

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1182

Page 1, line 3, replace "subsection 1 of section 39-06-33" with "section 39-08-21"

Page 1, line 8, replace "time for holding hearings" with "medical qualifications exemptions for intrastate drivers; and to declare an emergency"

Page 3, line 4, after "in" insert "a tribal court or in", remove the overstrike over "~~state~~", and remove "jurisdiction"

Page 3, line 6, after the period insert "The director may act on a report of a conviction in tribal court received from any tribal law enforcement agency."

Page 3, line 8, after "in" insert "a tribal court or in", remove the overstrike over "~~state~~", and remove "jurisdiction"

Page 3, line 10, after the second "revocation" insert "on an Indian reservation or"

Page 3, line 11, remove the overstrike over "~~state~~" and remove "jurisdiction"

Page 3, line 13, after "licensing" insert "or other"

Page 3, line 16, after "revoked" insert "on an Indian reservation or", remove the overstrike over "~~state~~", and remove "jurisdiction"

Page 3, line 22, overstrike "such" and insert immediately thereafter "the Indian reservation or the"

Page 3, line 23, remove the overstrike over "~~state~~" and remove "jurisdiction"

Page 3, line 28, after "test" insert "on an Indian reservation or", remove the overstrike over "~~state~~", and remove "jurisdiction"

Page 3, line 30, after "used" insert "on the Indian reservation or", remove the overstrike over "~~state~~", and remove "jurisdiction"

Page 4, line 14, after "decision" insert "on an Indian reservation or", remove the overstrike over "~~state~~", and remove "jurisdiction"

Page 4, line 15, after "drive" insert "on that Indian reservation or", remove the overstrike over "~~state~~", and remove "jurisdiction"

Page 4, line 16, after "that" insert "Indian reservation's or", remove the overstrike over "~~state's~~", and remove "jurisdiction's"

Page 4, line 20, after "that" insert "Indian reservation's or", remove the overstrike over "~~state's~~", and remove "jurisdiction's"

Page 4, line 23, after "violation" insert "on the Indian reservation or", remove the overstrike over "~~state~~", and remove "jurisdiction"

Page 4, line 24, after the second "the" insert "Indian reservation's or", remove the overstrike over "~~state's~~", and remove "jurisdiction's"

Page 4, line 30, replace "Subsection 1 of section 39-06-33" with "Section 39-08-21"

Page 5, replace lines 1 through 8 with:

"39-08-21. Medical qualifications exemption for intrastate drivers.

Notwithstanding the adoption by the superintendent of the state highway patrol of federal motor carrier safety regulations pursuant to subsection 2 of section 39-21-46, the provisions of 49 CFR 391.41(b)(1)-(11) do not apply to a person who is qualified through a state medical waiver program to operate a commercial motor vehicle within the boundaries of this state or a person who:

1. Is otherwise qualified to operate a commercial motor vehicle and who possesses, on March 26, 1991, a class 1 license issued pursuant to section 39-06-14, as that section existed on June 30, 1989, or a class A license issued pursuant to chapter 39-06.2;
2. Operates a commercial motor vehicle only within the boundaries of this state;
3. Does not operate a motor vehicle used in the transportation of hazardous materials in a quantity requiring placarding under regulations issued pursuant to the Hazardous Materials Transportation Act [49 U.S.C. App. 1801 et seq.]; and
4. Has a medical or physical condition which:
 - a. Would prevent such person from operating a commercial motor vehicle under federal motor carrier safety regulations contained in 49 CFR, Chapter III, subchapter B;
 - b. Existed on March 26, 1991, or at the time of the first required physical examination after that date; and
 - c. An examining physician has determined has not substantially worsened since March 26, 1991, or the time of the first required physical examination after that date."

Page 5, after line 25, insert:

"SECTION 8. EMERGENCY. Section 6 of this Act is declared to be an emergency measure."

Renumber accordingly