

# THE CDL FROM THE INSIDE OUT

## (It Can Be A Lonely Road)

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# Learning Objectives

After this presentation you will be able to:

- Appreciate that stakeholder collaboration has proven to be a valuable tool in understanding this subject with the sole purpose of reducing crashes and saving lives.
- Identification of the stakeholders

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# Learning Objectives

After this presentation you will be able to:

- Recognize that there are collateral consequences to a case that has been masked affording the CDL holder to benefit in ways that can jeopardize safety on our highways.
- Reinforce the current recognition of the Masking definition, education and ethical responsibilities to ensure that the case handled in our Courts eliminates any post judicial opportunities.

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## Roadside (Part One)

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### Goals of CMVSA of 1986

- Prevent CMV drivers from concealing unsafe driving records by carrying licenses from more than one state;
- Ensure that all CMV drivers demonstrate minimum levels of knowledge and skills needed to safely operate CMVs before licensing;
- Subject CMV drivers to new uniform sanctions for certain unsafe driving practices.

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### 1986—Congress Adopts Commercial Motor Vehicle Safety Act

Faced with ever increasing number of fatalities from large truck crashes, Congress held hearings and made three significant findings:

- No classified driver licensing system existed in 18 states;
- Of the remaining 32 states, only 12 required a skills test;
- Widespread use of multiple CDL licenses;
- No network to track serious violations.

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## Motor Carrier Safety Improvement Act of 1999

- Established the Federal Motor Carrier Safety Administration (FMCSA)
- Commercial Motor Vehicle and Driver Safety
  - (The reason we are here today)

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## Straight from the Federal Register

This practice allows unsafe drivers to continue to pose a risk to other motorists by allowing their continued operation on the nation's highways

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## **Straight from the Federal Register**

This provision also requires that records of such conviction information be made available to all authorized parties and government entities. The FMCSA urges State Executive Branch agencies to work with the State Judicial Branch to eliminate the practice of masking.

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## **New York State**

### **17 NYCRR Part 820**

Section 820.13. Incorporation by reference.

The provisions of the Code of Federal Regulations which have been incorporated by reference in this Part have been filed in the Office of the Secretary of State of the State of New York, the publication so filed being the booklets entitled: Title 49 Code of Federal Regulations Parts 100 to 177, Parts 178 to 199 and Parts 200 to 299 and Parts 300 to 399, revised as of October 1, 2013, published by the Office of the Federal Register, National Archives and Records Administration, as a special edition of the Federal Register.

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## **Federal Regulations State Laws and Regulations**

While we will discuss federal regulations (49 CFR 383 and 384), it's important to know each state, including New York, has adopted all or almost all of these regulations into its state's laws or statutes.

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## Roadside (Part Two)



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## OBSERVATIONS FROM

A common observation

“local police” reducing speed to 20 mph on the highway. The chief told me they do that. Then if they plead guilty to 15 over, they often end up with a parking ticket.”

**THE CLASSIC DOUBLE BENEFIT!!!**

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## Masking



Because “masking” is prohibited to ensure all “convictions” appear on CDL history / record, one cannot comply with the masking prohibition unless the definition of “conviction” under 49 CFR 383.5 is understood.

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## Federal Law Prohibits “Masking” 49 CFR 384.226

State must not mask, defer imposition of judgment, or allow individual to enter into diversion program that would prevent CLP/CDL holder’s conviction for violation, in any type of motor vehicle, of state or local traffic control law... from appearing on CDLIS driver record, whether driver was convicted for offense committed in a state where the driver is licensed or another state.

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## Conviction

NYS VTL ARTICLE 1 (S 109c)

Conviction. Any conviction as defined in subdivision thirteen of section 1.20 of the criminal procedure law; provided, however, where a conviction or administrative finding in this state or another state results in a mandatory sanction against a commercial driver's license, as set forth in sections five hundred ten, five hundred ten-a, eleven hundred ninety-two and eleven hundred ninety-four of this chapter, conviction shall also mean an unvacated adjudication of guilt, or a determination that a person has violated or failed to comply with the law in a court of original jurisdiction or by an authorized administrative tribunal, an unvacated forfeiture of bail or collateral deposited to secure the person's appearance in court, a plea of guilty or nolo contendere accepted by the court, the payment of a fine or court cost, or violation of a condition of release without bail, regardless of whether or not the penalty is rebated, suspended, or probated.

