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69th Legislature 2025 Drafter: Casey Pallister, HB0708.001.001

1	HOUSE BILL NO. 708		
2	INTRODUCED BY G. NIKOLAKAKOS, B. BARKER		
3			
4	A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING ALL PERSONS SERVING IN A RESERVE		
5	COMPONENT TO BE ELIGIBLE FOR CERTAIN COMMERCIAL DRIVER'S LICENSE WAIVERS; AND		
6	AMENDING SECTION 61-5-123, MCA."		
7			
8	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:		
9			
10	Section 1. Section 61-5-123, MCA, is amended to read:		
11	"61-5- ⁻	123. Waiver of skills test or knowledge test related to military commercial motor vehicles	
12	experience definition. (1) As used in this section, "current or former military service member" means a		
13	person:		
14	(a)	honorably discharged from the armed forces of the United States;	
15	(b)	currently serving in the armed forces of the United States;	
16	(c)	serving full-time in a reserve component, as defined in 37-1-138; or	
17	(d)	honorably discharged from the reserve component after serving full-time in the reserve	
18	component.		
19	(2)	The department may waive the skills test, knowledge test, or both, required for a commercial	
20	driver's license if an applicant is a current or former military service member and meets the conditions in		
21	subsection (3), (4), or (5).		
22	(3)	A current or former military service member applying for waiver of the skills test shall:	
23	(a)	certify and provide evidence that the member:	
24	(i)	is or was regularly employed within the last year in a military position requiring operation of a	
25	commercial motor vehicle;		
26	(ii)	was exempted from the commercial driver's license requirements in 61-8-803; and	
27	(iii)	was operating, for at least 2 years immediately preceding separation from the military, a vehicle	



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1 representative of the commercial motor vehicle type the driver applicant operates or expects to operate; and 2 (b) certify that during the 2-year period immediately prior to applying for a commercial driver's 3 license, the member: 4 (i) has not simultaneously held more than one civilian license; 5 has not had any license suspended, revoked, or cancelled; (ii) 6 has not had any convictions for any type of motor vehicle for the disqualifying offenses (iii) 7 contained in 61-8-802; 8 (iv) has not had any convictions for a violation of federal, military, state, or local law relating to 9 motor vehicle traffic control, other than a parking violation, arising in connection with any traffic accident; and 10 (v) has no record of an accident in which the current or former military service member was at 11 fault. 12 (4) A current or former military service member applying for waiver of the knowledge test shall 13 certify and provide evidence that during the 1-year period immediately prior to the application, the member: 14 is or was regularly employed and designated as a: (a) motor transport operator--88M (Army); 15 (i) 16 (ii) PATRIOT launching station operator--14T (Army); 17 (iii) fueler--92F (Army); 18 (iv) vehicle operator--2T1 (Air Force); 19 (v) fueler--2F0 (Air Force); 20 pavement and construction equipment operator--3E2 (Air Force); (vi) 21 (vii) motor vehicle operator--3531 (Marine Corps); or 22 equipment operator--E.O. (Navy); (viii) 23 (b) is operating a vehicle representative of the commercial motor vehicle type the driver applicant 24 expects to operate on separation from the military or operated a similar vehicle type immediately preceding 25 separation from the military; 26 (c) has not simultaneously held more than one civilian license; 27 (d) has not had any license suspended, revoked, or cancelled;



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1	(e)	has not had any convictions for any type of motor vehicle for the disqualifying offenses	
2	contained in 61-8-802;		
3	(f)	has not had more than one conviction for any type of motor vehicle for serious traffic violations	
4	contained in 61-8-803;		
5	(g)	has not had any convictions for a violation of federal, military, state, or local law relating to	
6	motor vehicle traffic control, other than a parking violation, arising in connection with any traffic accident; and		
7	(h)	has no record of an accident in which the current or former military service member was at	
8	fault.		
9	(5)	A current or former military service member applying for waiver of the applicable skills and	
10	knowledge tests for a passenger, tank vehicle, or hazardous materials endorsement shall certify and provide		
11	evidence that during the 1-year period immediately prior to the application, the member:		
12	(a)	is or was regularly employed in a military position requiring:	
13	(i)	operation of a passenger commercial motor vehicle if requesting waiver of the skills and	
14	knowledge test for a passenger endorsement;		
15	(ii)	operation of a tank vehicle if requesting waiver of the skills and knowledge test for a tank	
16	vehicle endorsement; or		
17	(iii)	transportation of hazardous materials if requesting waiver of the skills and knowledge test for a	
18	hazardous materials endorsement;		
19	(b)	has not simultaneously held more than one civilian license;	
20	(c)	has not had any convictions for any type of motor vehicle for the disqualifying offenses	
21	contained in 61-8-802;		
22	(d)	has not had more than one conviction for any type of motor vehicle for serious traffic violations	
23	contained in 61-8-803;		
24	(e)	has not had any convictions for a violation of federal, military, state, or local law relating to	
25	motor vehicle traffic control, other than a parking violation, arising in connection with any traffic accident; and		
26	(f)	has no record of an accident in which the current or former military service member was at	
27	fault."		



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1 - END -



