

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 23

BY TRANSPORTATION AND DEFENSE COMMITTEE

AN ACT

1 RELATING TO MOTOR VEHICLE DRIVER'S LICENSES; AMENDING SECTION 49-305, IDAHO  
2 CODE, TO REVISE PROVISIONS REGARDING MOTORCYCLE ENDORSEMENTS AND CLASS  
3 D INSTRUCTION DRIVING PERMITS; AMENDING SECTION 49-306, IDAHO CODE, TO  
4 REVISE PROVISIONS REGARDING DRIVER CLASSIFICATIONS; AMENDING SECTION  
5 49-319, IDAHO CODE, TO REVISE PROVISIONS REGARDING LICENSE RENEWALS;  
6 AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.  
7

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

9 SECTION 1. That Section 49-305, Idaho Code, be, and the same is hereby  
10 amended to read as follows:

11 49-305. INSTRUCTION PERMITS -- COMMERCIAL LEARNER'S PERMIT --  
12 ~~TEMPORARY CONDITIONAL~~ LICENSES -- MOTORCYCLE ENDORSEMENT INSTRUCTION PER-  
13 MIT. (1) Upon passage of the required knowledge tests appropriate for the  
14 vehicle being operated, the department may issue a commercial learner's  
15 permit for the type of vehicle(s) the person will be operating or a class D  
16 instruction permit for a class D motor vehicle. Applicants, while in immedi-  
17 ate possession of a commercial learner's permit, may drive a motor vehicle  
18 ~~upon~~ on the highways for a period of up to one (1) year, ~~and applicants. Ap-~~  
19 ~~licants~~ with a class D instruction permit may drive a motor vehicle ~~upon~~  
20 on the highways for a period of up to ~~one hundred eighty (180) days~~ one (1)  
21 year or as provided in paragraph (b) of this subsection for certain class  
22 D instruction permits. That person must be accompanied by an adult driver  
23 eighteen (18) years of age or older who holds a valid driver's license appro-  
24 priate for the vehicle being operated and who is actually occupying a seat  
25 beside the driver. ~~Unless otherwise provided, a class D instruction permit~~  
26 ~~will be valid for one hundred eighty (180) days and may be renewed one (1)~~  
27 ~~time without requiring the permit holder to retake and pass the required~~  
28 ~~knowledge tests for that class of permit, provided the knowledge tests are~~  
29 ~~less than one (1) year old.~~

30 (a) Any person under the age of seventeen (17) years who has success-  
31 fully completed an approved driver's training course and has satisfied  
32 the requirements of a class D supervised instruction permit, or any  
33 person who has reached the age of seventeen (17) years, may apply for  
34 a class D instruction permit. Any person applying for any class D in-  
35 struction permit or driving privileges who is under the age of eighteen  
36 (18) years shall be in compliance with school attendance requirements  
37 of section 49-303A, Idaho Code.

38 (b) If a person reaches the age of seventeen (17) years while operat-  
39 ing a class D vehicle with a class D supervised instruction permit, and  
40 such class D supervised instruction permit becomes a class D instruc-  
41 tion permit as provided in section 49-307, Idaho Code, then such class

1 D instruction permit shall expire five (5) days after the permittee's  
2 eighteenth birthday.

3 (c) Any person who has reached the age of eighteen (18) years, holds a  
4 valid Idaho class D driver's license, and has at least one (1) year of  
5 driving experience may apply for a commercial learner's permit.

6 (d) The department shall not issue a hazardous material endorsement on  
7 any commercial learner's permit.

8 (2) The department may, at its discretion, issue a ~~temporary~~  
9 conditional class D driver's license to an applicant for a class D driver's  
10 license permitting him to operate a motor vehicle while the department is  
11 completing its investigation and determination of all facts relative to the  
12 applicant's right to receive a driver's license. The ~~temporary~~ conditional  
13 license may be canceled at the department's discretion at any time after  
14 issuance. The ~~temporary~~ conditional license must be in the applicant's im-  
15 mediate possession while operating a motor vehicle, and it shall be invalid  
16 when the applicant's driver's license has been issued or for good cause has  
17 been refused.

