

IN THE SENATE

SENATE BILL NO. 1071

BY TRANSPORTATION COMMITTEE

AN ACT

RELATING TO APPLICATIONS FOR DRIVER'S LICENSES; AMENDING SECTION 49-306, IDAHO CODE, TO PROVIDE FOR A CERTAIN VOLUNTARY DONATION RELATING TO VISION SCREENING AND EYE HEALTH AND TO MAKE A TECHNICAL CORRECTION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 49-306, Idaho Code, be, and the same is hereby amended to read as follows:

49-306. APPLICATION FOR DRIVER'S LICENSE, INSTRUCTION PERMIT, COMMERCIAL LEARNER'S PERMIT OR RESTRICTED SCHOOL ATTENDANCE DRIVING PERMIT. (1) Every application for any instruction permit, restricted school attendance driving permit, or driver's license shall be made on a form furnished by the department and shall be verified by the applicant before a person authorized to administer oaths. Officers and employees of the department, agents authorized by the department, and sheriffs and their deputies are authorized to administer the oaths without charge.

(2) Every application for a permit, extension, driver's license, or knowledge test shall be accompanied by a nonrefundable fee pursuant to this subsection. Fee portions identified as going to the current expense fund shall be retained by the issuing entity. If the issuing entity is the department or an agent authorized by the department, other than the county, such fee portion shall be deposited in the state highway account. All other remaining fee portions shall be remitted to the state treasurer. If the fee is collected by a county, all remaining fee portions shall be paid over to the county treasurer and the county treasurer shall remit such fees to the state treasurer not less than monthly. The state treasurer shall immediately allocate such fees in accordance with the schedule identified following each fee:

- (a) Class A, B, C (4-year) license with endorsements --  
age 21 years and older .....\$40.00
  - (i) \$5.00 to the current expense fund;
  - (ii) \$2.00 to emergency medical services fund II;
  - (iii) \$4.00 to emergency medical services fund III;
  - (iv) \$28.00 to the state highway account; and
  - (v) \$1.00 to the motorcycle safety program fund;
- (b) Class A, B, C (8-year) license with endorsements --  
age 21 years and older .....\$60.00
  - (i) \$5.00 to the current expense fund;
  - (ii) \$4.00 to emergency medical services fund II;
  - (iii) \$8.00 to emergency medical services fund III;
  - (iv) \$41.00 to the state highway account; and
  - (v) \$2.00 to the motorcycle safety program fund;

- 1 (c) Class A, B, C (3-year) license with endorsements --  
2 age 18 to 21 years .....\$30.00  
3 (i) \$5.00 to the current expense fund;  
4 (ii) \$1.50 to emergency medical services fund II;  
5 (iii) \$3.00 to emergency medical services fund III;  
6 (iv) \$19.50 to the state highway account; and  
7 (v) \$1.00 to the motorcycle safety program fund;
- 8 (d) Class A, B, C (1-year) license with endorsements -- age  
9 20 years .....\$15.00  
10 (i) \$5.00 to the current expense fund;  
11 (ii) \$0.50 to emergency medical services fund II;  
12 (iii) \$1.00 to emergency medical services fund III;  
13 (iv) \$8.16 to the state highway account; and  
14 (v) \$0.34 to the motorcycle safety program fund;
- 15 (e) Class D (3-year) license -- age 18 to 21 years .....\$30.00  
16 (i) \$10.00 to the current expense fund;  
17 (ii) \$1.50 to emergency medical services fund II;  
18 (iii) \$3.00 to emergency medical services fund III;  
19 (iv) \$4.00 to the driver training fund;  
20 (v) \$10.50 to the highway distribution account; and  
21 (vi) \$1.00 to the motorcycle safety program fund;
- 22 (f) Class D (1-year) license -- age 17 to 20 years .....\$20.00  
23 (i) \$10.00 to the current expense fund;  
24 (ii) \$0.50 to emergency medical services fund II;  
25 (iii) \$1.00 to emergency medical services fund III;  
26 (iv) \$1.33 to the driver training fund;  
27 (v) \$6.83 to the highway distribution account; and  
28 (vi) \$0.34 to the motorcycle safety program fund;
- 29 (g) Class D (4-year) license -- age 21 years and  
30 older .....\$35.00  
31 (i) \$10.00 to the current expense fund;  
32 (ii) \$2.00 to emergency medical services fund II;  
33 (iii) \$4.00 to emergency medical services fund III;  
34 (iv) \$5.30 to the driver training fund;  
35 (v) \$12.70 to the highway distribution account; and  
36 (vi) \$1.00 to the motorcycle safety program fund;
- 37 (h) Class D (8-year) or class A, B, C license with  
38 endorsements -- age 21 to 63 years .....\$60.00  
39 (i) \$15.00 to the current expense fund;  
40 (ii) \$4.00 to emergency medical services fund II;  
41 (iii) \$8.00 to emergency medical services fund III;  
42 (iv) \$10.60 to the driver training fund;  
43 (v) \$20.40 to the highway distribution account; and  
44 (vi) \$2.00 to the motorcycle safety program fund;
- 45 (i) Commercial learner's permit .....\$29.00  
46 (i) \$5.00 to the current expense fund;  
47 (ii) \$4.00 to emergency medical services fund III; and  
48 (iii) \$20.00 to the state highway account;
- 49 (j) Class D instruction permit and supervised instruction  
50 permit .....\$20.00

