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PERMANENT ADMINISTRATIVE ORDER

DMV 38-2020

CHAPTER 735
DEPARTMENT OF TRANSPORTATION
DRIVER AND MOTOR VEHICLE SERVICES DIVISION

FILED

12/11/2020 8:57 AM
ARCHIVES DIVISION
SECRETARY OF STATE
& LEGISLATIVE COUNSEL

FILING CAPTION: Commercial Driving Privileges Relating to Testing, System Modernization and Compliance with FMSCRs and Oregon Legislation

EFFECTIVE DATE: 01/01/2021

AGENCY APPROVED DATE: 12/01/2020

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RULES:

735-062-0085, 735-063-0210, 735-063-0240, 735-063-0263, 735-063-0280, 735-063-0310, 735-063-0311

REPEAL: 735-062-0085

REPEAL: Temporary 735-062-0085 from DMV 21-2020

NOTICE FILED DATE: 09/24/2020

RULE SUMMARY: This rule was repealed to remove DMV's authority to waive the drive test requirement for a farm endorsement applicant who has an accident on their driver record as long as the driver record also shows that the applicant was not convicted of an offense that is related to the accident on their driver record. In accordance with ORS 807.072 (4),(5), DMV will now require a skills test for all farm endorsement applicants who have an accident on their driver record dated within two years from the date of application and for those who have been convicted of specific traffic crime listed in ORS 807.072(4) or (5).

CHANGES TO RULE:

~~735-062-0085~~

~~Waiving Examination Requirements for Farm Endorsement~~

~~DMV may waive the examination requirements of an applicant for a farm endorsement if the applicant meets the qualifications specified in ORS 807.072(4) or (5) and is not disqualified from holding a farm endorsement under ORS 809.406. If the applicant has an accident(s) appearing on his or her driving record in the two years prior to the date of application, DMV may still waive the examination requirements if the applicant was not convicted of any offense relating to the accident(s).~~

~~Statutory/Other Authority: ORS 184.616, 184.619, 802.010, 802.200, 807.072(6)~~

~~Statutes/Other Implemented: ORS 807.072, 807.170~~

AMEND: 735-063-0210

REPEAL: Temporary 735-063-0210 from DMV 21-2020

NOTICE FILED DATE: 09/24/2020

RULE SUMMARY: The rule was amended to update the effective date of 49 CFR §§ 391.31 to 391.49 to January 1, 2020.

CHANGES TO RULE:

735-063-0210

CDL or CLP Medical Standards ¶¶

(1) DMV adopts 49 CFR 391.41 to 391.49 in effect as of ~~September 26, 2016~~ January 1, 2020 pertaining to physical qualifications and medical examination of drivers of CMVs.¶¶

(2) Any person who certifies a driving type of non-excepted interstate must meet the medical qualifications described in 49 CFR 391.41 to 391.49 or be exempted from those medical qualifications pursuant to 49 USC 31135 and 31136(e) and 49 CFR 381.300 to 381.330 to be issued or to retain an Oregon CDL or CLP.¶¶

(3) Any person who certifies a driving type of excepted interstate or non-excepted intrastate must:¶¶

(a) Meet the medical qualifications in section (2) of this rule to be issued or retain an Oregon CDL or CLP; or¶¶

(b) Meet the medical qualifications for a Waiver of Physical Disqualification issued by DMV and described in 735-063-007240 to be issued or retain a restricted Oregon CDL or CLP.

Statutory/Other Authority: ~~49 CFR 391.41 - 391.49, ORS 184.616,~~ ORS 184.619, 802.010, 807.040, 809.419

Statutes/Other Implemented: ORS 807.040, 807.100, 809.419, 49 CFR 391.41 - 391.49

AMEND: 735-063-0240

REPEAL: Temporary 735-063-0240 from DMV 21-2020

NOTICE FILED DATE: 09/24/2020

RULE SUMMARY: With the amendment of this rule, to comply with 49 CFR § 391.46, DMV will no longer consider diabetes a disqualifying condition for a person operating a CMV. To align with current practices, DMV removed the requirement for a driver to notify DMV within 10 days of changing employers and to provide the new employer with a copy of the waiver of physical disqualification. The rule also requires a person seeking a Waiver of Physical Disqualification to have the medical examination report completed by a certified medical examiner listed on the FMCSA National Registry of Certified Medical Examiners rather than a licensed physician, chiropractic physician, physician assistant or nurse practitioner.

CHANGES TO RULE:

735-063-0240

Waiver of Physical Disqualification ¶¶

(1) This rule is applicable to holders of or applicants for a CDL, CLP or Class C non-commercial license issued by DMV, who intend to operate a CMV only in Oregon intrastate commerce or are exempt from the physical qualification requirements in 49 CFR 391.41 and 391.43 under 49 CFR 390.3(f), 391.2, 391.68 or 398.3 but must have a medical certificate under ORS 807.100.¶¶

(2) For purposes of this rule, CMV means a commercial motor vehicle as defined in 49 CFR 390.5 and includes a driver employed or applying for employment to operate a CMV by a for-hire carrier as defined in ORS 825.005.¶¶

(3) DMV may issue or renew a Waiver of Physical Disqualification if the person is otherwise disqualified from operating a CMV under 49 CFR 391.41(b) because of one or more of the following disqualifying conditions:¶¶

(a) Loss or impairment of limb;¶¶

(b) ~~Diabetes;~~¶¶

(~~c~~) Seizure disorder;¶¶

(~~d~~) Impaired vision; or¶¶

(~~e~~) Hearing loss.¶¶

(4) Except as provided in ~~§~~sections (2) and (12) of this rule, DMV will not issue or renew a Waiver of Physical Disqualification to a person who does not meet the physical qualification standards set forth in 49 CFR 391.41(b).¶¶

(5) To apply for a Waiver of Physical Disqualification, an applicant must submit the following:¶¶

