

IN THE SENATE

SENATE BILL NO. 1002

BY TRANSPORTATION COMMITTEE

AN ACT

RELATING TO MOTOR VEHICLE DRIVER'S LICENSES; AMENDING SECTION 49-306, IDAHO CODE, TO PROVIDE FOR A CERTAIN FOUR-YEAR CLASS D DRIVER'S LICENSE FEE; 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;
- (c) Class A, B, C (3-year) license with endorsements --

1	age 18 to 21 years	\$30.00
2	(i) \$5.00 to the current expense fund;	
3	(ii) \$1.50 to emergency medical services fund II;	
4	(iii) \$3.00 to emergency medical services fund III;	
5	(iv) \$19.50 to the state highway account; and	
6	(v) \$1.00 to the motorcycle safety program fund;	
7	(d) Class A, B, C (1-year) license with endorsements -- age	
8	20 years	\$15.00
9	(i) \$5.00 to the current expense fund;	
10	(ii) \$0.50 to emergency medical services fund II;	
11	(iii) \$1.00 to emergency medical services fund III;	
12	(iv) \$8.16 to the state highway account; and	
13	(v) \$0.34 to the motorcycle safety program fund;	
14	(e) Class D (3-year) license -- age 18 to 21 years	\$30.00
15	(i) \$10.00 to the current expense fund;	
16	(ii) \$1.50 to emergency medical services fund II;	
17	(iii) \$3.00 to emergency medical services fund III;	
18	(iv) \$4.00 to the driver training fund;	
19	(v) \$10.50 to the highway distribution account; and	
20	(vi) \$1.00 to the motorcycle safety program fund;	
21	(f) Class D (1-year) license -- age 17 to 20 years	\$20.00
22	(i) \$10.00 to the current expense fund;	
23	(ii) \$0.50 to emergency medical services fund II;	
24	(iii) \$1.00 to emergency medical services fund III;	
25	(iv) \$1.33 to the driver training fund;	
26	(v) \$6.83 to the highway distribution account; and	
27	(vi) \$0.34 to the motorcycle safety program fund;	
28	(g) Class D (4-year) license -- age 21 to 62 years and	
29	elder	\$35.00
30	(i) \$10.00 to the current expense fund;	
31	(ii) \$2.00 to emergency medical services fund II;	
32	(iii) \$4.00 to emergency medical services fund III;	
33	(iv) \$5.30 to the driver training fund;	
34	(v) \$12.70 to the highway distribution account; and	
35	(vi) \$1.00 to the motorcycle safety program fund;	
36	<u>(h) Class D (4-year) license -- age 63 years and</u>	
37	<u>older</u>	<u>\$30.00</u>
38	<u>(i) \$10.00 to the current expense fund;</u>	
39	<u>(ii) \$2.00 to emergency medical services fund II;</u>	
40	<u>(iii) \$3.00 to emergency medical services fund III;</u>	
41	<u>(iv) \$4.30 to the driver training fund;</u>	
42	<u>(v) \$9.70 to the highway distribution account; and</u>	
43	<u>(vi) \$1.00 to the motorcycle safety program fund;</u>	
44	(h) <u>(i) Class D (8-year) or class A, B, C license with</u>	
45	<u>endorsements -- age 21 to 63 years</u>	<u>\$60.00</u>
46	(i) \$15.00 to the current expense fund;	
47	(ii) \$4.00 to emergency medical services fund II;	
48	(iii) \$8.00 to emergency medical services fund III;	
49	(iv) \$10.60 to the driver training fund;	
50	(v) \$20.40 to the highway distribution account; and	

