

1 **State Commercial Driver License Amendments**

2026 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Stephanie Pitcher

House Sponsor:

2 **LONG TITLE**3 **General Description:**4 This bill allows an individual authorized to work in the United States, but not domiciled in
5 Utah, to obtain a restricted driver license to operate a commercial vehicle within the state.7 **Highlighted Provisions:**

8 This bill:

9 ▶ creates requirements for issuance of a "K" commercial driver license restriction to an
10 individual not domiciled in the state but otherwise qualified for a commercial driver
11 license; and

12 ▶ makes technical changes.

13 **Money Appropriated in this Bill:**

14 None

15 **Other Special Clauses:**

16 None

17 **Utah Code Sections Affected:**18 **AMENDS:**19 **53-3-404**, as last amended by Laws of Utah 2011, Chapter 19020 **53-3-412**, as last amended by Laws of Utah 2016, Chapter 303

21 *Be it enacted by the Legislature of the state of Utah:*22 Section 1. Section **53-3-404** is amended to read:23 **53-3-404 . Requirements to drive commercial motor vehicle.**24 (1) ~~[A person]~~ An individual may not drive a commercial motor vehicle, unless the ~~[person]~~
25 individual has been issued and is in immediate possession of:26 (a) a CDL license certificate valid for the commercial motor vehicle the ~~[person]~~
27 individual is driving; or

28 (b) a valid CDIP license certificate in accordance with Section 53-3-408.

29 (2)(a) A licensee shall display a CDL or CDIP license certificate upon demand of a

31 justice court judge, a peace officer, a special function officer, a port-of-entry officer,
32 or a designee of the division.

33 (b) It is a defense to a charge under this section that the [person] individual charged
34 produces in court a CDL or CDIP license certificate that is issued to the [person]
35 individual and is valid at the time of the citation or arrest.

36 (3) [A person] An individual may not drive a commercial motor vehicle if the [person's-]
37 individual's privilege to drive a commercial motor vehicle is:
38 (a) suspended, revoked, or canceled;
39 (b) subject to a disqualification;
40 (c) subject to an out-of-service order; or
41 (d) not medically certified as defined in Section 53-3-402.

42 (4) [A person] An individual may not drive a commercial motor vehicle if the commercial
43 motor vehicle is subject to an out-of-service order.

44 (5) Notwithstanding any other provision of this part, the division shall issue a commercial
45 driver license bearing a "K" intrastate-only restriction described in Subsection 53-3-412
46 (1)(c)(ii) to an applicant who:
47 (a) is lawfully present in the United States;
48 (b) is authorized to work under federal law;
49 (c) acknowledges, by a signed statement on a form provided by the division, that:
50 (i) the license is valid only for intrastate commerce within Utah; and
51 (ii) operation of a commercial motor vehicle in interstate commerce or outside Utah
52 while holding the license is prohibited and may result in sanction, disqualification,
53 or revocation; and
54 (d) meets all knowledge, skills, and medical qualification standards applicable to
55 commercial driver licensing under this chapter.

56 (6)(a) An individual applying for a license under Subsection (5) is not required to be
57 domiciled in the state for purposes of 49 C.F.R. Part 383.
58 (b) An individual currently domiciled in a foreign jurisdiction who applies for a license
59 described in Subsection (5) shall meet the requirements concerning applicants
60 domiciled in a foreign jurisdiction described in 49 C.F.R. Part 383.

61 (7) A license issued under Subsection (5):
62 (a) shall clearly display the "K" intrastate-only restriction;
63 (b) shall expire on the day that the individual's federal work authorization expires;
64 (c) is not valid for operation of a commercial motor vehicle in interstate commerce or

outside Utah; and

(d) does not constitute a commercial driver license under 49 C.F.R. Part 383 for interstate purposes.

(8) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the division may make rules to issue intrastate-only commercial driver licenses bearing a "K" intrastate-only restriction to lawfully present, non-domiciled individuals, including procedures for verifying work authorization.

Section 2. Section **53-3-412** is amended to read:

53-3-412 . CDL classifications, endorsements, and restrictions.

(1) A CDL may be granted with the following classifications, endorsements, and restrictions:

(a) Classifications:

(i) Class A: any combination of vehicles with a GVWR of 26,001 pounds or more, if the GVWR of the one or more vehicles being towed is in excess of 10,000 pounds;

(ii) Class B: any single motor vehicle with a GVWR of 26,001 pounds or more, including that motor vehicle when towing a vehicle with a GVWR of 10,000 pounds or less; and

(iii) Class C: any single motor vehicle with a GVWR of less than 26,001 pounds or that motor vehicle when towing a vehicle with a GVWR of 10,000 pounds or less when the vehicle is designed:

- (A) to carry 16 or more passengers, including the driver;
- (B) as a school bus, and weighing less than 26,001 pounds GVWR; or
- (C) to transport hazardous materials that requires the vehicle to be placarded under 49 C.F.R. Part 172, Subpart F.