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## Important Terms

Definitions (49CFR 383.5)

Conviction (49CFR 383.5)

[https://www.ecfr.gov/current/title-49/part-383/section-383.5#p-383.5\(Conviction\)](https://www.ecfr.gov/current/title-49/part-383/section-383.5#p-383.5(Conviction))

Disqualification (49CFR 383.5)

[https://www.ecfr.gov/current/title-49/part-383/section-383.5#p-383.5\(Disqualification\)](https://www.ecfr.gov/current/title-49/part-383/section-383.5#p-383.5(Disqualification))

Masking (49CFR 384.226)

<https://www.ecfr.gov/current/title-49/section-384.226>

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## Important Terms

### Timely Reporting

Notification of Disqualification (CFR 384.208)

<https://www.ecfr.gov/current/title-49/section-384.208>

Notification of Traffic Violations (CFR384.209)

<https://www.ecfr.gov/current/title-49/section-384.209>

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## Disqualifying Offenses (49 CFR 383.51)

<https://www.ecfr.gov/current/title-49/section-383.51>

1. Major offenses
2. "Serious traffic offenses"
3. Railroad grade crossing violations
4. Violations of out-of-service orders

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**Table 1**

**Table 1 to § 383.51 DISQUALIFICATIONS FOR MAJOR OFFENSES**

Table 1 to § 383.51 contains a list of the offenses and periods for which a person who is required to have a CDL is disqualified, depending upon the type of vehicle the driver is operating at the time of the violation, as follows:

Offense	Disqualification Period for Operators of Vehicles Other Than CMVs	Disqualification Period for Operators of CMVs	Disqualification Period for Operators of CMVs	Disqualification Period for Operators of CMVs	Disqualification Period for Operators of CMVs
(a) Driving under the influence of alcohol or drugs	1 year	1 year	3 years	Life	Life
(b) Driving under the influence of alcohol or drugs while operating a CMV	1 year	1 year	3 years	Life	Life
(c) Driving while operating a CMV with a suspended or revoked license	1 year	Not applicable	3 years	Life	Not applicable
(d) Driving while operating a CMV with a suspended or revoked license while operating a CMV	1 year	Not applicable	3 years	Life	Not applicable
(e) Driving while operating a CMV with a suspended or revoked license while operating a CMV	1 year	Not applicable	3 years	Life	Not applicable
(f) Driving while operating a CMV with a suspended or revoked license while operating a CMV	1 year	Not applicable	3 years	Life	Not applicable
(g) Driving while operating a CMV with a suspended or revoked license while operating a CMV	1 year	Not applicable	3 years	Life	Not applicable
(h) Driving while operating a CMV with a suspended or revoked license while operating a CMV	1 year	Not applicable	3 years	Life	Not applicable
(i) Driving while operating a CMV with a suspended or revoked license while operating a CMV	1 year	Not applicable	3 years	Life	Not applicable
(j) Driving while operating a CMV with a suspended or revoked license while operating a CMV	1 year	Not applicable	3 years	Life	Not applicable
(k) Driving while operating a CMV with a suspended or revoked license while operating a CMV	1 year	Not applicable	3 years	Life	Not applicable
(l) Driving while operating a CMV with a suspended or revoked license while operating a CMV	1 year	Not applicable	3 years	Life	Not applicable
(m) Driving while operating a CMV with a suspended or revoked license while operating a CMV	1 year	Not applicable	3 years	Life	Not applicable
(n) Driving while operating a CMV with a suspended or revoked license while operating a CMV	1 year	Not applicable	3 years	Life	Not applicable
(o) Driving while operating a CMV with a suspended or revoked license while operating a CMV	1 year	Not applicable	3 years	Life	Not applicable
(p) Driving while operating a CMV with a suspended or revoked license while operating a CMV	1 year	Not applicable	3 years	Life	Not applicable
(q) Driving while operating a CMV with a suspended or revoked license while operating a CMV	1 year	Not applicable	3 years	Life	Not applicable
(r) Driving while operating a CMV with a suspended or revoked license while operating a CMV	1 year	Not applicable	3 years	Life	Not applicable
(s) Driving while operating a CMV with a suspended or revoked license while operating a CMV	1 year	Not applicable	3 years	Life	Not applicable
(t) Driving while operating a CMV with a suspended or revoked license while operating a CMV	1 year	Not applicable	3 years	Life	Not applicable
(u) Driving while operating a CMV with a suspended or revoked license while operating a CMV	1 year	Not applicable	3 years	Life	Not applicable
(v) Driving while operating a CMV with a suspended or revoked license while operating a CMV	1 year	Not applicable	3 years	Life	Not applicable
(w) Driving while operating a CMV with a suspended or revoked license while operating a CMV	1 year	Not applicable	3 years	Life	Not applicable
(x) Driving while operating a CMV with a suspended or revoked license while operating a CMV	1 year	Not applicable	3 years	Life	Not applicable
(y) Driving while operating a CMV with a suspended or revoked license while operating a CMV	1 year	Not applicable	3 years	Life	Not applicable
(z) Driving while operating a CMV with a suspended or revoked license while operating a CMV	1 year	Not applicable	3 years	Life	Not applicable

