



## DEPARTMENT OF TRANSPORTATION

### Federal Motor Carrier Safety Administration

#### 49 CFR Part 384

[Docket No. FMCSA-2025-0622]

RIN 2126-AC98

### Restoring Integrity to the Issuance of Non-Domiciled Commercial Drivers Licenses (CDL); Correction

**AGENCY:** Federal Motor Carrier Safety Administration (FMCSA), Department of Transportation (DOT).

**ACTION:** Correcting amendments.

**SUMMARY:** In an interim final rule (IFR) published in the *Federal Register* on September 29, 2025, FMCSA amended the Federal regulations for State Driver's Licensing Agencies (SDLAs) issuing commercial driving credentials to foreign-domiciled individuals. The IFR contained an error in the amendatory instructions. The Agency corrects this error.

**DATES:** This correction is effective [INSERT DATE OF PUBLICATION IN THE FEDERAL REGISTER]. Comments on the IFR must still be received on or before November 28, 2025.

**FOR FURTHER INFORMATION CONTACT:** Philip Thomas, Deputy Associate Administrator, Office of Safety, FMCSA, 1200 New Jersey Avenue SE, Washington, DC 20590-0001; (202) 366-9554; Philip.Thomas@dot.gov. If you have questions on viewing or submitting material to the docket, call Dockets Operations at (202) 366-9826.

#### SUPPLEMENTARY INFORMATION:

On September 29, 2025, FMCSA published an IFR (90 FR 46509) that amended the Federal regulations for SDLAs issuing commercial driving credentials to foreign-

domiciled individuals. Through the IFR, FMCSA restored the integrity of the commercial driver's license (CDL) issuance processes by significantly limiting the authority for SDLAs to issue and renew non-domiciled commercial learner's permits and CDLs to individuals domiciled in a foreign jurisdiction. This change strengthened the security of the CDL issuance process and enhanced the safety of commercial motor vehicle operations. Through amendatory instruction no. 6 in the IFR, the Agency sought to revise § 384.212, but inadvertently wrote § 383.212 in the instruction. The Agency corrects this error by providing a new instruction to add new paragraphs (a)(1) and (2) to § 384.212. The revisions to § 384.212 are the same revisions described in the final rule.

#### **List of Subjects in 49 CFR Part 384**

Administrative practice and procedure, Alcohol abuse, Drug abuse, Highway safety, Motor carriers.

In consideration of the foregoing, FMCSA corrects 49 CFR part 384 by making the following correcting amendments:

#### **PART 384—STATE COMPLIANCE WITH COMMERCIAL DRIVER'S LICENSE PROGRAM**

1. The authority citation for part 384 continues to read as follows:

**Authority:** 49 U.S.C. 31136, 31301, et seq., and 31502; secs. 103 and 215 of Pub. L. 106-159, 113 Stat. 1748, 1753, 1767; sec. 32934 of Pub. L. 112-141, 126 Stat. 405, 830; sec. 5524 of Pub. L. 114-94, 129 Stat. 1312, 1560; and 49 CFR 1.87.

2. Amend § 384.212 by adding paragraph (a)(1) and reserved paragraph (a)(2) to read as follows:

#### **§ 384.212 Domicile requirement.**

(a) \* \* \*

(1) For applicants domiciled in a foreign jurisdiction, the State must:

(i) Comply with the document verification requirements set forth in

§ 383.73(m)(2) before issuing (which includes amending, correcting, reprinting, or

otherwise duplicating a previously issued CLP or CDL), transferring, renewing, or upgrading a non-domiciled CLP or CDL;

(ii) Retain copies of all documents involved in the licensing process, including documents provided by the applicant to prove lawful immigration status, for a period of no less than 2 years from the date of issuing (which includes amending, correcting, reprinting, or otherwise duplicating a previously issued CLP or CDL), transferring, renewing, or upgrading a non-domiciled CLP or CDL; and

(iii) Provide copies of all documents involved in the licensing process to FMCSA within 48 hours after request.

(2) [Reserved]

\* \* \* \* \*

Issued under authority delegated in 49 CFR 1.87.

**Larry W. Minor,**

*Associate Administrator for Policy.*

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