonimmigrant visa  
22      status for entry into the United States, a pending application for asylum in the United  
23      States, a pending or approved application for temporary protected status in the United  
24      States, approved deferred action status, or a pending application for adjustment of  
25      status to that of an alien lawfully admitted for permanent residence or conditional  
26      permanent residence status in the United States will be issued a temporary operator's  
27      license or nondriver photo identification card. The temporary operator's license or  
28      identification card is valid only during the period of time of the applicant's authorized  
29      stay in the United States or, if there is no definite end to the period of authorized stay,  
30      a period of one year. The license or card may be renewed only upon presentation of  
31      valid documentary evidence that the status has been extended.

- 1       5. An applicant for renewal must present the application with the fee for renewal of  
2       license to the director not before ten months before the expiration date of the  
3       operator's license. The director may require an examination of an applicant as upon  
4       an original application. The director may require an applicant for renewal or a  
5       substitute to provide a social security card and proof of residence address. The  
6       director may not issue a distinguishing number that is, contains, can be converted to,  
7       or is an encrypted version of the applicant's social security number.
- 8       6. The director may not renew an operator's license if the license has been suspended  
9       under section 14-08.1-07. Upon the recommendation of the court, the director may  
10      issue a temporary permit to the licensee under section 39-06.1-11 if the temporary  
11      permit is necessary for the licensee to work and the court has determined the licensee  
12      is making a good-faith effort to comply with the child support order.
- 13     7. An applicant for renewal of an operator's license must provide a certificate of  
14      examination from the driver licensing or examining authorities or a statement as to the  
15      corrected and uncorrected vision of the applicant from a licensed physician or an  
16      optometrist, except as required under subsection 9. The director shall provide visual  
17      examination equipment at each location where a license may be renewed.
- 18     8. An individual submitting an application and the fee for renewal of license one year or  
19      more after the expiration of a license, except an applicant whose military service has  
20      terminated less than thirty days prior to the application, must be treated as an initial  
21      applicant.
- 22     9. A noncommercial applicant may apply by mail or electronically for renewal of a license  
23      during every other renewal cycle. The director may use vision information provided by  
24      the applicant to meet vision requirements for applicants under sixty-five years of age  
25      and adopt procedures necessary to implement this subsection.