(b) Endorsements:

(i) "H" authorizes the driver to drive a commercial motor vehicle transporting hazardous materials as defined in 49 C.F.R. Sec. 383.5.

(ii) "N" authorizes the driver to drive a tank vehicle.

(iii) "P" authorizes the driver to drive a motor vehicle designed to carry 16 or more passengers including the driver.

- (iv) "S" authorizes the driver to transport preprimary, primary, or secondary school students from home to school, school to home, or to and from school-sponsored events

(v) "T" authorizes the driver to drive a commercial motor vehicle with a double or

99 triple trailer.

100 (vi) "X" authorizes the driver to drive a tank vehicle and transport hazardous
101 materials.

102 (c) Restrictions:

103 (i) "E" restricts the driver from driving a commercial motor vehicle with a manual
104 transmission.

105 (ii)(A) "K" restricts the driver to driving intrastate only any commercial motor
106 vehicle as defined by 49 C.F.R. Parts 383 and 390.

107 (B) The division may issue a CDL bearing a "K" restriction as described in
108 Section 53-3-404 to an otherwise qualified applicant who is lawfully present in
109 the United States but who is not domiciled in Utah for purposes of 49 C.F.R.
110 Part 383.

111 (iii) "L" restricts the driver to driving a commercial motor vehicle not equipped with
112 air brakes.

113 (iv) "J" provides for other CDL restrictions.

114 (v) "M" restricts a driver from transporting passengers using a class A bus.

115 (vi) "N" restricts a driver from transporting passengers using a class A or class B bus.

116 (vii) "O" restricts a driver from driving a commercial motor vehicle equipped with a
117 tractor trailer.

118 (viii)(A) "V" indicates that the driver has been issued a variance by the Federal
119 Motor Carrier Safety Administration in reference to the driver's medical
120 certification status.

121 (B) A driver with a "V" restriction shall have the letter outlining the specifications
122 for the variance in the driver's possession along with the driver's commercial
123 driver license when operating a commercial motor vehicle.

124 (ix) "Z" restricts a driver from driving a commercial motor vehicle with non-fully
125 equipped air brakes.

126 (2) A commercial driver instruction permit may be granted with the following
127 classifications, endorsements, and restrictions:

128 (a) Classifications:

129 (i) Class A: any combination of vehicles with a GVWR of 26,001 pounds or more, if
130 the GVWR of the one or more vehicles being towed is in excess of 10,000 pounds;

131 (ii) Class B: any single motor vehicle with a GVWR of 26,001 pounds or more,
132 including that motor vehicle when towing a vehicle with a GVWR of 10,000

pounds or less; and

(iii) Class C: any single motor vehicle with a GVWR of less than 26,001 pounds or that motor vehicle when towing a vehicle with a GVWR of 10,000 pounds or less when the vehicle is designed:

- (A) to carry 16 or more passengers, including the driver;
- (B) as a school bus, and weighing less than 26,001 pounds GVWR; or
- (C) to transport hazardous material that requires the vehicle to be placarded under 49 C.F.R. Part 172, Subpart F.

(b) Endorsements:

- (i) "N" authorizes the driver to drive a tank vehicle. An "N" endorsement may only be issued with an "X" restriction.
- (ii) "P" authorizes the driver to drive a motor vehicle designed to carry 16 or more passengers including the driver. A "P" endorsement may only be issued with a "P" restriction.
- (iii) "S" authorizes the driver to transport preprimary, primary, or secondary school students from home to school, school to home, or to and from school-sponsored events. An "S" endorsement may only be issued with a "P" restriction.

(c) Restrictions:

- (i) "K" restricts the driver to driving intrastate only any commercial motor vehicle as defined by 49 C.F.R. Parts 383 and 390.
- (ii) "L" restricts the driver to driving a commercial motor vehicle not equipped with air brakes.
- (iii) "M" restricts a driver from transporting passengers using a class A bus.
- (iv) "N" restricts a driver from transporting passengers using a class A or class B bus.
- (v) "P" restricts a driver from having one or more passengers in the vehicle while driving a commercial motor vehicle bus unless the passenger is:
 - (A) a federal or state auditor or inspector;
 - (B) a test examiner;
 - (C) another trainee; or
 - (D) the CDL holder accompanying the CDIP holder as required in 49 C.F.R. Sec. 383.25.
- (vi)(A) "V" indicates that the driver has been issued a variance by the Federal Motor Carrier Safety Administration in reference to the driver's medical certification status.

167 (B) A driver with a "V" restriction shall have the letter outlining the specifications
168 for the variance in the driver's possession along with the driver's commercial
169 driver license when operating a commercial motor vehicle.

170 (vii) "X" restricts a driver from having cargo in a commercial motor vehicle tank
171 vehicle.

172 (3) A violation of this section is an infraction.

173 **Section 3. Effective Date.**

174 This bill takes effect on May 6, 2026.