18 (3) A certified copy of an applicant's birth certificate shall be re-  
19 quired before a class D driver's license or class D instruction permit will  
20 be issued.

21 (4) The department may issue a motorcycle endorsement instruction per-  
22 mit to an applicant who has a valid driver's license and who has success-  
23 fully completed the motorcycle rider's knowledge test and paid the appropri-  
24 ate fees. The permit entitles the applicant, while having the permit in his  
25 immediate possession, to operate a motorcycle ~~upon~~ on the highways for a pe-  
26 riod not to exceed ~~one hundred eighty (180) days.~~ The motorcycle endorsement  
27 ~~instruction permit may be renewed one (1) time without the requirement to re-~~  
28 ~~take and pass the motorcycle rider's knowledge test if the test is less than~~  
29 ~~one (1) year old~~ one (1) year. If the permittee passes the skills test for a  
30 motorcycle endorsement within ~~one hundred eighty (180) days of issuance~~ the  
31 validity period of the motorcycle endorsement instruction permit, he shall  
32 not be required to pay the motorcycle endorsement fee. A person holding a mo-  
33 torcycle instruction permit shall not carry any passenger while operating a  
34 motorcycle, shall not operate a motorcycle except during the hours of day-  
35 light only, and shall not operate a motorcycle ~~upon~~ on any interstate highway  
36 system. A violation of the conditions of a motorcycle endorsement instruc-  
37 tion permit is an infraction. The department shall cancel the permit whether  
38 or not such violation results in conviction of the infraction.

39 SECTION 2. That Section 49-306, Idaho Code, be, and the same is hereby  
40 amended to read as follows:

41 49-306. APPLICATION FOR DRIVER'S LICENSE, INSTRUCTION PERMIT,  
42 COMMERCIAL LEARNER'S PERMIT OR RESTRICTED SCHOOL ATTENDANCE DRIVING PER-  
43 MIT. (1) Every application for any instruction permit, restricted school  
44 attendance driving permit, or driver's license shall be made on a form  
45 furnished by the department and shall be verified by the applicant before  
46 a person authorized to administer oaths. Officers and employees of the  
47 department, agents authorized by the department, and sheriffs and their  
48 deputies are authorized to administer the oaths without charge.

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

- 13 (a) Class A, B, C (4-year) license with endorsements --  
 14 age 21 years and older .....\$40.00
  - 15 (i) \$5.00 to the current expense fund;
  - 16 (ii) \$2.00 to emergency medical services fund II;
  - 17 (iii) \$4.00 to emergency medical services fund III;
  - 18 (iv) \$28.00 to the state highway account; and
  - 19 (v) \$1.00 to the motorcycle safety program fund;
- 20 (b) Class A, B, C (8-year) license with endorsements --  
 21 age 21 to 63 years ~~and older~~ .....\$60.00
  - 22 (i) \$5.00 to the current expense fund;
  - 23 (ii) \$4.00 to emergency medical services fund II;
  - 24 (iii) \$8.00 to emergency medical services fund III;
  - 25 (iv) \$41.00 to the state highway account; and
  - 26 (v) \$2.00 to the motorcycle safety program fund;
- 27 (c) Class A, B, C (3-year) license with endorsements --  
 28 age 18 to 21 years .....\$30.00
  - 29 (i) \$5.00 to the current expense fund;
  - 30 (ii) \$1.50 to emergency medical services fund II;
  - 31 (iii) \$3.00 to emergency medical services fund III;
  - 32 (iv) \$19.50 to the state highway account; and
  - 33 (v) \$1.00 to the motorcycle safety program fund;
- 34 (d) Class A, B, C (1-year) license with endorsements -- age  
 35 20 years .....\$15.00
  - 36 (i) \$5.00 to the current expense fund;
  - 37 (ii) \$0.50 to emergency medical services fund II;
  - 38 (iii) \$1.00 to emergency medical services fund III;
  - 39 (iv) \$8.16 to the state highway account; and
  - 40 (v) \$0.34 to the motorcycle safety program fund;
- 41 (e) Class D (3-year) license -- age 15 to 18 years or  
 42 age 18 to 21 years .....\$30.00
  - 43 (i) \$10.00 to the current expense fund;
  - 44 (ii) \$1.50 to emergency medical services fund II;
  - 45 (iii) \$3.00 to emergency medical services fund III;
  - 46 (iv) \$4.00 to the driver training fund;
  - 47 (v) \$10.50 to the highway distribution account; and
  - 48 (vi) \$1.00 to the motorcycle safety program fund;
- 49 (f) Class D (1-year) license -- age 17 ~~to~~ or 20 years .....\$20.00
  - 50 (i) \$10.00 to the current expense fund;