- 1 (i) \$10.00 to the current expense fund;  
2 (ii) \$2.60 to the driver training fund; and  
3 (iii) \$7.40 to the highway distribution account;  
4 (k) Duplicate driver's license or permit .....\$20.00  
5 (i) \$10.00 to the current expense fund;  
6 (ii) \$2.60 to the driver training fund; and  
7 (iii) \$7.40 to the highway distribution account;  
8 (l) Driver's license extension .....\$10.00  
9 (i) \$2.60 to the driver training account; and  
10 (ii) \$7.40 to the state highway account;  
11 (m) License classification change (upgrade) .....\$30.00  
12 (i) \$10.00 to the current expense fund; and  
13 (ii) \$20.00 to the state highway account;  
14 (n) Endorsement addition .....\$20.00  
15 (i) \$10.00 to the current expense fund; and  
16 (ii) \$10.00 to the state highway account;  
17 (o) Class A, B, C skills tests ..... not more than \$200.00  
18 (i) \$10.00 to the state highway account; and  
19 (ii) Remainder retained by entity administering the test;  
20 (p) Class D skills test ..... not more than \$35.00  
21 (i) \$6.50 to the state highway account; and  
22 (ii) Remainder retained by entity administering the test;  
23 (q) Motorcycle endorsement skills test (amount charged retained by  
24 entity administering the test) ..... not more than \$25.00;  
25 (r) Knowledge test (fee retained by the entity administering  
26 the test) .....\$5.00;  
27 (s) Seasonal driver's license .....\$44.00  
28 (i) \$10.00 to the current expense fund;  
29 (ii) \$2.00 to emergency medical services fund II;  
30 (iii) \$4.00 to emergency medical services fund III; and  
31 (iv) \$28.00 to the state highway account;  
32 (t) Onetime motorcycle "M" endorsement .....\$15.00  
33 (i) \$2.50 to the current expense fund; and  
34 (ii) \$12.50 to the state highway account;  
35 (u) Motorcycle endorsement instruction permit .....\$15.00  
36 (i) \$2.50 to the current expense fund; and  
37 (ii) \$12.50 to the state highway account;  
38 (v) Restricted driving permit or restricted school attendance  
39 driving permit (fee to the state highway account) .....\$60.00.  
40 (3) The fee for any electronic driver's license renewal allowed pur-  
41 suant to section 49-319(10), Idaho Code, shall be five dollars (\$5.00) less  
42 than the applicable application fee prescribed in subsection (2) of this  
43 section. This fee reduction shall be accounted for by subtracting five dol-  
44 lars (\$5.00) from the portion of fees retained by the department.  
45 (4) A person who applies for a driver's license or a driver's license  
46 renewal may designate a voluntary contribution of two dollars (\$2.00) ~~for~~  
47 the pursuant to paragraph (a) or (b) of this subsection or both. Such volun-  
48 tary contribution may be made for:  
49 (a) The purpose of promoting and supporting organ donation. Such a  
50 contribution shall be treated as a voluntary contribution to the organ

1 donation contribution fund created in section 49-2447, Idaho Code, and  
2 not as a driver's license fee. Each voluntary contribution shall be  
3 deposited into the organ donation contribution fund created in section  
4 49-2447, Idaho Code; and

