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American Association of Motor Vehicle Administrators

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FMCSA Authorizes Immediate Short-Term Waiver of CDL Lawful Presence and Proof of Residency Requirements for Former Residents of Puerto Rico

The Federal Motor Carrier Safety Administration (FMCSA) has [granted](#) an immediate 90-day waiver from certain federal requirements concerning proof of U.S. citizenship or proof of legal permanent residence and domicile to enable state driver licensing agencies (SDLAs) to accept commercial learner's permit (CLP) and commercial driver's license (CDL) applications from former residents of Puerto Rico. FMCSA cites that SDLAs may employ the Department of Homeland Security's exception process for persons who, for reasons beyond their control, are unable to present proof of legal permanent residency or U.S. citizenship. The waiver provides a procedure under which persons who intend to domicile in the state of application may receive additional time to provide proof of establishing that the state of application also serves as the state of domicile. A CLP document issued under this waiver may not be valid for more than 90 days and requires the applicant to be actively enrolled in a CDL training school within that state. A CDL document issued under this waiver may not be valid for more than six months, by which time the individual is required to provide proof as required under existing federal regulations that the state that issued the CDL is his/her state of domicile. All other CLP and CDL licensing requirements must be satisfied upon initial issuance of the CLP or CDL. This waiver is effective immediately (as of February 20, 2018) and expires on May 21, 2018.

FMCSA has granted this waiver in conjunction with an [exemption request](#) submitted to the agency by the Commercial Vehicle Training Association.

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For questions about AAMVA's Government Affairs, please contact Cian Cashin at ccashin@aamva.org



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