

Effective 5/10/2016

53-3-410.1 Medical certification requirements.

- (1) A person whose medical certification status is:
 - (a) "non-excepted interstate" under Subsection 53-3-402(12)(a) is required to provide the division a medical self-certification and an updated medical examiner's certificate under 49 C.F.R. Sec. 391.45 upon request by the division;
 - (b) "excepted interstate" under Subsection 53-3-402(12)(b) is required to provide to the division a medical self-certification upon request by the division;
 - (c) "non-excepted intrastate" under Subsection 53-3-402(12)(c) is required to, upon request by the division:
 - (i) provide to the division a medical self-certification; and
 - (ii) comply with the requirements of Section 53-3-303.5; or
 - (d) "excepted intrastate" under Subsection 53-3-402(12)(b) is required to, upon request by the division:
 - (i) provide to the division a medical self-certification; and
 - (ii)
 - (A) provide to the division an updated medical examiner's certificate under 49 C.F.R. Sec. 391.45; or
 - (B) comply with the requirements of Section 53-3-303.5.
- (2) A request by the division for a person to comply with Subsection (1) shall correspond with:
 - (a) the expiration of the previously submitted medical examiner's certificate;
 - (b) the expiration of the previously submitted medical self-certification; or
 - (c) documentary evidence received by the division under Subsection (1) that indicates the driver may not be medically qualified to operate a CMV.
- (3)
 - (a) Except as provided in Subsection (3)(b), if the division determines that a person is no longer medically qualified to operate a CMV, the person shall be required to downgrade the person's CDL to a class D license.
 - (b) If the division determines that a person is incompetent to drive a motor vehicle or has a mental or physical disability rendering the person unable to safely drive a motor vehicle upon the highways, the division shall deny the person's driving privileges as described in Section 53-3-221.
- (4) If a person fails to comply with a request under this section, the person shall be required to downgrade the person's CDL to a class D license.
- (5) Failure to comply with the requirement of this section shall result in the denial of the license under Section 53-3-221.

Amended by Chapter 175, 2016 General Session