(a) A completed waiver application form, including:¶¶

(A) A current FMCSA medical examination report completed by a ~~licensed physician, chiropractic physician, physician assistant or nurse practitioner~~ certified medical examiner listed on the FMCSA National Registry of Certified Medical Examiners. The report must show that notwithstanding the disqualifying condition, the applicant meets all other physical qualification standards as set forth in 49 CFR 391.41(b);¶¶

(B) Current medical information regarding the disqualifying condition from a treating medical specialist specializing in the assessment and treatment of the type of disqualifying condition for which the applicant is requesting a waiver; and¶¶

(C) If requested by DMV, a copy of the applicant's out-of-state driver record if the applicant has held a driver license in another jurisdiction during the three-year period preceding the date of application.¶¶

(b) If requested by DMV, additional information showing that the disqualifying condition does not impair the person's ability to safely operate a CMV in intrastate commerce.¶¶

(6) The Medical Determination Officer will review an application for an original waiver or for renewal of a waiver and make a recommendation to DMV whether to approve or deny the waiver.¶¶

(a) The Medical Determination Officer review will be conducted using medical waiver guidelines. These guidelines are criteria maintained by the Medical Determination Officer and are available from DMV.¶¶

(b) The Medical Determination Officer may request additional information from DMV or the applicant before making a recommendation.¶

(7) Records relating to an applicant or the holder of a current waiver may be reviewed at any time by DMV to determine if the person is qualified to hold the waiver and is complying with the restrictions and conditions of the waiver. The review may include a recommendation from the Medical Determination Officer. DMV may use the information from these records or a recommendation from the Medical Determination Officer as a basis for denial of a waiver or for revocation of an existing waiver as specified in OAR 735-063-0350(4). Records include but are not limited to:¶

- (a) Driving record;¶
- (b) Accident record;¶
- (c) Conviction record; and¶
- (d) Medical records.¶

(78) If DMV has reason to believe the holder of a Waiver of Physical Disqualification is no longer qualified for the waiver, DMV:¶

- (a) May immediately revoke the waiver as specified in OAR 735-063-0350;¶
- (b) May request in writing that the holder submit any information requested by DMV in order for DMV to determine if the holder remains eligible for the waiver. The holder must submit any requested information to DMV within 60 days of the date the written request is mailed. Failure to submit the requested information will result in revocation of the waiver as set forth in OAR 735-063-0350(3). DMV may grant an additional 30 days if:¶
 - (A) The person is seriously ill or injured and DMV receives a written request from a physician for an extension;¶
 - (B) The person is temporarily out of state and DMV receives a written request for an extension from the person; or¶
 - (C) The person can show that the information was requested from another party within the 60 day period and the delay in submitting the information was caused by the other party.¶

(89) To be eligible for a Waiver of Physical Disqualification, a driver must:¶

- (a) Qualify for commercial driving privileges, have a valid Oregon CDL or CLP, or be an Oregon licensed driver employed by or seeking employment with a carrier to operate a CMV only in Oregon intrastate commerce;¶
- (b) Have driving privileges that are not suspended, revoked, cancelled or withdrawn in Oregon or any other jurisdiction;¶
- (c) Have a Waiver of Physical Disqualification that is not currently denied or revoked as specified in OAR 735-063-0350(1) or 735-063-0350 (4);¶
- (d) Apply for the Waiver of Physical Disqualification as explained in section (4) of this rule; and¶
- (e) Receive a recommendation for waiver approval from the Medical Determination Officer.¶

(910) Any driver issued a waiver must comply with the following conditions:¶

- (a) Notify DMV within 10 days of any change in the driver's physical condition or any other condition pertaining to the need for the waiver, modification of the waiver or revocation of the waiver;¶
 - (b) Notify DMV of any crash, arrest or conviction involving the use of a motor vehicle within 30 days of the crash or within 10 days of the arrest or conviction;¶
 - (c) Notify DMV within 10 days of any suspension, cancellation, revocation or withdrawal of driving privileges in a jurisdiction other than Oregon;¶
 - ~~(d) Notify DMV within 10 days of changing employers and provide the new employer with a copy of the waiver;¶~~
 - ~~(e)~~ Carry a copy of the medical waiver and any listed waiver conditions at all times while operating a CMV and make the waiver and waiver conditions available to enforcement personnel upon request;¶
 - ~~(f)~~ Operate a CMV only in Oregon intrastate commerce. This subsection does not apply to a driver who is exempt from the physical qualification requirements in 49 CFR 391.41 and 391.43 under 49 CFR 390.3(f), 391.2, 391.68 or 398.3, but must have an approved medical certificate under ORS 807.100; and¶
 - ~~(g)~~ Comply with all waiver conditions related to the disqualifying condition as noted on the Waiver of Physical Disqualification.¶
- (101) The waiver is valid for a period not to exceed the expiration date of the driver's medical certificate.¶

(112) Incomplete waiver applications are invalid 180 days after receipt by DMV and DMV will take no action to deny or approve the application. After this period, the person must reapply for a waiver in accordance with all of the requirements of this rule.¶

(123) DMV will renew a Waiver of Physical Disqualification issued for a sleep disorder or cardiac condition if the waiver was in effect on August 10, 2009, and all other requirements set forth in section (82) of this rule are met.

Statutory/Other Authority: ORS ~~184.616~~, 184.619, 802.010

Statutes/Other Implemented: ORS 807.040, 807.150

ADOPT: 735-063-0263

REPEAL: Temporary 735-063-0263 from DMV 21-2020

NOTICE FILED DATE: 09/24/2020

RULE SUMMARY: The adoption of this rule, to align with FMCSRs, allows DMV to issue a CDL to a person who surrenders a Licencia Federal de Conductor issued by the United Mexican States (Mexico) or a CDL issued by a Canadian Province or Territory (Canada) in conformance with the Canadian National Code.

