



STATE OF NEW YORK DEPARTMENT OF MOTOR VEHICLES

6 EMPIRE STATE PLAZA, ALBANY, NY 12228

BARBARA J. FIALA
Commissioner

"M" 5 (2013)

Albany, New York

May 22, 2013

TO: All Magistrates

SUBJECT: Reporting Convictions Involving Out-of-State CDL Holders/CMV Operators

This is a reminder about the reporting requirements set forth in Vehicle and Traffic Law (VTL) section 514(1)(d). A court must file a certificate of conviction with DMV within 96 hours of the imposition of the sentence if the person has been convicted of any violation of the VTL or of any local law, rule or regulation, or ordinance related to traffic (except one for parking, stopping or standing) if the person:

- holds a commercial driver license issued by another state;
- holds any type of license issued by another state and committed the offense in a commercial motor vehicle, as defined in VTL section 501-a(4).

Please note that a conviction must be reported to the Department even if the fine has not been collected (FNC).

Under federal and NYS law, DMV must report these convictions to the motorist's home state within 10 days of the conviction. In order for DMV to timely report the convictions, it is critical that the courts report these convictions to DMV within 96 hours of the sentence date. If NYS fails to comply with these laws, up to \$60 million in federal highway funding could be lost. Therefore, your cooperation is appreciated.

If you are not currently sending DMV your convictions electronically, we encourage you to do so. For more information, please call TSLED Support at 1-800-948-7533 or email TSLED at TSLEDSupport@dmv.ny.gov.

Barbara J. Fiala
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