5 (b) The purposes of promoting and supporting vision screening, vision  
6 treatment, and eye health in Idaho. Such contribution shall be treated  
7 as a voluntary contribution to envision sight, an Idaho nonprofit cor-  
8 poration, and not as a driver's license fee. Such contributions shall  
9 be transferred to envision sight, at least monthly, less actual ad-  
10 ministrative costs associated with collecting and transferring such  
11 contributions. Envision sight shall only use funds received pursuant  
12 to this paragraph for the purposes expressly provided for in this para-  
13 graph and shall submit an annual report to the legislature by January  
14 15 accounting for funds received in the prior year pursuant to this  
15 paragraph and describing how such funds were spent. The report shall be  
16 submitted to the legislative services office electronically.

17 (5) Every application shall state the applicant's true and full name,  
18 date of birth, sex, declaration of Idaho residency, Idaho residence address  
19 and mailing address if different, height, weight, hair color, eye color, and  
20 social security number as verified by the social security administration.  
21 If an applicant has submitted an application pursuant to the provisions of  
22 chapter 58, title 19, Idaho Code, then the applicant may state, in his or  
23 her application pursuant to this section, the applicant's alternative Idaho  
24 mailing address in place of his or her Idaho residence address and mail-  
25 ing address. Notwithstanding the provisions of section 49-303(13), Idaho  
26 Code, an applicant for a nondomiciled class A, B or C driver's license or  
27 nondomiciled commercial learner's permit having residency in a state that  
28 is prohibited from issuing class A, B or C driver's licenses or commercial  
29 learner's permits, as provided in 49 CFR 384, is excepted from providing  
30 proof of Idaho residency and an Idaho mailing address.

31 (a) The requirement that an applicant provide a social security number  
32 as verified by the social security administration shall apply only to  
33 applicants who have been assigned a social security number.

34 (b) An applicant who has not been assigned a social security number  
35 shall:

36 (i) Present written verification from the social security admin-  
37 istration that the applicant has not been assigned a social secu-  
38 rity number; and

39 (ii) Submit a birth certificate, passport or other documentary  
40 evidence issued by an entity other than a state or the United  
41 States; and

42 (iii) Submit such proof as the department may require that the ap-  
43 plicant is lawfully present in the United States.

44 A driver's license, commercial learner's permit or any instruction  
45 permit issued on and after January 1, 1993, shall not contain an appli-  
46 cant's social security number. Applications on file shall be exempt  
47 from disclosure except as provided in sections 49-202, 49-203, 49-203A  
48 and 49-204, Idaho Code.

1 (c) Every application for a class A, B or C license shall state where the  
2 applicant has been licensed for the preceding ten (10) years and under  
3 which of the following driving categories the applicant will operate:

4 (i) Non-excepted interstate. The applicant operates or expects  
5 to operate in interstate commerce and is required to provide a med-  
6 ical examiner's certificate;

7 (ii) Excepted interstate. The applicant operates or expects to  
8 operate in interstate commerce, but engages exclusively in trans-  
9 portation or operations excepted by the federal motor carrier  
10 safety administration from all or parts of the qualification re-  
11 quirements of federal motor carrier safety regulation 49, part  
12 391, and is therefore not required to provide a medical examiner's  
13 certificate;

14 (iii) Non-excepted intrastate. The applicant operates only in  
15 intrastate commerce and is subject to and meets all Idaho driver  
16 qualification requirements and the applicable parts of federal  
17 motor carrier safety regulation 49, part 391, and is required to  
18 provide a medical examiner's certificate; or

19 (iv) Excepted intrastate. The applicant operates in intrastate  
20 commerce, but engages exclusively in exempted transportation or  
21 operations as listed in section 67-2901B(2), Idaho Code, and the  
22 applicable parts of federal motor carrier safety regulation 49,  
23 part 391, and is therefore not required to provide a medical exam-  
24 iner's certificate.

25 All applications shall also state whether the applicant has previously  
26 been licensed as a driver and, if so, when and by what state or country  
27 and whether a driver's license or privileges have ever been suspended,  
28 revoked, denied, disqualified, canceled or refused and, if so, the  
29 date of and reason for the suspension, revocation, denial, disquali-  
30 fication, cancellation or refusal and the applicant's oath that all  
31 information is correct as signified by the applicant's signature.