**Specific Violations**

**Top Row Describes Vehicle and Conviction Event**

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49 CFR § 383.51(c) Warrants CDL  
Disqualification Upon Conviction for 2  
or More  
“Serious Violations”



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**Serious Traffic Violations**  
49 CFR 383.51

CMV or non-CMV:

- Excessive speed – 15 mph or more over the speed limit;
- Reckless Driving;
- Traffic violation in connection with fatal accident (crash);
- Improper / erratic lane change;
- Following too closely

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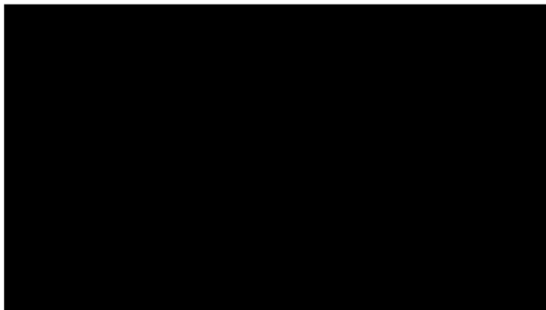
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Courtroom



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## Truck driver trapped for an hour in crash that closed I-81 North



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## Key Identifiers in the Citation

Local Police Code		M.I.	
Apt. No.		Photo Lic. Shows	
Owner Is		Lic. Class	
Operator		CDL C	
Date Expires		06/10/2020	
Make		RD	
Reg. State		Registration Expires	
SC		12/20/2019	
THE PERSON DESCRIBED ABOVE IS CHARGED AS FOLLOWS			
Time	Date of Offense	IN VIOLATION OF	
03:26PM	08/08/2019	VTL	
Violation Section		Description of Violation	
1180 0A		SPEED NOT REASONABLE&PRUDENT	
Traffic Infraction		Misd. Felony	
MPH		MPH ZONE	
US DOT#		3178990	
Common Veh.		Bus	
Hwy No.		Loc. Code	
81		2461	
Plate No.		1	
7831 NB INTERSTATE 81			

License Class

Vehicle Make

Statute Number

Description

DOT Number

HAZMAT

Commercial Vehicle

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Last Name (Last, First, Middle)		M.I.	
ERICK		T	
Apt. No.		Photo Lic. Shows	
Owner Is		Lic. Class	
Operator		CDL C	
Date Expires		06/10/2020	
Make		RD	
Reg. State		Registration Expires	
SC		12/20/2019	
THE PERSON DESCRIBED ABOVE IS CHARGED AS FOLLOWS			
Time	Date of Offense	IN VIOLATION OF	
03:26PM	08/08/2019	VTL	
Violation Section		Description of Violation	
1129 0A		FOLLOWING TOO CLOSELY	
Traffic Infraction		Misd. Felony	
MPH		MPH ZONE	
US DOT#		3178990	
Common Veh.		Bus	
Hwy No.		Loc. Code	
81		2461	
Plate No.		1	

