

Sixty-fifth
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2123

Introduced by

Transportation Committee

(At the request of the Department of Transportation)

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

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

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

6 **39-06-19. Expiration of license - Renewal.**

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

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

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

1 year ending in an even numeral is twelve midnight on the anniversary of the birthday
2 in the second subsequent year ending in an even numeral.

3 4. An individual who has a valid, unexpired nonimmigrant visa or nonimmigrant visa
4 status for entry into the United States, a pending application for asylum in the United
5 States, a pending or approved application for temporary protected status in the United
6 States, approved deferred action status, or a pending application for adjustment of
7 status to that of an alien lawfully admitted for permanent residence or conditional
8 permanent residence status in the United States will be issued a temporary operator's
9 license or nondriver photo identification card. The temporary operator's license or
10 identification card is valid only during the period of time of the applicant's authorized
11 stay in the United States or, if there is no definite end to the period of authorized stay,
12 a period of one year. The license or card may be renewed only upon presentation of
13 valid documentary evidence that the status has been extended.

14 5. An applicant for renewal must present the application with the fee for renewal of
15 license to the director not before ten months before the expiration date of the
16 operator's license. The director may require an examination of an applicant as upon
17 an original application. The director may require an applicant for renewal or a
18 substitute to provide a social security card and proof of residence address. The
19 director may not issue a distinguishing number that is, contains, can be converted to,
20 or is an encrypted version of the applicant's social security number.

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

26 7. An applicant for renewal of an operator's license must provide a certificate of
27 examination from the driver licensing or examining authorities or a statement as to the
28 corrected and uncorrected vision of the applicant from a licensed physician or an
29 optometrist, except as required under subsection 9. The director shall provide visual
30 examination equipment at each location where a license may be renewed.

- 1 8. An individual submitting an application and the fee for renewal of license one year or
2 more after the expiration of a license, except an applicant whose military service has
3 terminated less than thirty days prior to the application, must be treated as an initial
4 applicant.
- 5 9. A noncommercial applicant may apply by mail or electronically for renewal of a license
6 during every other renewal cycle. The director may ~~use vision information provided by~~
7 ~~the applicant to meet~~waive vision requirements for applicants under the age of
8 sixty-five and adopt procedures necessary to implement this subsection.