CHANGES TO RULE:

735-063-0263

CDL Transfer from Canada or Mexico

(1) For the purposes of OAR 735-063-0260(1)(c), an applicant may surrender a valid CDL issued by Canadian Provinces and Territories or the United Mexican States. DMV may accept for surrender only:

(a) A Licencia Federal de Conductor issued by the United Mexican States; or

(b) A CDL issued by a Canadian Province or Territory in conformity with the Canadian National Safety Code.

(2) The applicant for transfer must comply with all other requirements of OAR 735-063-0260, as if the transfer occurred from another U.S. jurisdiction.

(3) For the purposes of section (1) of this rule, an applicant surrendering a valid Licencia Federal de Conductor is considered to have met the requirements of OAR 735-062-0080(1)(a).

Statutory/Other Authority: ORS 184.619, 802.010, 807.072, CFR 383.23

Statutes/Other Implemented: ORS 807.070, 807.072

AMEND: 735-063-0280

REPEAL: Temporary 735-063-0280 from DMV 21-2020

NOTICE FILED DATE: 09/24/2020

RULE SUMMARY: The amendment of this rule established additional provisions relating to the CDL skills test DMV may waive for applicants with military experience operating Class A or B commercial motor vehicles. The provisions require an applicant to submit an application for military skills test waiver within one year of being regularly employed in a military position requiring operation of a CMV as a service member. This rule establishes that DMV issue an approval letter valid for six months and defines the term "military service member" for clarity.

CHANGES TO RULE:

735-063-0280

Military Skills Waiver ¶

(1) DMV may waive the CDL skills test for an applicant for a Class A or B CDL if the applicant has military experience driving a Class A or B CMV and meets the following requirements:¶

(1a) The applicant holds or is eligible for an Oregon Class C driver license;¶

(2b) The applicant submits a completed Application for Military Skills Test Waiver and that application is approved within one year of qualifying service as a military service member, including the Commanding Officer's certification of commercial driving experience, showing the applicant meets the conditions for a waiver of skills testing set forth in 49 CFR ¶ 383.77(b); and¶

(3c) DMV determines, based on documentary evidence submitted by the applicant or any military department or agency of the United States Department of Defense that:¶

(aA) The class of CMV operated by the applicant in the military is equivalent to the class of CDL for which the applicant is applying; and¶

(bB) ¶One of the applicant's primary duties while serving in the military was operation of a CMV and included operation of a CMV on public roadways.¶

(2) DMV shall issue a CDL skills test waiver to a successful applicant. The CDL skills test waiver is valid for six months from the date of issuance.¶

(3) The skills test waiver waives only the skills test, as described in the letter, and does not waive a knowledge test or other DMV requirements for commercial driving privileges. ¶

(4) For the purposes of this rule:¶

(a) "Military service member" means a member of the United States Army, Navy, Marine Corps, Air Force, and Coast Guard, and their associated reserve, and National Guard units; and¶

(b) "Qualifying service" means an individual who is regularly employed, or was regularly employed within the last year, in a military position requiring operation of a CMV.

Statutory/Other Authority: ~~ORS 184.616~~, 184.619, 802.010, 49 CFR ¶ 383.77(b)

Statutes/Other Implemented: ORS 807.070, 807.072

REPEAL: 735-063-0310

REPEAL: Temporary 735-063-0310 from DMV 21-2020

NOTICE FILED DATE: 09/24/2020

RULE SUMMARY: The repeal of this rule eliminates out-of-date provisions relating to the transfer of driver records from other jurisdictions.

CHANGES TO RULE:

~~735-063-0310~~

~~Transfer of Driver Records from Other Jurisdictions~~

~~When the driving record from another jurisdiction becomes part of a person's Oregon driving record under ORS 802.200(9)(c) any convictions from the other jurisdiction's driving record will be transferred to the person's Oregon driving record using the AAMVA net Code Dictionary (ACD) code.~~

~~Statutory/Other Authority: ORS 184.616, 184.619, 802.200, 802.210, 802.540, 807.040, 807.045, 807.050, 807.060, 807.070, 807.150, 807.170, 809.310~~

~~Statutes/Other Implemented: ORS 802.200~~

ADOPT: 735-063-0311

REPEAL: Temporary 735-063-0311 from DMV 21-2020

NOTICE FILED DATE: 09/24/2020

RULE SUMMARY: The adoption of this rule, in compliance with Oregon Laws 2019, chapter 312, section 19, authorizes DMV to determine the content of an Oregon driving record and ability for it to comply with federal regulations. The rule describes integration of an out-of-state driver record into an Oregon driver record when an applicant applies for a CDL in Oregon and provides for enforcement of federally required sanctions on commercial driving privileges when not imposed by another jurisdiction. It also adopts and incorporates by reference, for the purpose of maintaining driver records, Appendix A: ACD Codes, Descriptions, and Abbreviations from the American Association of Motor Vehicle Administrators (AAMVA) Code Dictionary Manual, r5.2.2 (effective date November 30, 2018).

