

H.B. 26

AMENDMENTS TO DRIVER LICENSE RECORDS

Representative **Eric K. Hutchings** proposes the following amendments:

1. *Page 2, Line 32:*

32 This bill provides a special effective date.

This bill provides a coordination clause.

2. *Page 2, Line 42:*

42 72-9-107, as last amended by Laws of Utah 2009, Chapters 155 and 356

Utah Code Sections Affected by Coordination Clause:

53-3-102, as last amended by Laws of Utah 2014, Chapter 252

3. *Page 3, Lines 61 through 71:*

61 (5) ~~(a)~~ **(a)** "Commercial driver license motor vehicle record" or "CDL MVR" means a driving
62 record that:

63 ~~{(a)}~~ **(i)** applies to a person who holds or is required to hold a commercial driver instruction
64 permit or a CDL license; and

65 ~~{(b)}~~ **(ii)** contains the following:

66 ~~{(i)}~~ **(A)** information contained in the driver history, including convictions, pleas held in
67 abeyance, disqualifications, and other licensing actions for violations of any state or local law
68 relating to motor vehicle traffic control, committed in any type of vehicle;

69 ~~{(ii)}~~ **(B)** driver self-certification status information under Section 53-3-410.1; and

70 ~~{(iii)}~~ **(C)** information from medical certification record keeping in accordance with 49

71 C.F.R. Sec. 383.73(o).

(b) "Commercial driver license motor vehicle record" or "CDL MVR" does not mean a motor vehicle record described in Subsection 53-3-102(28).

4. *Page 22, Lines 649 through 653:*

649 (1) another state ~~{via the commercial driver license information system}~~ ;

650 (2) [any employer or prospective employer of a person to drive a commercial motor

651 vehicle] a motor carrier ~~{or}~~ **or** prospective motor carrier ~~{with a release from the subject of the~~

652 **record granting disclosure of the record upon request}** **, or authorized agent of a motor carrier or**

prospective motor carrier after notification to the driver and payment of a fee under Section

653 53-3-105;

5. Page 23, Line 682:

682 This bill takes effect on July 1, 2015.

Section 10. Coordinating H.B. 26 with S.B. 20 -- Substantive and technical amendments.

If this H.B. 26 and S.B. 20, Uniform Driver License Act Amendments, both pass and become law, it is the intent of the Legislature that the Office of Legislative Research and General Counsel shall prepare the Utah Code database for publication by amending Subsection 53-3-102(3) to read:

"(3) "Commercial driver instruction permit" or "CDIP" means a commercial learner permit:

(a) issued under Section 53-3-408; or

(b) issued by a state or other jurisdiction of domicile in compliance with the standards contained in 49 C.F.R. Part 383."

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