WRONG LICENSE CLASS

VIOLATION FOLLOWING TOO CLOSE

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Last Name/Initials		First Name		M.I.	
Number and Street		Apt. No.		Photo Lic. Shown <input checked="" type="checkbox"/>	
Client ID Number 101959036		Owner is Operator <input checked="" type="checkbox"/>		Lic. Class CDLC	
Lic. State SC		Date of Birth 06/10/1985		Date Expires 08/10/2020	
Plate Number P762608		Reg. State SC		Registration Expires 12/20/2019	
THE PERSON DESCRIBED ABOVE IS CHARGED AS FOLLOWS					
Time 03:26PM		Date of Offense 08/08/2019		IN VIOLATION OF VTL	
Violation Section 1123 OB		Traffic Infraction <input checked="" type="checkbox"/> Misd. <input type="checkbox"/> Felony <input type="checkbox"/>		Description of Violation LEFT PAVEMENT TO PASS ON RIGHT	
County ONONDAGA		US DOT# 3178990		Common Veh. <input checked="" type="checkbox"/> Bus <input type="checkbox"/> Hack/Mat <input type="checkbox"/>	
City/Town		Hwy No. 81		Lic. Code 3461	
Hwy Type 1					

WRONG LICENSE CLASS

VIOLATION

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Last Name/Initials		First Name		M.I.	
Number and Street		Apt. No.		Photo Lic. Shown <input checked="" type="checkbox"/>	
Client ID Number 101959036		Owner is Operator <input checked="" type="checkbox"/>		Lic. Class A	
Lic. State SC		Date of Birth 06/10/1985		Date Expires 08/10/2020	
Plate Number P762608		Reg. State SC		Registration Expires 12/20/2019	
THE PERSON DESCRIBED ABOVE IS CHARGED AS FOLLOWS					
Time 03:26PM		Date of Offense 08/08/2019		IN VIOLATION OF TL	
Violation Section 140 2CII		Traffic Infraction <input checked="" type="checkbox"/> Misd. <input type="checkbox"/> Felony <input type="checkbox"/>		Description of Violation 3963A1BOS BRAKES OUT OF SERVICE	
County ONONDAGA		US DOT# 3178990		Common Veh. <input checked="" type="checkbox"/> Bus <input type="checkbox"/> Hack/Mat <input type="checkbox"/>	
City/Town		Hwy No. 81		Lic. Code 3461	
Hwy Type 1					

Changed class to Class A

Brakes out of service issue

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Last Name/Initials		First Name		M.I.	
Number and Street		Apt. No.		Photo Lic. Shown <input checked="" type="checkbox"/>	
Client ID Number 101959036		Owner is Operator <input checked="" type="checkbox"/>		Lic. Class A	
Lic. State SC		Date of Birth 06/10/1985		Date Expires 08/10/2020	
Plate Number P762608		Reg. State SC		Registration Expires 12/20/2019	
THE PERSON DESCRIBED ABOVE IS CHARGED AS FOLLOWS					
Time 03:26PM		Date of Offense 08/08/2019		IN VIOLATION OF TL	
Violation Section 140 2CII		Traffic Infraction <input checked="" type="checkbox"/> Misd. <input type="checkbox"/> Felony <input type="checkbox"/>		Description of Violation 392.2 NYS VTL 1212 RECKLESS DRIVING "Out of Service"	
County ONONDAGA		US DOT# 3178990		Common Veh. <input checked="" type="checkbox"/> Bus <input type="checkbox"/> Hack/Mat <input type="checkbox"/>	
City/Town		Hwy No. 81		Lic. Code 3461	
Hwy Type 1					

Class changed to Class A

Transportation Law  
Not  
Vehicle and Traffic  
Law

An observant court clerk  
found this.

