

**Sixty-eighth Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 3, 2023**

SENATE BILL NO. 2112
(Transportation Committee)
(At the request of the Department of Transportation)

AN ACT to create and enact section 39-06.2-08.2 of the North Dakota Century Code, relating to the drug and alcohol clearinghouse requirements for commercial drivers.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. Section 39-06.2-08.2 of the North Dakota Century Code is created and enacted as follows:

39-06.2-08.2. Commercial driver's license drug and alcohol clearinghouse requirements.

1. The director shall query a federal drug and alcohol clearinghouse before issuing, renewing, upgrading, or transferring a commercial driver's license or commercial learner's permit and review the driver's information when notified by the clearinghouse of a status change.
2. The director shall downgrade or remove the commercial driving privilege from the license if the licensee is found to be in violation or noncompliance with the clearinghouse requirements and until the driver complies with the return-to-duty requirements.
3. If the driver complies with the return-to-duty requirements pursuant to the limitations of 49 CFR Part 392, subpart B, the director shall upgrade the license of a driver which was downgraded under this section.

President of the Senate

Speaker of the House

Secretary of the Senate

Chief Clerk of the House

This certifies that the within bill originated in the Senate of the Sixty-eighth Legislative Assembly of North Dakota and is known on the records of that body as Senate Bill No. 2112.

Senate Vote: Yeas 47 Nays 0 Absent 0

House Vote: Yeas 85 Nays 0 Absent 9

Secretary of the Senate

Received by the Governor at _____ M. on _____, 2023.

Approved at _____ M. on _____, 2023.

Governor

Filed in this office this _____ day of _____, 2023,

at _____ o'clock _____ M.

Secretary of State