- 1 (ii) \$0.50 to emergency medical services fund II;  
2 (iii) \$1.00 to emergency medical services fund III;  
3 (iv) \$1.33 to the driver training fund;  
4 (v) \$6.83 to the highway distribution account; and  
5 (vi) \$0.34 to the motorcycle safety program fund;
- 6 (g) Class D (4-year) license -- age 21 years and  
7 older .....\$35.00  
8 (i) \$10.00 to the current expense fund;  
9 (ii) \$2.00 to emergency medical services fund II;  
10 (iii) \$4.00 to emergency medical services fund III;  
11 (iv) \$5.30 to the driver training fund;  
12 (v) \$12.70 to the highway distribution account; and  
13 (vi) \$1.00 to the motorcycle safety program fund;
- 14 (h) Class D (8-year) or class A, B, C license with  
15 endorsements -- age 21 to 63 years .....\$60.00  
16 (i) \$15.00 to the current expense fund;  
17 (ii) \$4.00 to emergency medical services fund II;  
18 (iii) \$8.00 to emergency medical services fund III;  
19 (iv) \$10.60 to the driver training fund;  
20 (v) \$20.40 to the highway distribution account; and  
21 (vi) \$2.00 to the motorcycle safety program fund;
- 22 (i) Commercial learner's permit .....\$29.00  
23 (i) \$5.00 to the current expense fund;  
24 (ii) \$4.00 to emergency medical services fund III; and  
25 (iii) \$20.00 to the state highway account;
- 26 (j) Class D instruction permit ~~and supervised instruction~~  
27 ~~permit~~ .....\$20.00  
28 (i) \$10.00 to the current expense fund;  
29 (ii) \$2.60 to the driver training fund; and  
30 (iii) \$7.40 to the highway distribution account;
- 31 (k) Duplicate driver's license or permit .....\$20.00  
32 (i) \$10.00 to the current expense fund;  
33 (ii) \$2.60 to the driver training fund; and  
34 (iii) \$7.40 to the highway distribution account;
- 35 (l) Driver's license extension .....\$10.00  
36 (i) \$2.60 to the driver training account; and  
37 (ii) \$7.40 to the state highway account;
- 38 (m) License classification change (upgrade) .....\$30.00  
39 (i) \$10.00 to the current expense fund; and  
40 (ii) \$20.00 to the state highway account;
- 41 (n) Endorsement addition .....\$20.00  
42 (i) \$10.00 to the current expense fund; and  
43 (ii) \$10.00 to the state highway account;
- 44 (o) Class A, B, C skills tests ..... not more than \$200.00  
45 (i) \$10.00 to the state highway account; and  
46 (ii) Remainder retained by entity administering the test;
- 47 (p) Class D skills test ..... not more than \$35.00  
48 (i) \$6.50 to the state highway account; and  
49 (ii) Remainder retained by entity administering the test;
- 50 (q) Motorcycle endorsement skills test (amount charged retained by