CHANGES TO RULE:

735-063-0311

Driver Records for CDL-Holders and CMV Operators; Enforcement of Federally Required CDP Suspensions

(1) This rule and OAR 735-010-0110 apply to an individual with a conviction or withdrawal, as designated in section (2) of this rule, incurred while operating a commercial motor vehicle or while holding commercial driving privileges, as described in ORS 807.018.¶

(2) DMV adopts and incorporates by reference Appendix A: ACD Codes, Descriptions, and Abbreviations, from the AAMVA Code Dictionary Manual, r5.2.2 (effective date November 30, 2018) as the list of conviction and withdrawal codes used in driver records for individuals subject to this rule. ¶

(3) When DMV receives a record, report or notice of a conviction or withdrawal, DMV shall enter the appropriate code into the individual's driver records.¶

(4) When an individual changes the individual's state of record from another jurisdiction in the United States, DMV shall integrate the driving history from the other jurisdiction into the Oregon driver record and add any convictions and withdrawals to the Oregon driver record using the appropriate code. DMV does not integrate a driver record from non-United States jurisdictions into the Oregon driver record. ¶

(5) DMV integrates into the Oregon driver record convictions and withdrawals received from other jurisdictions electronically through CDLIS, or by mail, fax, or email. DMV retains withdrawal in Oregon driver records for informational purposes and to allow DMV to make suspension determinations as described in section (6) of this rule. ¶

(6) When DMV determines that either this state or another jurisdiction did not apply an appropriate sanction to a driver record for an offense described in section (4) of this rule, DMV applies the sanctions within the appropriate retention period for the specific offense. DMV determines a sanction was not applied based on the presence or absence of a withdrawal in the driver history record. If DMV later receives a record of withdrawal reflecting the correct sanction period, DMV shall remove its replacement sanction. If DMV determines that the other jurisdiction sanctioned the driver for part of the federally-required minimum period, the department shall impose a sanction for the remainder of the period required. ¶

(7) For the purposes of ORS 809.510 to 809.540, a "record," "report" or "notice" includes:¶

(a) An entire driver record from another jurisdiction, received electronically, by mail, fax, or email; and¶

(b) An individual or grouped series of convictions from another jurisdiction, received electronically, by mail, fax or email.¶

(8) As used in this section "withdrawal" means the following:¶

(a) A cancellation, suspension, revocation of non-commercial driving privileges; or¶

(b) A cancellation, suspension, revocation, or disqualification of commercial driving privilege.

Statutory/Other Authority: ORS 184.619, 802.200, 802.210, OL 2019, chapter 312, section 19

Statutes/Other Implemented: ORS 802.200, 802.540, 807.040, 807.045, 807.050, 807.060, 807.070, 807.150, 807.170, 809.310, 809.510 - 809.540, 49 CFR 383.51

RULE ATTACHMENTS DO NOT SHOW CHANGES. PLEASE CONTACT AGENCY REGARDING CHANGES.

Appendix A: ACD CODES, DESCRIPTIONS, AND ABBREVIATIONS

Listed below are all the ACD codes used to communicate convictions and withdrawals over AAMVAnet. The list is in alphabetic order by ACD code and is grouped by category of violations and group of violations. Each ACD code is followed by its ACD description and abbreviation. The abbreviations are a short form of the description of the ACD codes. The abbreviations are not sent in any messages, but are used in manual tasks, such as maintaining the equivalency tables.

A.1 ALCOHOL AND DRUG (CONTROLLED SUBSTANCES) VIOLATIONS

This category includes the codes that begin with an "A". The codes in this category have been defined to permit jurisdictions to report convictions for violations of exceeding a specific Blood Alcohol Concentration (BAC) level (A04, A08, and A10), exceeding a BAC level identified in the conviction detail field (A11), the more general type of convictions (A12, A20-A26), and other alcohol or drug related convictions (A31-A98).

ACD Code	Description	Abbreviation
Driving Under the Influence over Specified BAC levels (BAC Group)		
A04	Driving or operating a CMV under the influence of alcohol with BAC of at least .04 but not greater than .079	DUI04BACPLI
A08	Driving or operating a motor vehicle under the influence of alcohol with BAC at or over .08	DUI≥08BACPLI
A10	Driving or operating a motor vehicle under the influence of alcohol with BAC at or over .10	DUI≥10BACPLI
A11	Driving or operating a motor vehicle under the influence of alcohol with BAC at __ (detail field required)	DUI≥BAC PLI:
A12	Refused to submit to test for alcohol – Implied Consent Law	REFUSED TEST
General Driving Under the Influence (DUI Group)		
A20	Driving or operating a motor vehicle under the influence of alcohol or drugs	DUI ALC/DRUG
A21	Driving or operating a motor vehicle under the influence of alcohol	DUI ALCOHOL*
A22	Driving or operating a motor vehicle under the influence of drugs	DUI OF DRUGS
A23	Driving or operating a motor vehicle under the influence of alcohol and drugs	DUI ALC&DRUG
A24	Driving or operating a motor vehicle under the influence of medication not intended to intoxicate	DUI MEDICATN
A25	Driving or operating a motor vehicle while impaired	DRV IMPAIRED
A26	Drinking alcohol while driving or operating a motor vehicle	DRNK WH OPER
Possession Offenses (POS Group)		
A31	Illegal possession of alcohol	POSS ALCOHOL
A33	Illegal possession of drugs (controlled substances)	POSSESS DRUG
A35	Possession of open alcohol container while driving or operating a motor vehicle	OPEN CONTAIN
Ignition Interlock Devices (IID Group)		

ACD Code	Description	Abbreviation
A41	Driver violation of ignition interlock or immobilization device and/or lease agreement	NTRLOCK VIOL
Transporting a Controlled Substance (TCS Group)		
A50	Motor vehicle used in the commission of a felony involving manufacturing, distributing, or dispensing a controlled substance	VEH:CNTR SUB
Underage Drinking Group (UDG Group)		
A60	Underage convicted of drinking, and driving or operating a motor vehicle at .02 or higher BAC	UNAGE D*DCOV
A61	Underage Administrative Per Se – drinking, and driving or operating a motor vehicle at .02 or higher BAC	UNAGE D*DADM
Administrative Per Se		
A90	Administrative Per Se for BAC at or over .10	DUI@10ADMIN*
A91	Administrative Per Se for BAC at __ (detail field required)	DUI@--ADMIN*
A94	Administrative Per Se for BAC of at least .04 but not greater than .079 while driving or operating a CMV	DUI@04ADMIN*
A95	Administrative Per Se for Drugs	APS DRUG
A98	Administrative Per Se for BAC at or over .08	DUI@08ADMIN*

A.2 DUTIES FAILED - REQUIREMENTS NOT MET - IMPROPER BEHAVIOR

This category includes the codes that begin with a 'B' or a 'D'.