32 (d) The applicant must submit proof of identity and citizenship sta-  
33 tus acceptable to the examiner or the department and date of birth as  
34 set forth in a certified copy of his birth certificate. When a certified  
35 copy of his birth certificate or a delayed birth certificate is impossi-  
36 ble to obtain from a vital statistics agency, another government-issued  
37 document may be submitted that provides satisfactory evidence of a per-  
38 son's full legal name and date of birth acceptable to the examiner or the  
39 department.

40 (e) Every applicant for a class A, B or C driver's license or commer-  
41 cial learner's permit shall provide proof of United States citizenship  
42 or lawful permanent residency in the United States upon application for  
43 issuance, transfer, upgrade or renewal, unless the applicant's driving  
44 record already contains documentation confirming United States citi-  
45 zenship or lawful permanent residency. Every applicant for a nondomi-  
46 ciled class A, B or C driver's license or commercial learner's permit  
47 domiciled in a foreign country must provide an unexpired employment au-  
48 thorization document issued by the department of homeland security or  
49 an unexpired foreign passport accompanied by an approved I-94 form doc-  
50 umenting the applicant's most recent admittance into the United States.

1 (f) Individuals required to register in compliance with section 3 of  
2 the federal military selective service act, 50 U.S.C. App. 451 et seq.,  
3 as amended, shall be provided an opportunity to fulfill such registra-  
4 tion requirements in conjunction with an application for a driver's li-  
5 cense, commercial learner's permit or instruction permit. Any regis-  
6 tration information so supplied shall be transmitted by the department  
7 to the selective service system.

8 (6) Whenever an application is received from a person previously li-  
9 censed in another jurisdiction, the department shall request a copy of the  
10 driver's record from the other jurisdiction and shall contact the national  
11 driver register. When received, the driver's record from the previous ju-  
12 risdiction shall become a part of the driver's record in this state with the  
13 same force and effect as though entered on the driver's record in this state  
14 in the original instance.

15 (7) Whenever the department receives a request for a driver's record  
16 from another licensing jurisdiction, the record shall be forwarded without  
17 charge.

18 (8) The department shall contact and notify the commercial driver li-  
19 cense information system of the proposed application for a class A, B or C  
20 driver's license or commercial learner's permit to ensure identification of  
21 the person and to obtain clearance to issue the license.

22 (9) The department shall request information from the drug and alco-  
23 hol clearinghouse to determine whether an applicant for any class A, B, or C  
24 driver's license or commercial learner's permit is eligible for the creden-  
25 tial.

26 (10) A contractor administering a class A, B, or C skills test may col-  
27 lect an additional fee for the use of the contractor's vehicle for the skills  
28 test.

29 (11) The department may issue seasonal class B or C driver's licenses to  
30 drivers who are employees of agri-chemical businesses, custom harvesters,  
31 farm retail outlets and suppliers, and livestock feeders that:

32 (a) Will be valid only for driving commercial vehicles that normally  
33 require class B or C commercial driver's licenses;

34 (b) Will be valid for seasonal periods that begin on the date of is-  
35 suance and that are not to exceed one hundred eighty (180) days in a  
36 twelve (12) month period;

37 (c) May be obtained only twice in a driver's lifetime;

38 (d) Are valid only within a one-hundred-fifty (150) mile radius of the  
39 place of business or farm being serviced; and

40 (e) Will be valid only in conjunction with valid Idaho class D driver's  
41 licenses.

42 (12) The department may issue seasonal class B or C driver's licenses to  
43 drivers who:

44 (a) Have not violated the single license provisions of applicable fed-  
45 eral regulations;

46 (b) Have not had any license suspensions, revocations or cancella-  
47 tions;

48 (c) Have not had any convictions in any vehicle for any offense listed  
49 in section 49-335(1) or (2), Idaho Code, or any one (1) serious traffic  
50 offense;

- 1 (d) Have at least one (1) year of driving experience with a class D or
- 2 equivalent license in any type of motor vehicle; and
- 3 (e) Are at least sixteen (16) years ~~old~~ of age.

4 SECTION 2. An emergency existing therefor, which emergency is hereby  
5 declared to exist, this act shall be in full force and effect on and after  
6 July 1, 2025.