- 1 (vi) \$2.00 to the motorcycle safety program fund;
2 ~~(i)~~ (j) Commercial learner's permit\$29.00
3 (i) \$5.00 to the current expense fund;
4 (ii) \$4.00 to emergency medical services fund III; and
5 (iii) \$20.00 to the state highway account;
6 ~~(j)~~ (k) Class D instruction permit and supervised instruction
7 permit\$20.00
8 (i) \$10.00 to the current expense fund;
9 (ii) \$2.60 to the driver training fund; and
10 (iii) \$7.40 to the highway distribution account;
11 ~~(k)~~ (l) Duplicate driver's license or permit\$20.00
12 (i) \$10.00 to the current expense fund;
13 (ii) \$2.60 to the driver training fund; and
14 (iii) \$7.40 to the highway distribution account;
15 ~~(l)~~ (m) Driver's license extension\$10.00
16 (i) \$2.60 to the driver training account; and
17 (ii) \$7.40 to the state highway account;
18 ~~(m)~~ (n) License classification change (upgrade)\$30.00
19 (i) \$10.00 to the current expense fund; and
20 (ii) \$20.00 to the state highway account;
21 ~~(n)~~ (o) Endorsement addition\$20.00
22 (i) \$10.00 to the current expense fund; and
23 (ii) \$10.00 to the state highway account;
24 ~~(o)~~ (p) Class A, B, C skills tests not more than \$200.00
25 (i) \$10.00 to the state highway account; and
26 (ii) Remainder retained by entity administering the test;
27 ~~(p)~~ (q) Class D skills test not more than \$35.00
28 (i) \$6.50 to the state highway account; and
29 (ii) Remainder retained by entity administering the test;
30 ~~(q)~~ (r) Motorcycle endorsement skills test (amount charged retained by
31 entity administering the test) not more than \$25.00;
32 ~~(r)~~ (s) Knowledge test (fee retained by the entity administering
33 the test)\$5.00;
34 ~~(s)~~ (t) Seasonal driver's license\$44.00
35 (i) \$10.00 to the current expense fund;
36 (ii) \$2.00 to emergency medical services fund II;
37 (iii) \$4.00 to emergency medical services fund III; and
38 (iv) \$28.00 to the state highway account;
39 ~~(t)~~ (u) Onetime motorcycle "M" endorsement\$15.00
40 (i) \$2.50 to the current expense fund; and
41 (ii) \$12.50 to the state highway account;
42 ~~(u)~~ (v) Motorcycle endorsement instruction permit\$15.00
43 (i) \$2.50 to the current expense fund; and
44 (ii) \$12.50 to the state highway account;
45 ~~(v)~~ (w) Restricted driving permit or restricted school attendance
46 driving permit (fee to the state highway account)\$60.00.
47 (3) The fee for any electronic driver's license renewal allowed pur-
48 suant to section 49-319(10), Idaho Code, shall be five dollars (\$5.00) less
49 than the applicable application fee prescribed in subsection (2) of this

1 section. This fee reduction shall be accounted for by subtracting five dol-
 2 lars (\$5.00) from the portion of fees retained by the department.

3 (4) A person who applies for a driver's license or a driver's license
 4 renewal may designate a voluntary contribution of two dollars (\$2.00) for
 5 the purpose of promoting and supporting organ donation. Such a contribution
 6 shall be treated as a voluntary contribution to the organ donation contribu-
 7 tion fund created in section 49-2447, Idaho Code, and not as a driver's li-
 8 cense fee. Each voluntary contribution shall be deposited into the organ do-
 9 nation contribution fund created in section 49-2447, Idaho Code.

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

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

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

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

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

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

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

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

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

48 (ii) Excepted interstate. The applicant operates or expects to
 49 operate in interstate commerce, but engages exclusively in trans-
 50 portation or operations excepted by the federal motor carrier

1 safety administration from all or parts of the qualification re-
2 quirements of federal motor carrier safety regulation 49, part
3 391, and is therefore not required to provide a medical examiner's
4 certificate;

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

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

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

23 (d) The applicant must submit proof of identity and citizenship sta-
24 tus acceptable to the examiner or the department and date of birth as
25 set forth in a certified copy of his birth certificate. When a certified
26 copy of his birth certificate or a delayed birth certificate is impossi-
27 ble to obtain from a vital statistics agency, another government-issued
28 document may be submitted that provides satisfactory evidence of a per-
29 son's full legal name and date of birth acceptable to the examiner or the
30 department.

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

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

49 (6) Whenever an application is received from a person previously li-
50 censed in another jurisdiction, the department shall request a copy of the

1 driver's record from the other jurisdiction and shall contact the national
2 driver register. When received, the driver's record from the previous ju-
3 risdiction shall become a part of the driver's record in this state with the
4 same force and effect as though entered on the driver's record in this state
5 in the original instance.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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