ACD Code	Description	Abbreviation
Hit & Run; Behaviors after Accidents (HRB Group)		
B01	Hit and run – failure to stop and render aid after accident	H&R AFTR ACC
B02	Hit and run – failure to stop and render aid after accident – Fatal accident	H&R: FAT ACC
B03	Hit and run – failure to stop and render aid after accident – Personal injury accident	H&R: INJ ACC
B04	Hit and run – failure to stop and render aid after accident – Property damage accident	H&R: PDO ACC
B05	Leaving accident scene before police arrive	LVSC AFT ACC
B06	Leaving accident scene before police arrive – Fatal accident	LVSC:FAT ACC
B07	Leaving accident scene before police arrive – Personal injury accident	LVSC:INJ ACC
B08	Leaving accident scene before police arrive – Property damage accident	LVSC:PDO ACC
B14	Failure to reveal identity after fatal or personal injury accident	FL RV ID ACC
Driving After Withdrawal (DAW Group)		
B19	Driving or operating a CMV in violation of a driver or vehicle out-of-service order while transporting hazardous materials as defined in §383.5, or while driving or operating a vehicle designed to transport 16 or more passengers, including the driver	D W LIC OOSL
B20	Driving or operating a motor vehicle while license withdrawn	D W LIC WITH

ACD Code	Description	Abbreviation
B21	Driving or operating a motor vehicle while license barred	D W LIC BARR
B22	Driving or operating a motor vehicle while license cancelled	D W LIC CANC
B23	Driving or operating a motor vehicle while license denied	D W LIC DENI
B24	Driving or operating a motor vehicle while license disqualified	D W LIC DISQ
B25	Driving or operating a motor vehicle while license revoked	D W LIC REVK
B26	Driving or operating a motor vehicle while license suspended	D W LIC SUSP
B27	Driving or operating a CMV in violation of a driver or vehicle out-of-service order (for violations not covered by B19)	D W LIC OOSO
Driver License/Vehicle Reg. & Title, Miscellaneous Duties (DRM Group)		
B41	Possess or provide counterfeit or altered driver license (includes DL, CDL, and Instruction Permit) or ID	ALT/CFT DLID
B51	Expired or no non-commercial driver license or permit	EXP/NO DL/ID
B56	Driving or operating a CMV without obtaining a CLP or CDL	CMV NO CDL**
B57	Driving or operating a CMV without a CLP or CDL in the driver's possession	CMV NO CDL P
B61	Failed to file accident report	FL FILE ACCR
B63	Failed to file future proof of financial responsibility	FL FILE FUTP
B64	Failed to file insurance certification	FL FILE INSR
B65	Failed to file medical certification/disability information	FL FILE MEDC
B78	Failed to show non-commercial driver license (includes Instruction Permit)	FL SHOW ID
B91	Driving or operating without the proper class and/or endorsement on commercial or non-commercial permit or license for the specific vehicle group being operated or driven, or for the passengers or type of cargo being transported	IMP CLS/NDOR
Misrepresentations (MIS Group)		
D02	Misrepresentation of identity or other facts on application, including required self-certifications, for non-commercial permit or license	MISREP ID DL
D06	Misrepresentation of identity or other facts to obtain alcohol	MISRP ID ALC
D07	Possess multiple driver licenses (includes DL, CDL, and Instruction Permit)	MULTIPLE DLS
D10	Manufacture or make false driver license (includes DL, CDL, and Instruction Permit)	MAKE FAKE DL
D16	Show or use improperly - Driver license (includes DL, CDL, and Instruction Permit) while driving or operating a motor vehicle	USE IMP DLID
D27	Violate limited license conditions	VIO LTD LICN
D29	Violate restrictions of driver license (includes DL, CDL, and Instruction Permit)	VIO RESTRICT
D30	Misrepresentation of identity or other facts on application, including required self-certifications, for CLP or CDL	MISRP ID CDL
D31	Fraud related to the issuance of a CLP or CDL	FR CLP CDL
Financial Responsibility and Insurance Other than Filing (FRI Group)		

ACD Code	Description	Abbreviation
D35	Failure to comply with financial responsibility law	FINANCL RESP
D36	Failure to maintain required liability insurance	NO LIABL INS
D37	Failure to pay for damages or make installment payment	FTP DAM/INST
D38	Failure to post security or obtain release from liability	NO SECUR/REL
D39	Unsatisfied judgment	UNSATIS JUDG
Failure to Appear or Pay (FTAP Group)		
D45	Failure to appear for trial or court appearance (detail sometimes required)	FTA: TRIL/CT
D51	Failure to make required payment of child support	FTP: CH SUPT
D53	Failure to make required payment of fine and costs (detail sometimes required)	FTP: FINE***
D56	Failure to answer a citation, pay fines, penalties and/or costs related to the original violation (detail sometimes required)	FTA: FOR ORG
Miscellaneous Duty Failure (MDF Group)		
D70	Driver's view obstructed	VIEW OBSTRUC
D72	Inability to control vehicle	NO CONTR VEH
D74	Driving or operating a motor vehicle improperly because of drowsiness	OPER: DROWSY
D75	Driving or operating a motor vehicle improperly due to physical or mental disability	OPER W DISAB
D78	Perjury about the operation of a motor vehicle	PERJURY VEHL

A.3 EQUIPMENT/VEHICLES — REGULATIONS, DEFECTS, AND MISUSE

This category includes the codes that begin with an "E" or an "F".