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## The Positive Results of Court Education

Violation	Speed	Plea	Speed	Disposition Date
Speeding	47/30	Parking		Monday, May 18, 2015
Turn		Parking		Monday, July 27, 2015
Cell Phone		Parking		Wednesday, August 31, 2016
Speeding	62/45	Parking		Thursday, June 1, 2017
Speeding	50/30	Parking		Monday, February 12, 2018
Speeding	80/55	Speeding	62/55	Wednesday, April 17, 2019
Speeding	70/55	Jaywalking		Sunday, February 7, 2021
Speeding	69/55	Parking??		Saturday, March 27, 2021
Speeding	45/30	Parking		Tuesday, August 3, 2021
Speeding	48/30	Jaywalking		Friday, July 23, 2021
Speeding	67/55	Parking??		Monday, April 18, 2022
Cell Phone		Parking		Tuesday, July 5, 2022
Speeding	46/30	Pending	Stop	Saturday, June 3, 2023

### Important Considerations

- 13 Violations (1 pending)
- All reduced to parking/jaywalking resulting in no points/no disqualifications
- All occurred in one county
- CDL holder possessed School Bus endorsement
- Employed as full time school bus driver.

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So, Our case has been disposed of:

- 1) A conviction to the original charge was entered and reported.
- 2) A dismissal (after appeal was upheld) and reported
- 3) Masking occurred ! In addition to the reduction or dismiss offered by the Prosecutor and accepted by the Court.
  - a) Yes
  - b) No
  - c) Not a court concern

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Can a "Masked" Case have any further unsafe consequences after the completion of the judicial process?

Yes	0%
No	0%
Not a Court concern	0%

Start the presentation to see live content. For screen share software, share the entire screen. Get help at [pollvox.com/app](https://pollvox.com/app)

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## Data Quality

- Often referred to DataQs ,is an FMCSA system that allows users to request and track a review of Federal and State data issued by FMCSA believed to be incomplete or incorrect.
- Requests for Data Review (RDRs) for all States and FMCSA Division Offices

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## Data Quality

The system enables all users—motor carriers, drivers and their representatives, as well as FMCSA and its State partners—to improve the accuracy of FMCSA’s data-driven safety systems that help prevent crashes, injuries, and fatalities related to commercial motor vehicles. Accurate data leads to safer roads.

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## VEHICLE QUALIFICATION FOR DATA Q INQUIRY

At least one of the following must apply:

- The qualifying vehicle involved in the crash is a CMV, which includes:
  - A truck having a gross vehicle weight rating (GVWR) of more than 10,000 pounds or a gross combination weight rating (GCWR) of more than 10,000 pounds and is used on public highways; or
  - A motor vehicle designed to transport nine or more people, including the driver; or
  - ANY vehicle displaying a HM placard, regardless of weight; ANY vehicle transporting placarded amounts of HM; or ANY vehicle required to be placarded.

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## The Reason Severity Weights Are Dismissed or Reduced

<b>Result of Adjudicated Citation Associated with a Violation Uploaded to MCMIS</b>	<b>Safety Measurement System (SMS)</b>
Convicted of original charge	Violation not removed
Dismissed with fine or punitive court costs	Violation not removed
Dismissed without fine or punitive court costs	Record appended to reflect sms rating of 0
<b>Not Guilty</b>	Record appended to reflect sms rating of 0
Convicted of a lesser charge	Append inspection to  indicate violation "Resulted in conviction of a different charge." Change severity weight to 1.

Can you see how a "Masked " case can also allow a driver with a questionable record get an additional positive benefit for a citation that should not have been improperly disposed of in the first place?

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## Why do these matter?

- ✓ Filed DATA Q's
- ✓ All Occurred in CMVs
- ✓ (Eight in Work Zones)
- ✓ All Masked in a local court
- ✓ All had severity ratings reduced
- ✓ Did the original points matter ?
- ✓ Does this practice reduce crashes and save lives on our highways?

VTL 1225d	Cell Phone in CMV	No
VTL 1180d	?	
VTL 1180d		85
VTL 1180d		
VTL 1180	?	
VTL 1180d		
VTL 1180d		55
VTL 1180d		80
VTL 1180d		55
Disqualified FMC-SA and Wisconsin		
VTL 1180d		85
VTL 1180d		73
VTL 1180d		80
VTL 1180d		75
VTL 1180d		80
VTL 1180d		80
Original		
VTL 1225d	Cell Phone in CMV	

