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HOUSE BILL 97

49TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2009

INTRODUCED BY

Thomas A. Garcia

AN ACT

RELATING TO COMMERCIAL DRIVER'S LICENSES; LIMITING THE
FREQUENCY OF ATTEMPTS ALLOWED AN APPLICANT WHEN TAKING THE
KNOWLEDGE AND SKILLS TEST TO OBTAIN A COMMERCIAL DRIVER'S
LICENSE.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 66-5-60 NMSA 1978 (being Laws 1989,
Chapter 14, Section 9, as amended) is amended to read:

"66-5-60. COMMERCIAL DRIVER'S LICENSE--QUALIFICATIONS--
STANDARDS.--

A. The division shall not issue a commercial
driver's license to a person unless that person can establish
that New Mexico is the person's state of domicile and has
passed a knowledge and skills test for driving a commercial
motor vehicle and, for related endorsements, has passed a

underscored material = new
[bracketed material] = delete

1 medical fitness test and has satisfied any other requirements
2 of the New Mexico Commercial Driver's License Act.

3 B. The division may authorize a person, including
4 an agency of this or another state, an employer, a private
5 driver-training facility or other private institution or a
6 department, agency or instrumentality of local government to
7 administer the skills test specified by this section.

8 C. A commercial driver's license applicant shall
9 not take a test specified in this section more than three times
10 within ~~[one year]~~ a six-month period. If an applicant is not
11 successful on the third attempt, the applicant shall not take
12 the test again for at least six months from the date of the
13 third attempt.

14 D. If the department determines that a commercial
15 driver's license applicant has committed an offense in taking a
16 test specified in this section, the division shall not issue a
17 commercial driver's license to that applicant within one year
18 of the department's determination."

19 Section 2. EFFECTIVE DATE.--The effective date of the
20 provisions of this act is July 1, 2009.

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