ACD Code	Description	Abbreviation
Equipment Required by Law (RBL Group)		
E01	Operating without equipment as required by law	OMIT EQUIPMNT
E02	Operating without brakes as required by law	OMIT BRAKES*
E03	Operating without hazmat safety equipment as required by law	OMIT HZM SAF
E04	Operating without hazmat placards/markings as required by law	OMIT HZM MRK
E05	Operating without lights as required by law	OMIT LIGHTS*
E06	Operating without school bus equipment as required by law	OMIT S B EQP
Equipment Prohibited by Law (PBL Group)		
E23	Use of radar or laser detector prohibited by law	PROH RADAR/L
Failure to Use Equipment (FTU Group)		
E50	Failure to use equipment as required	NUSE EQUIPMNT
E51	Failure to use brakes	NUSE BRAKES*
E53	Failure to use hazmat safety devices as required	NUSE HZM SAF

ACD Code	Description	Abbreviation
E54	Failure to use headlight dimmer as required	FT DIM LIGHT
E55	Failure to use lights as required	NUSE LIGHTS*
E56	Failure to use school bus safety equipment as required	NUSE S B EQP
E57	Failure to use snow tires or chains as required	NUSE SNO T/C
Improper Equipment Use (IEU Group)		
E70	Equipment used improperly or obstructed	MPRP EQUIPMNT
E71	Brakes used improperly	MPRP BRAKES*
Restraints and Protective Equipment (RPE Group)		
F02	Child or youth restraint not used properly as required	C/Y NOT USED
F03	Motorcycle safety equipment not used properly as required	M/C EQ N USD
F04	Seat belt not used properly as required	S B NOT USED
F05	Carrying unsecured passengers in open area of vehicle	PASS N OPN V
F06	Improper operation of or riding on a motorcycle	IMP OP/RD MC
Stopping, Standing & Parking (SSP Group)		
F34	Stopping, standing, or parking: obstructing or impeding traffic with a motor vehicle	OBSTR TRAFFC

A.4 MANEUVERS — ILLEGAL OR IMPROPER

This category includes the codes that begin with an "M" or an "N".

ACD Code	Description	Abbreviation
Failure to Obey (FTO Group)		
M02	Failure to obey barrier	FTO BARRIER*
M03	Failure to obey construction or maintenance zone markers	FTO CNST/MNT
M04	Failure to obey flagger	FTO FLAGGER*
M05	Failure to obey lane markings or signal	FTO LANE MRK
M08	Failure to obey police or peace officer	FTO OFFICER*
M09	For all individuals driving or operating a motor vehicle, failure to obey railroad-highway grade crossing restrictions not specifically noted in other railroad-highway grade crossing related codes.	FTO RR RESTR
M10	For all individuals driving or operating a CMV, failure to obey a traffic control device or the directions of an enforcement official at a railroad-highway grade crossing.	FTO RR GAT/S
M11	Failure to obey restricted lane	FTO RST LANE
M12	Failure to obey safety zone	FTO SAF ZONE
M13	Failure to obey school crossing guard	FTO SCH XING
M14	Failure to obey sign or traffic control device	FTO SIGN/TCD
M15	Failure to obey stop sign	FTO STP SIGN
M16	Failure to obey traffic signal or light	FTO TRF SGNL

ACD Code	Description	Abbreviation
M17	Failure to obey traffic sign	FTO TRF SIGN
M18	Failure to obey warning light or flasher	FTO WARN LIT
M19	Failure to obey yield sign	FTO YLD SIGN
M20	For individuals driving or operating a CMV who are not required to always stop, failure to slow down at a railroad-highway grade crossing and check that tracks are clear of approaching train.	FTO RR NSLOW
M21	For individuals driving or operating a CMV who are not required to always stop, failure to stop before reaching tracks at a railroad-highway grade crossing when the tracks are not clear.	FTO RR NSTOP
M22	For individuals driving or operating a CMV who are always required to stop, failure to stop as required before driving onto railroad-highway grade crossing.	FTO RR DRIVE
M23	For all individuals driving or operating a CMV, failing to have sufficient space to drive completely through the railroad-highway grade crossing without stopping.	FTO RR SPACE
M24	For all individuals driving or operating a CMV, failing to negotiate a railroad-highway grade crossing because of insufficient undercarriage clearance.	FTO RR CLRNC
M25	Failure to stop – basic rule at unsigned intersection or when entering roadway from private driveway, alley, etc.	FAIL TO STOP
Following Improperly (FOL Group)		
M30	Following improperly	FOL IMPROPER
M31	Failure to leave sufficient distance for overtaking by other vehicles	NSF DIST PAS
M32	Following emergency vehicle unlawfully	FOL EMER VEH
M33	Following fire equipment unlawfully	FOL FIRE EQU
M34	Following too closely	FOL TOO CLOS
Improper Lane or Location (ILL Group)		
M40	Improper lane or location	IMPROPR LOCA
M41	Failure to keep in proper lane	STRAY FRM LN
M42	Improper or erratic (unsafe) lane changes	IMPR LANE CH
M43	Ran off road	RAN OFF ROAD
M44	Improper lane or location – crossover	IMP LOC XOVR
M45	Improper lane or location – crosswalk	IMP LOC XWLK
M46	Improper lane or location – entrance/exit ramp or way	IMP LOC RAMP
M47	Improper lane or location – in bicycle lane	IMP LOC BIKE
M48	Improper lane or location – in occupied lane	IMP LOC OCCL
M49	Improper lane or location – in HOV or restricted lane	IMP LOC HOVL
M50	Improper lane or location – limited access highway	IMP LOC LTAC
M51	Improper lane or location – median	IMP LOC MEDN