- 1       entity administering the test) ..... not more than \$25.00;  
 2       (r) Knowledge test (fee retained by the entity administering  
 3       the test) .....\$5.00;  
 4       (s) Seasonal driver's license .....\$44.00  
 5           (i) \$10.00 to the current expense fund;  
 6           (ii) \$2.00 to emergency medical services fund II;  
 7           (iii) \$4.00 to emergency medical services fund III; and  
 8           (iv) \$28.00 to the state highway account;  
 9       (t) Onetime motorcycle "M" endorsement .....\$15.00  
 10           (i) \$2.50 to the current expense fund; and  
 11           (ii) \$12.50 to the state highway account;  
 12       (u) Motorcycle endorsement instruction permit .....\$15.00  
 13           (i) \$2.50 to the current expense fund; and  
 14           (ii) \$12.50 to the state highway account;  
 15       (v) Restricted driving permit or restricted school attendance  
 16       driving permit (fee to the state highway account) .....\$60.00.  
 17       (3) The fee for any electronic driver's license renewal allowed pur-  
 18       suant to section 49-319(10), Idaho Code, shall be five dollars (\$5.00) less  
 19       than the applicable application fee prescribed in subsection (2) of this  
 20       section. This fee reduction shall be accounted for by subtracting five dol-  
 21       lars (\$5.00) from the portion of fees retained by the department.  
 22       (4) A person who applies for a driver's license or a driver's license  
 23       renewal may designate a voluntary contribution of two dollars (\$2.00) for  
 24       the purpose of promoting and supporting organ donation. Such a contribution  
 25       shall be treated as a voluntary contribution to the organ donation contribu-  
 26       tion fund created in section 49-2447, Idaho Code, and not as a driver's li-  
 27       cense fee. Each voluntary contribution shall be deposited into the organ do-  
 28       nation contribution fund created in section 49-2447, Idaho Code.  
 29       (5) Every application shall state the applicant's true and full name,  
 30       date of birth, sex, declaration of Idaho residency, Idaho residence address  
 31       and mailing address if different, height, weight, hair color, eye color, and  
 32       social security number as verified by the social security administration.  
 33       If an applicant has submitted an application pursuant to the provisions of  
 34       chapter 58, title 19, Idaho Code, then the applicant may state, in his or  
 35       her application pursuant to this section, the applicant's alternative Idaho  
 36       mailing address in place of his or her Idaho residence address and mail-  
 37       ing address. Notwithstanding the provisions of section 49-303(13), Idaho  
 38       Code, an applicant for a nondomiciled class A, B or C driver's license or  
 39       nondomiciled commercial learner's permit having residency in a state that  
 40       is prohibited from issuing class A, B or C driver's licenses or commercial  
 41       learner's permits, as provided in 49 CFR 384, is excepted from providing  
 42       proof of Idaho residency and an Idaho mailing address.  
 43       (a) The requirement that an applicant provide a social security number  
 44       as verified by the social security administration shall apply only to  
 45       applicants who have been assigned a social security number.  
 46       (b) An applicant who has not been assigned a social security number  
 47       shall:  
 48           (i) Present written verification from the social security admin-  
 49           istration that the applicant has not been assigned a social secu-  
 50           rity number; and

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

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

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

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

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

17 (ii) Excepted interstate. The applicant operates or expects to  
18 operate in interstate commerce, but engages exclusively in trans-  
19 portation or operations excepted by the federal motor carrier  
20 safety administration from all or parts of the qualification re-  
21 quirements of federal motor carrier safety regulation 49, part  
22 391, and is therefore not required to provide a medical examiner's  
23 certificate;

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

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

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

42 (d) The applicant must submit proof of identity and citizenship sta-  
43 tus acceptable to the examiner or the department and date of birth as  
44 set forth in a certified copy of his birth certificate. When a certified  
45 copy of his birth certificate or a delayed birth certificate is impossi-  
46 ble to obtain from a vital statistics agency, another government-issued  
47 document may be submitted that provides satisfactory evidence of a per-  
48 son's full legal name and date of birth acceptable to the examiner or the  
49 department.

1 (e) Every applicant for a class A, B or C driver's license or commer-  
2 cial learner's permit shall provide proof of United States citizenship  
3 or lawful permanent residency in the United States upon application for  
4 issuance, transfer, upgrade or renewal, unless the applicant's driving  
5 record already contains documentation confirming United States citi-  
6 zenship or lawful permanent residency. Every applicant for a nondomi-  
7 ciled class A, B or C driver's license or commercial learner's permit  
8 domiciled in a foreign country must provide an unexpired employment au-  
9 thorization document issued by the department of homeland security or  
10 an unexpired foreign passport accompanied by an approved I-94 form doc-  
11 umenting the applicant's most recent admittance into the United States.

