



American Association of Motor Vehicle Administrators

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## FMCSA Proposes Rule on Military Personnel Obtaining a CDL

The Federal Motor Carrier Safety Administration (FMCSA) has [published](#) a Notice of Proposed Rulemaking (NPRM) amending its Commercial Driver's License (CDL) regulations as it relates to military personnel obtaining a CDL while living outside of their state of domicile. This rulemaking would:

- Extend the time period for applying for a skills test waiver from 90 days to 1 year after leaving a military position requiring the operation of a commercial motor vehicle
- Allow states to accept applications and administer the written and skills tests for a Commercial Learner's Permit (CLP) or CDL from active duty military personnel who are stationed in that State
- Require states that choose to accept such applications to transmit the test results electronically to the state of domicile of the military personnel
- Require the State of domicile to issue the CDL or CLP on the basis of those test results

Specifically, [this NPRM](#) would allow states to offer military personnel the ability to apply for a CLP or CDL and take the knowledge test in that state even if it is not their state of domicile. If a state permits this, that state must electronically transmit the application and knowledge test scores in an efficient and secure manner to the state of domicile. The state of domicile must then issue a CLP or a CDL. AAMVA members should note that the NPRM does not address any specific method for issuing the CLP or CDL to that individual. Nor does it address the surrender of the base license when military personnel located outside their domicile state are provided with their CDL.

**Comments on the NPRM are due on or before May 16, 2016.** Jurisdictions submitting comments are encouraged to copy [governmentaffairs@aamva.org](mailto:governmentaffairs@aamva.org) so that AAMVA may reflect those comments in their own as submitted to the docket.

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4401 Wilson Boulevard, Suite 700, Arlington, VA 22203