ACD Code	Description	Abbreviation
M55	Improper lane or location – on rail or streetcar tracks	IMP LOC TRAK
M56	Improper lane or location – on fire hose	IMP LOC FHOS
M57	Improper lane or location – oncoming traffic lane	IMP LOC ONCM
M58	Improper lane or location – road shoulder, ditch or sidewalk	IMP LOC SHLD
M60	Improper lane or location – slower vehicle lane	IMP LOC SLOV
M61	Improper lane or location – straddling center line(s)	IMP LOC CNTR
M62	Improper lane or location – traveling in turn (or center) lane	IMP LOC TURN
Passing (PAS Group)		
M70	Improper passing	IMPROPR PASS
M71	Passing in violation of posted sign or pavement marking	PAS PST SIGN
M72	Passing in violation of opposite directions restriction	PAS OP DIREC
M73	Passing on wrong side	PAS WRNG SID
M74	Passing on hill or curve	PASS HIL/CRV
M75	Passing school bus displaying warning not to pass	PASS SCH BUS
M76	Passing where prohibited	PASS WH PROH
M77	Passing with insufficient distance or visibility	PAS NSF DIST
Reckless, Careless, or Negligent Driving (RCN Group)		
M80	Inattentive/distracted, careless, or negligent driving or operating a motor vehicle	IN/CAREL/NEG
M81	Careless driving or operating a motor vehicle	CARELESS DRI
M82	Inattentive/distractive driving or operating a motor vehicle	INATTENT DRI
M83	Negligent driving or operating a motor vehicle	NEGLIGENT DR
M84	Reckless driving or operating a motor vehicle	RECKLESS DRI
M85	Texting while driving or operating a motor vehicle	TEXT WH DRIV
M86	Violating prohibition on using a hand-held mobile telephone or other electronic mobile device while driving or operating a motor vehicle	HHMT WH DRIV
Failure to Yield (FTY Group)		
N01	Failure to yield right of way (FTY ROW)	FT YLD R O W
N02	FTY ROW to animal rider or animal-drawn vehicle	FY 2 AN/RIDR
N03	FTY ROW to cyclist	FY 2 CYCLIST
N04	FTY ROW to emergency vehicle (i.e., ambulance, fire equipment, police, etc.)	FY 2 EMR VEH
N05	FTY ROW to funeral procession, procession or parade	FY 2 FUNERAL

ACD Code	Description	Abbreviation
N06	FTY ROW to other vehicle	FY 2 OTH VEH
N07	FTY ROW to overtaking vehicle	FY 2 OVT VEH
N08	FTY ROW to pedestrian (includes handicapped or blind)	FY 2 PEDESTR
N09	FTY ROW to school bus	FY 2 SCH BUS
N20	FTY ROW at crosswalk	FTY ROW@XWLK
N21	FTY ROW at rotary/roundabout/circular intersection	FTY ROW@ROTR
N22	FTY ROW at stop sign	FTY ROW@STOP
N23	FTY ROW at traffic sign	FTY ROW@T SN
N24	FTY ROW at traffic signal	FTY ROW@T SG
N25	FTY ROW at unsigned intersection	FTY ROW@UNSN
N26	FTY ROW at yield sign	FTY ROW@YLDS
N30	FTY ROW when warning displayed on other vehicle	FTY ROWWWARN
N31	FTY ROW when turning	FTY ROWWTURN
Failure to Signal (FTS Group)		
N40	Failure to use or improper signal	IMPROPER SIG
N41	Failure to cancel directional signals	FT CANC SGNL
N42	Failure to signal intention to pass	FTS: PASSING
N43	Failure to signal lane change or turn	FTS CHNG/TRN
N44	Giving wrong signal	WRONG SIGNAL
Improper Turns (IMT Group)		
N50	Improper turn	IMPROPR TURN
N51	Improper method of turning	IMP TRN METH
N52	Improper position for turning	IMP TRN PSTN
N53	Making improper left turn	IMP LEFT TRN
N54	Making improper right turn	IMP RGHT TRN
N55	Making improper turn around (not U turn)	IM TRN ROUND
N56	Making improper U turn	IMPROP U TRN
Wrong Way or Side (WWS Group)		
N60	Driving wrong way	DR WRONG WAY
N61	Driving wrong way at rotary/roundabout/circular intersection	WW AT ROTARY
N62	Driving wrong way on divided highway	WW ON DIV HW
N63	Driving wrong way on one way street or road	WW ON ONEWAY
N70	Driving on wrong side	DR WRONG SID
N71	Driving on wrong side of divided highway	WS ON DIV HW
N72	Driving on wrong side of undivided street or road	WS ON UNDIVD

ACD Code	Description	Abbreviation
Miscellaneous Maneuvers (MMV Group)		
N80	Coasting (operating with gears disengaged)	COASTING ***
N82	Improper backing	IMPROP BACKN
N83	Improper start from parked position	IMPROP START
N84	Unsafe operation	UNSAFE OPERA

A.5 SPEEDING

This category includes the codes that begin with an "S". Speeding (S**) was made a separate category in order to provide a set of codes which would enable all jurisdictions to report speeding convictions with the level of detail which they possess. AAMVA recommends a jurisdiction should report speeding with the regulated or posted speed limit and actual speed, however, it is recognized that not all jurisdictions have this data available to them and codes have been provided below in 5 mph and 10 mph ranges with optional use of the conviction detail field to indicate the regulated or posted speed limit, if known. When available the regulated or posted speed limit and actual speed are held in the Conviction Offense Detail field.