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

19 (6) Whenever an application is received from a person previously li-  
20 censed in another jurisdiction, the department shall request a copy of the  
21 driver's record from the other jurisdiction and shall contact the national  
22 driver register. When received, the driver's record from the previous ju-  
23 risdiction shall become a part of the driver's record in this state with the  
24 same force and effect as though entered on the driver's record in this state  
25 in the original instance.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

12 (d) Have at least one (1) year of driving experience with a class D or  
13 equivalent license in any type of motor vehicle; and

14 (e) Are at least sixteen (16) years old.

15 SECTION 3. That Section 49-319, Idaho Code, be, and the same is hereby  
16 amended to read as follows:

17 49-319. EXPIRATION AND RENEWAL OF DRIVER'S LICENSE. (1) Every noncom-  
18 mercial Idaho driver's license issued to a driver shall expire and be renew-  
19 able as follows:

20 (a) For drivers twenty-one (21) years of age or older, the driver's li-  
21 cense shall expire on the licensee's birthday in the fourth year follow-  
22 ing the issuance of the driver's license.

23 (b) At the option of the applicant, for drivers twenty-one (21) years of  
24 age through sixty-two (62) years of age, the driver's license shall ex-  
25 pire on the licensee's birthday in either the fourth year or the eighth  
26 year following the issuance of the driver's license.

27 (c) Except for the provisions found in subsections (1)(e) and (3) of  
28 this section, every driver's license issued to a driver under eighteen  
29 (18) years of age shall expire five (5) days after the licensee's eigh-  
30 teenth birthday.

31 (d) Except for the provisions found in subsections (1)(e) and (3) of  
32 this section, every driver's license issued to a driver eighteen (18)  
33 years of age but under twenty-one (21) years of age shall expire five (5)  
34 days after the licensee's twenty-first birthday.

35 (e) Every driver's license that is not, as provided by law, suspended,  
36 revoked or disqualified in this state or any other jurisdiction shall  
37 be renewable on or before its expiration, but not more than twenty-five  
38 (25) months before, upon application, payment of the required fee, and  
39 satisfactory completion of the required vision screening. Notwith-  
40 standing the provisions of this section, a person who has had his  
41 noncommercial Idaho driver's license suspended may renew his driver's  
42 license as provided in this section, which renewal shall be subject to  
43 the suspension.

44 (2) Except for the provisions of subsection (3) of this section, at the  
45 option of the applicant, every commercial driver's license issued to a per-  
46 son twenty-one (21) years of age through sixty-two (62) years of age shall  
47 expire on the licensee's birthday in the fourth or eighth year following is-  
48 suance of the license. Any class A, B or C license issued to a person eighteen



1 (18), nineteen (19) or twenty (20) years of age shall expire five (5) days af-  
2 ter the licensee's twenty-first birthday.

3 (3) Every driver's license issued to a person who is not a citizen or  
4 permanent legal resident of the United States shall have an expiration date  
5 that is the same date as the end of lawful stay in the United States, as  
6 indicated on documents issued and verified by the department of homeland  
7 security; however, the expiration date shall not extend beyond the expira-  
8 tion date for the same category of license issued to citizens. Persons whose  
9 department of homeland security documents do not state an expiration date  
10 shall be issued a driver's license with an expiration date of one (1) year  
11 from the date of issuance. Fees shall be in accordance with the expiration  
12 periods and classes listed in section 49-306(1), Idaho Code.

13 (4) An applicant who is issued a driver's license in another jurisdic-  
14 tion after an Idaho driver's license has been issued is not eligible for re-  
15 newal or a duplicate of the Idaho driver's license. The applicant may apply  
16 for a new Idaho driver's license as provided in section 49-306, Idaho Code.

17 (5) No knowledge test shall be required for renewal of a driver's li-  
18 cense, ~~except for renewal of a hazardous material endorsement.~~ No knowl-  
19 edge test shall be required if an applicant for a new class D Idaho driver's  
20 license has previously held an Idaho driver's license. Appropriate knowl-  
21 edge and skills tests shall be required for an upgrade in a driver's license  
22 class, renewal of a hazardous material endorsement, or an endorsement addi-  
23 tion. In the case of a name change, the applicant shall provide legal docu-  
24 mentation to verify the change in accordance with department rules.