7/1L 1201a Parking
7/1L 1202b Parking
7/1L 1201a Parking
7/1L 1152c Jaywalking
7/1L 1152c Jaywalking
7/1L 1201a Parking
7/1L 1116aFOYOTCD
7/1L 1203b Parking
7/1L 1203b Parking
7/1L 1175 Obst. Intersection
7/1L 1203b Parking
7/1L 1152c Jaywalking
7/1L 1175 Obst. Intersection
7/1L 1220a Librering
7/1L 1203b Parking
7/1L 1203b Parking
7/1L 1202 Parking
7/1L 1202.82

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## Predicting Truck Crash Involvement: 2022 Update

October 2022



Prepared by the American Transportation Research Institute

<https://www.youtube.com/watch?v=3BemQDPi6m8>

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## STATISTICS THAT MATTER



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**Table 7: Comparison of Top 10 Predictors of Future Crash Involvement Across All Four ATRI Crash Predictor Models**

Rank	Driver Behavior and Associated Increases in Future Crash Probability			
	2016	2017	2018	2019
1	A Failure to Yield (141%)	A Failure to Yield / Improper Signal conviction (141%)	A Failure to Yield (141%)	A Failure to Yield (141%)
2	An Improper Turn conviction (139%)	A Past Crash (139%)	A Failure to Yield / Improper Signal conviction (139%)	A Failure to Yield / Improper Signal conviction (139%)
3	An Improper or Erratic Lane Change conviction (135%)	An Improper Pass conviction (135%)	A Failure to Yield / Improper Signal conviction (135%)	A Failure to Yield / Improper Signal conviction (135%)
4	A Failure to Yield conviction (135%)	An Improper Turn conviction (135%)	A Failure to Yield / Improper Signal conviction (135%)	A Failure to Yield / Improper Signal conviction (135%)
5	An Improper Turn conviction (135%)	An Improper or Erratic Lane Change conviction (135%)	A Failure to Yield / Improper Signal conviction (135%)	A Failure to Yield / Improper Signal conviction (135%)
6	A Failure to Keep in Proper Lane conviction (135%)	An Improper Lane / Location conviction (135%)	A Failure to Yield / Improper Signal conviction (135%)	A Failure to Yield / Improper Signal conviction (135%)
7	A Past Crash (135%)	A Failure to Yield / Improper Signal conviction (135%)	A Failure to Yield / Improper Signal conviction (135%)	A Failure to Yield / Improper Signal conviction (135%)
8	An Improper Lane Change conviction (135%)	A Breeding More Than 10 Miles Over Speed Limit conviction (135%)	A Failure to Yield / Improper Signal conviction (135%)	A Failure to Yield / Improper Signal conviction (135%)
9	A Failure to Yield conviction (135%)	Any conviction (135%)	A Failure to Yield / Improper Signal conviction (135%)	A Failure to Yield / Improper Signal conviction (135%)
10	A Failure to Yield conviction (135%)	A Failure to Yield / Improper Signal conviction (135%)	A Failure to Yield / Improper Signal conviction (135%)	A Failure to Yield / Improper Signal conviction (135%)

In Top 10 in 4 ATRI Crash Predictor Models: ☐ In Top 10 in 3 ATRI Crash Predictor Models: ☒

17 Predicting Truck Crash Involvement: 2020 Update

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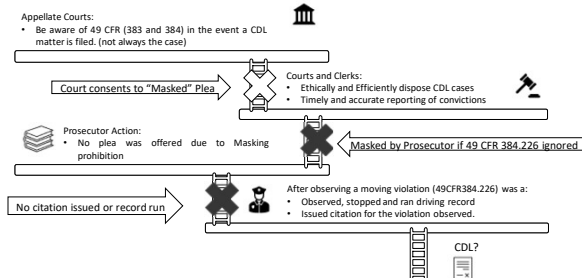
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## Effects of Masking



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## Encouraging Unsafe Behavior, Think About It.