ACD Code	Description	Abbreviation
Speeding Excess in miles per hour (SPE Group)		
	(5-mile range increments)	
S01	01-05 > Regulated or posted speed limit (detail optional)	SP XS: 01-05
S06	06-10 > Regulated or posted speed limit (detail optional)	SP XS: 06-10
S14	11-14 > Regulated or posted speed limit (detail optional)	SP XS: 11-14
S15	Speeding 15 mph or more above regulated or posted speed limit (detail optional)	SP XS: 15&GR
S16	16-20 > Regulated or posted speed limit (detail optional)	SP XS: 16-20
S21	21-25 > Regulated or posted speed limit (detail optional)	SP XS: 21-25
S26	26-30 > Regulated or posted speed limit (detail optional)	SP XS: 26-30
S31	31-35 > Regulated or posted speed limit (detail optional)	SP XS: 31-35
S36	36-40 > Regulated or posted speed limit (detail optional)	SP XS: 36-40
S41	41+ > Regulated or posted speed limit (detail optional)	SP XS: 41&GR
	(10-mile range increments)	
S51	01-10 > Regulated or posted speed limit (detail optional)	S51 SP XS: 01-10
S71	21-30 > Regulated or posted speed limit (detail optional)	SP XS
S81	31-40 > Regulated or posted speed limit (detail optional)	SP XS
S91	41+ > Regulated or posted speed limit (detail optional)	SP XS
S92	Speeding - Regulated or posted speed limit and actual speed (detail required)	SPEED DTAIL
Speeding (SPD Group)		
S93	Speeding	SPEEDING****
S94	Prima Facie speed violation or driving too fast for conditions	PRIMA FACIE*
S95	Speed contest (racing) on road open to traffic	RACE CONTEST

ACD Code	Description	Abbreviation
S96	Speed less than minimum	INSUFF SPEED
S97	Operating or driving a motor vehicle at erratic or suddenly changing speeds	ERRATC SPEED
S98	Speeding on freeway ("wasting fuel")	WASTING FUEL

A.6 UNCLASSIFIED OFFENSES

This category includes codes that begin with a 'U'.

ACD Code	Description	Abbreviation
Vehicle Use in Prohibited Actions (VUP group)		
U01	Fleeing or evading police or roadblock	EVADING/FLEE
U02	Resisting arrest while driving or operating a motor vehicle	RESIST ARRST
U03	Using a motor vehicle in connection with a felony (not traffic offense)	VEH IN FELNY
U04	Using a motor vehicle in connection with a misdemeanor (not traffic offense)	VEH IN MSDEM
U05	Using a motor vehicle to aid and abet a felon	AID/ABET FEL
U06	Vehicular assault	VEH ASSAULT*
U07	Vehicular homicide	VEH HOMICIDE
U08	Vehicular manslaughter	V MANSLAUGTR
U09	Negligent homicide while driving or operating a CMV	CMV HOMICIDE
U10	Causing a fatality through the negligent driving or operation of a CMV	CMV FATALITY
U11	Using a CMV in the commission of severe forms of trafficking in persons.	HUMAN TRFFICKING
U21	Illegal operation of emergency vehicle	IL OP EMRG V
U27	Vehicular feticide (1st degree)	VEH FETIC 1
U28	Vehicular feticide (2nd degree)	VEH FETIC 2
Unspecified Violations Causing Accidents (VCA Group)		
U31	Violation resulting in fatal accident	VIO: FAT ACC

A.7 WITHDRAWALS

This category includes those codes from the other categories when a single conviction results in a withdrawal and the codes that begin with a 'W'. The codes used in the Withdrawal Category require information besides the ACD code to fully describe the withdrawal. This information is held in the Withdrawal Type Detail field. A description of the Withdrawal Type Detail is given, following the ACD codes below.

A number of withdrawals are federally mandated and have minimum disqualification periods. See the Federally Mandated Disqualifications section of this document for details.

ACD Code	Description	Abbreviation
Withdrawal Reasons for Specific Convictions (WRS Group)		
—	Withdrawal resulting from one designated conviction	--

ACD Code	Description	Abbreviation
W45	Suspended for driving or operating a CMV while disqualified for previous violations in a CMV	PR DISQ CMV
Withdrawals by Jurisdiction Law (WJL Group)		
W00	Withdrawal, Non-ACD violation	NON-ACD*****
W01	Accumulation of convictions (including point systems and/or being judged a habitual offender or violator)	ACCUM/HABVIO
W72	Suspended pending final disposition	PEND FINAL
W80	Failed employer-directed drug test	FAIL DRUG
W81	Refusal to submit to an employer-directed drug test	REFUSE DRUG
W82	Failure to surrender license or permit or otherwise comply with jurisdiction requirements	FTS LIC/PERM
Ineligibility Withdrawals (WIW Group)		
W09	Failure to surrender hazmat endorsement as required by the USA PATRIOT Act	FTS HME
W13	Parental consent withdrawn	PARNT CONSNT
W14	Physical or mental disability	PHYS DISABLE
W15	Physicians' or specialists' report recommended	PHYSICN REPT
W20	Unable to pass DL test(s) or meet qualifications	FAILED QUAL*
W27	Failure to make an appointment within 30 days of receiving notification that re-testing is necessary [when fraud is suspected]	FAIL RESCHED
W28	Failure to retest or failure of scheduled test(s) [when fraud is suspected]	FAIL TO RTST
Accumulated Federally-Mandated Commercial Violations (WSC Group)		
W30	Two convictions for serious violations within three years	ACCUM2VIOL**
W31	Three convictions for serious violations within three years	ACCUM3VIOL**
W40	The accumulation of two or more convictions for major offenses	ACCUM2 MAJOR
W41	An additional conviction for a major offense after reinstatement	ACCUM+ MAJOR
W50	The accumulation of two convictions for out-of-service order general violations (violations not covered by W51) within 10 years	ACCUM2 OOSO*
W51	The accumulation of two convictions for out-of-service order violations within 10 years where the second is while operating a vehicle designed to transport 16 or more passengers, including the driver and/or transporting hazardous materials as defined in § 383.5	ACCUM2 OOSOL
W52	The accumulation of three or more convictions for out-of-service order violations within 10 years	ACCUM3 OOSO*
W60	The accumulation of two convictions for RRGV violations within 3 years.	RRGC 2 AVIOL
W61	The accumulation of three or more convictions for RRGV violations within 3 years.	RRGC 3 AVIOL

ACD Code	Description	Abbreviation
Imminent Hazard (WIH Group)		
W70	Imminent hazard	IMINT HAZAR