

**53-3-206 Examination of applicant's physical and mental fitness to drive a motor vehicle.**

- (1) The division shall examine every applicant for a license, including a test of the applicant's:
  - (a) eyesight either:
    - (i) by the division; or
    - (ii) by allowing the applicant to furnish to the division a statement from a physician licensed under Title 58, Chapter 67, Utah Medical Practice Act, or an optometrist licensed under Title 58, Chapter 16a, Utah Optometry Practice Act;
  - (b) ability to read and understand highway signs regulating, warning, and directing traffic;
  - (c) ability to read and understand simple English used in highway traffic and directional signs;
  - (d) knowledge of the state traffic laws;
  - (e) other physical and mental abilities the division finds necessary to determine the applicant's fitness to drive a motor vehicle safely on the highways; and
  - (f) ability to exercise ordinary and responsible control driving a motor vehicle, as determined by actual demonstration or other indicator.
- (2)
  - (a) Notwithstanding the provisions of Subsection (1) or any other provision of law, the division shall allow a refugee or an approved asylee to take an examination of the person's knowledge of the state traffic laws in the person's native language the first time the person applies for a limited-term license certificate.
  - (b) Upon renewal of a refugee's or approved asylee's limited-term license certificate for a refugee or approved asylee that has taken the knowledge exam in the person's native language under Subsection (2)(a), the division shall re-examine the person's knowledge of the state traffic laws in English.
  - (c) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the division shall make rules establishing the procedures and requirements for a refugee or an approved asylee to take an examination of the person's knowledge of the state traffic laws in the person's native language.
- (3) The division shall determine whether any facts exist that would bar granting a license under Section 53-3-204.
- (4) The division shall examine each applicant according to the class of license applied for.
- (5) An applicant for a CDL shall meet all additional requirements of Part 4, Uniform Commercial Driver License Act, of this chapter.

Amended by Chapter 415, 2011 General Session