25 (6) Applicants for a hazardous material endorsement shall provide ei-  
26 ther proof of United States citizenship or proof of lawful, permanent United  
27 States residence and a valid federal bureau of citizenship and immigration  
28 services alien registration number. A security background records check and  
29 federal transportation security administration clearance shall be required  
30 for issuance, renewal or transfer of a hazardous material endorsement in ac-  
31 cordance with 49 CFR 383, subject to procedures established by the federal  
32 transportation security administration.

33 (7) When a driver's license has been expired for fewer than twenty-five  
34 (25) months, the renewal of the driver's license shall start from the orig-  
35 inal date of expiration, regardless of the year in which the application  
36 for renewal is made. If the driver's license is expired for twenty-five  
37 (25) months or more, the applicant shall be required to take the appropriate  
38 knowledge test(s) and skills test(s) for the class of license or endorsement  
39 being applied for and undergo vision screening. The license shall expire  
40 on the licensee's birthday in the fourth year following issuance of the  
41 driver's license for drivers twenty-one (21) years of age or older, except  
42 as otherwise provided in subsections (1) (e) and (3) of this section. At the  
43 option of the applicant, for drivers twenty-one (21) years of age through  
44 sixty-two (62) years of age, the renewed license shall expire on the li-  
45 censee's birthday in either the fourth year or the eighth year following  
46 issuance, except as otherwise provided in subsections (1) (e) and (3) of this  
47 section.

48 (8) (a) If a driver's license has expired or will expire and the licensee  
49 is temporarily out of state, except on active military duty, and the  
50 driver's license has not, as provided by law, been suspended, revoked,

1 canceled, denied, refused or disqualified, the licensee may request  
2 in writing on a form prescribed by the department an extension of the  
3 driver's license. The request shall be accompanied by the fee fixed in  
4 section 49-306, Idaho Code, and the extension shall be no more than a  
5 twelve (12) month period. If the department determines that an exten-  
6 sion of the driver's license is necessary, it may issue a license show-  
7 ing the date to which the expired driver's license is extended. License  
8 extensions are limited to two (2) consecutive extensions per licensee.

9 (b) Upon returning to the state of Idaho, the licensee shall, within ten  
10 (10) days, apply for a renewal of the expired driver's license and sur-  
11 render the extended license and the expired driver's license.

12 (c) A hazardous material endorsement cannot be extended.

13 (9) An Idaho driver's license issued to any person prior to serving on  
14 active duty in the armed forces of the United States, or a member of the im-  
15 mediate family accompanying such a person, if valid and in full force and  
16 effect upon entering active duty, shall remain in full force and effect and  
17 shall, upon application, be extended for a period of four (4) years as long as  
18 active duty continues or shall be renewed upon application in person without  
19 the requirement to take a knowledge or skills test if the Idaho driver's li-  
20 cense expired while on active duty, if the driver's license is not suspended,  
21 denied, disqualified, canceled or revoked, as provided by law, during the  
22 active duty, and the driver's license shall remain in full force and effect  
23 sixty (60) days following the date the holder is released from active duty.

24 (10) The department may use a mail or electronic renewal process for  
25 class D and commercial driver's licenses based on criteria established by  
26 rule.

27 (11) A seasonal driver's license is valid only for a one-hundred-eighty  
28 (180) day period from the date of issuance. Only one (1) seasonal driver's  
29 license may be obtained in any twelve (12) month period and may be obtained  
30 only twice in a driver's lifetime.

31 (12) A person who applies for renewal of a license may request that the  
32 notation "permanently disabled" be imprinted on the license, and the depart-  
33 ment shall imprint "permanently disabled" on the license if:

34 (a) The person has a permanent disability;

35 (b) The person presents written certification from a licensed physi-  
36 cian, licensed physician assistant, or licensed advanced practice  
37 professional nurse verifying that the person's stated impairment qual-  
38 ifies as a permanent disability as provided in section 49-117, Idaho  
39 Code; and

40 (c) The department determines that the person meets the requirements  
41 for issuance of a license as specified in section 49-313, Idaho Code.

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