



# CMV Safety Summit

## *Best Practices for Citations and Crash Reporting*

# Who Are We?



The Commercial Vehicle Safety Alliance (CVSA) is a nonprofit association comprised of local, state, provincial, territorial and federal commercial motor vehicle safety officials and industry representatives. The Alliance aims to achieve uniformity, compatibility and reciprocity of commercial motor vehicle inspections and enforcement activities by certified inspectors dedicated to driver and vehicle safety.





Volodymyr Zhukovskyy – Seven motorcyclists killed

- The 23-year-old man arrested for the New Hampshire crash that killed seven motorcyclists has a lengthy record.
- NTSB determines that truck driver's impairment by drugs was probable cause of 2019 Randolph crash that killed seven members of Jarheads Motorcycle Club



# October 6, 2018

---

- **Stretch limousine crash killing 20: the driver, all 17 passengers and two pedestrians**
- **Brake failure, 'egregious disregard for safety' caused deadly NY limo crash, NTSB says**



**FMCSA's mission of One Driver – One License – One Record**

**Post-Crash Data Collection and MMUCC Implementation**

## CDLPI Cooperative Agreement

- 49 C.F.R. 383.51 – Disqualifications for:
  - Major Offenses
  - Serious Traffic Violations
  - Railroad-Highway Grade Crossing Offenses
  - Violation of Out-Of-Service Orders

# CDL Disqualification Benchcard



**Table 3 to § 383.51 DISQUALIFICATION FOR RAILROAD-HIGHWAY GRADE CROSSING OFFENSES**

<b>If the driver is convicted of operating a CMV in violation of a Federal, State or local law because * * *</b>	<b>For a first conviction a person required to have a CLP or CDL and a CLP or CDL holder must be disqualified from operating a CMV for * * *</b>	<b>For a second conviction of any combination of offenses in this Table in a separate incident within a 3-year period, a person required to have a CLP or CDL and a CLP or CDL holder must be disqualified from operating a CMV for * * *</b>	<b>For a third or subsequent conviction of any combination of offenses in this Table in a separate incident within a 3-year period, a person required to have a CLP or CDL and a CLP or CDL holder must be disqualified from operating a CMV for * * *</b>
(1) The driver is not required to always stop, but fails to slow down and check that tracks are clear of an approaching train * * *	No less than 60 days	No less than 120 days	No less than 1 year.
(2) The driver is not required to always stop, but fails to stop before reaching the crossing, if the tracks are not clear * * *	No less than 60 days	No less than 120 days	No less than 1 year.
(3) The driver is always required to stop, but fails to stop before driving onto the crossing * * *	No less than 60 days	No less than 120 days	No less than 1 year.
(4) The driver fails to have sufficient space to drive completely through the crossing without stopping * * *	No less than 60 days	No less than 120 days	No less than 1 year.
(5) The driver fails to obey a traffic control device or the directions of an enforcement official at the crossing * * *	No less than 60 days	No less than 120 days	No less than 1 year.
(6) The driver fails to negotiate a crossing because of insufficient undercarriage clearance * * *	No less than 60 days	No less than 120 days	No less than 1 year.


**Table 4 to § 383.51 DISQUALIFICATION FOR VIOLATING OUT-OF-SERVICE ORDERS**

Disqualification for violating out-of-service orders. Table 4 to §383.51 contains a list of the offenses and periods for which a person who is required to have a CLP or CDL is disqualified when the driver is operating a CMV at the time of the violation, as follows:


<b>If the driver operates a CMV and is convicted of * * *</b>	<b>For a first conviction while operating a CMV, a person required to have a CLP or CDL and a CLP or CDL holder must be disqualified from operating a CMV for * * *</b>	<b>For a second conviction in a separate incident within a 10-year period while operating a CMV, a person required to have a CLP or CDL and a CLP or CDL holder must be disqualified from operating a CMV for * * *</b>	<b>For a third or subsequent conviction in a separate incident within a 10-year period while operating a CMV, a person required to have a CLP or CDL and a CLP or CDL holder must be disqualified from operating a CMV for * * *</b>
(1) (1) Violating a driver or vehicle out-of-service order while transporting nonhazardous materials	No less than 180 days or more than 1 year	No less than 2 years or more than 5 years	No less than 3 years or more than 5 years.
(2) (2) Violating a driver or vehicle out-of-service order while transporting hazardous materials required to be placarded under part 172, subpart F of this title, or while operating a vehicle designed to transport 16 or more passengers, including the driver	No less than 180 days or more than 2 years	No less than 3 years or more than 5 years	No less than 3 years or more than 5 years.

CDL Disqualification Benchcard

**DISQUALIFICATION OF DRIVERS**  
*These are federal regulations. Check your state laws for your jurisdiction modifications.*

THE NATIONAL  JUDICIAL COLLEGE  
EST. 1963

Created by The National Judicial College with funding and content provided by the Federal Motor Carrier Safety Administration.

  
FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION

## High Priority Cooperative Agreement

- Establish and maintain a uniform commercial motor vehicle crash reporting, focusing on MMUCC standards and best practices
- Establish and maintain a uniform commercial motor vehicle post-crash investigation protocol, focusing on commercial motor vehicle and driver identification on all SSDQ data points
- Establish and maintain uniform commercial motor vehicle post-crash training
- Establish and maintain commercial motor vehicle post-crash accredited training as an additional/supplemental training to North American Standard Level I Inspection course
- Provide all post-crash reporting, MMUCC standards and best practices, post-crash training and accredited training in the CVSA LMS





# Questions?

# CVSA<sup>®</sup>

Chris Turner

[chris@cvsa.org](mailto:chris@cvsa.org)

785.260.5907