- 1) The roadside reduction- how would the Court know?
- 2) Masking occurs in the Court, we've learned that it is improper, unethical and diminishes public trust and confidence in our courts.
  - A. Will a recorded conviction result?
  - B. If it takes a second conviction within three years and the holder is held accountable for the first on it's probable that safer driving practices to avoid the second will take place.
  - C. Other than learning how to work the system, how will continued masking improve safety?
  - D. After all of this, they can file a Data Q only to provide future employers, insurance companies and customers with inaccurate safety history.
  - E. IF THE CASE WASN'T MASKED NONE OF THIS CAN HAPPEN, IT MAY BE YOU OR A LOVED ONE ON THE ROAD THAT BECOMES A STATISTIC>

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# SO HOW CAN YOU HELP OUR COURTS GET IT CORRECT?

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## NYS DMV "M" 9 (2023)



"M" 9 (2023)  
Albany, New York  
October 12, 2023

TO: All Magistrates  
SUBJECT: CLP/CDL Anti-Masking and Mandatory Reporting Requirements

The Department of Motor Vehicles is reminding all Magistrates of the following federal and state requirements pertaining to holders of commercial learner permits (CLP) and commercial driver licenses (CDL).

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## NYS DMV "M" 9 (2023)



"М" 9 (2023)

Albany, New York

October 12, 2023

TO: All Magistrates

SUBJECT: CLP/CDL Anti-Masking and Mandatory Reporting Requirements

The Department of Motor Vehicles is reminding all Magistrates of the following federal and state requirements pertaining to holders of commercial learner permits (CLP) and commercial driver licenses (CDL).

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## Comparing Tables

[illegible]

(SERIOUS TRAFFIC VIOLATION) - Commercial Driver License will be suspended for 60 days if conviction of two "serious traffic violations in a three year period. If three convictions, the suspension will be for a period of 120 days)

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Something to think about...

"Two roads diverged in a woods, and I—  
I took the one less traveled by,  
And that has made all the difference".



## “Robert Frost”

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## CDL Specific Training for Clerks of Court | New York

### REGISTRATION GUIDE

The Clerk of Court function is the cornerstone of court management and has the potential to play a critical role in improving the accuracy, timeliness, and compliance of CDL adjudications. Clerks review citations and assign cases to judges and dockets; review final adjudications; and compile the data submitted to State Driver's Licensing Agencies (SDLA) for updating driver records and applying the appropriate sanctions to drivers convicted of traffic law violations. If Clerks do not understand the requirements of 49 CFR 383 and 384 and corresponding state statutes and regulations, the timeliness, accuracy, and compliance of CDL adjudications may be adversely impacted.

### THE PROJECT

In collaboration with the New York State Association of Magistrate Court Clerks, Inc. (NYSAMCC), the New York Department of Motor Vehicles, and the New York State Office of Justice Court Support, the University of Cincinnati (UC), in association with the National Center for State Courts, eJustice and Technology Solutions, and the North Dakota State University Super Grid Plans Transportation Institute, has developed and is pilot testing, and evaluating the effectiveness

ensure Clerks of Court gain an understanding of the requirements of 49 CFR 383 and 384 and corresponding state statutory requirements.

The goal is to improve the timeliness and accuracy of CDL data exchanges between the courts and the SDLA to in turn enhance New York's compliance

### TWO-PART TRAINING

- The training includes an e-learning course designed to provide an understanding of requirements.
- On completion of the e-learning course, Court Clerks will participate in an instructor-led and processes that govern the New York CDL program. A session of this is not to be offered at the NYSAMCC annual conference.

### TAKE THE E-LEARNING COURSE

- Register at <https://new.courttime.org> or log in if you already have an account.
- you will need to verify your email address by clicking a link sent to your email address during the registration process.
- Once you are logged in, on the right side of your dashboard should be a "Join Group" button. (If you don't see the "Join Group" button, ensure clicking the "Home" link in the top left of the breadcrumb bar.)
- Click "Join Group" to open a pop-up box and then enter the group key below in the field.

CDL Clerks-NYSAMCC

- Then click the "Join Group" submit button. This will automatically add the following course to your dashboard for you to begin.

Clerks of Court and the CDL Traffic Citation Lifecycle

- For technical assistance, please contact [edeming@ncsc.org](mailto:edeming@ncsc.org)

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# www.cdlcourtassist.org

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## Contact:

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(Cell)-7164742777

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[cdlcourtassist.org](https://cdlcourtassist.org)

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Questions?

Thanks for taking the time  
today to do your part in  
improving safety on our  
highways

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