

**Representative Carol Spackman Moss** proposes the following substitute bill:

**DRIVER LICENSE TESTING MODIFICATIONS**

2022 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Carol Spackman Moss**

Senate Sponsor: Curtis S. Bramble

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**LONG TITLE**

**General Description:**

This bill amends provisions related to driver license testing for an individual who is a covered humanitarian parolee.

**Highlighted Provisions:**

This bill:

- ▶ amends provisions related to testing to obtain a driver license to allow a covered humanitarian parolee the same testing procedures provided to refugees and approved asylees; and
- ▶ makes technical changes.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

This bill provides a special effective date.

**Utah Code Sections Affected:**

AMENDS:

**53-3-206**, as last amended by Laws of Utah 2018, Chapter 128

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*Be it enacted by the Legislature of the state of Utah:*



26 Section 1. Section 53-3-206 is amended to read:

27 **53-3-206. Examination of applicant's physical and mental fitness to drive a motor**  
28 **vehicle.**

29 (1) The division shall examine every applicant for a license, including a test of the  
30 applicant's:

31 (a) eyesight either:

32 (i) by the division; or

33 (ii) by allowing the applicant to furnish to the division a statement from a physician  
34 licensed under Title 58, Chapter 67, Utah Medical Practice Act, or an optometrist licensed  
35 under Title 58, Chapter 16a, Utah Optometry Practice Act;

36 (b) ability to read and understand highway signs regulating, warning, and directing  
37 traffic;

38 (c) ability to read and understand simple English used in highway traffic and  
39 directional signs;

40 (d) knowledge of the state traffic laws;

41 (e) other physical and mental abilities the division finds necessary to determine the  
42 applicant's fitness to drive a motor vehicle safely on the highways; and

43 (f) ability to exercise ordinary and responsible control driving a motor vehicle, as  
44 determined by actual demonstration or other indicator.

45 (2) (a) Notwithstanding the provisions of Subsection (1) or any other provision of law,  
46 the division shall allow a refugee [or], an approved asylee, or a covered humanitarian parolee  
47 to take an examination of the person's knowledge of the state traffic laws in the person's native  
48 language:

49 (i) the first time the person applies for a limited-term license certificate; and

50 (ii) the first time the person applies for a renewal of a limited-term license certificate.

51 (b) Upon the second renewal of a refugee's [or], an approved asylee's, or a covered  
52 humanitarian parolee's limited-term license certificate for a refugee [or], an approved asylee, or  
53 a covered humanitarian parolee that has taken the knowledge exam in the person's native  
54 language under Subsection (2)(a), the division shall re-examine the person's knowledge of the  
55 state traffic laws in English.

56 (c) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the

57 division shall make rules establishing the procedures and requirements for a refugee [or], an  
58 approved asylee, or a covered humanitarian parolee to take an examination of the person's  
59 knowledge of the state traffic laws in the person's native language.

60 (3) The division shall determine whether any facts exist that would bar granting a  
61 license under Section [53-3-204](#).

62 (4) The division shall examine each applicant according to the class of license applied  
63 for.

64 (5) An applicant for a CDL shall meet all additional requirements of Part 4, Uniform  
65 Commercial Driver License Act, of this chapter.

66 Section 2. **Effective date.**

67 If approved by two-thirds of all the members elected to each house, this bill takes effect  
68 upon approval by the governor, or the day following the constitutional time limit of Utah  
69 Constitution, Article VII, Section 8, without the governor's signature, or in the case of a veto,  
70 the date of veto override.