

IDAHO



COMMERCIAL DRIVER'S LICENSE



Commercial Driver's License Manual

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Manual developed in conjunction with the
American Association of Motor Vehicle Administrator's
2005 CDL Testing Model

This manual and the *Idaho Driver's Manual* must both be studied in preparation for your CDL examinations. Both manuals paraphrase the language of the Idaho Motor Vehicle Code. Courts go by the actual language of the code, not these texts.

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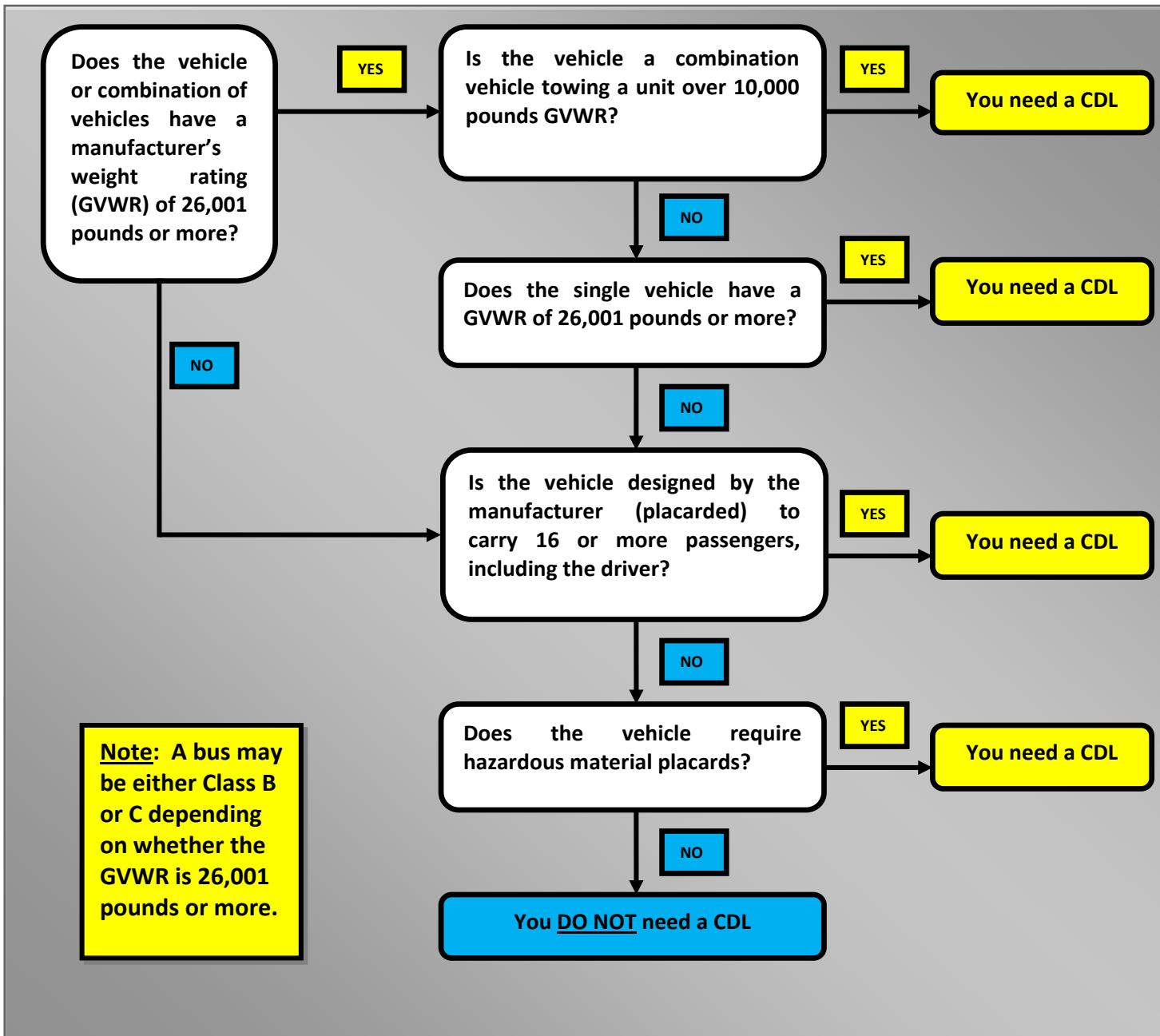
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How To Use This Manual

Check the chart below to see what kind of Commercial Driver's License you need.



To Obtain License Type	Chapters to Study												
	1	2	3	4	5*	6	7	8	9	10	11	12	13
Class A	X	X	X		X	X					X	X	X
Class B	X	X	X		X						X	X	X
Class C	X	X	X		X						X	X	X
To Obtain Endorsements:													
Hazardous Materials		X	X							X			
Double/Triples		X	X		X	X	X						
Tank Vehicle		X	X					X					
Passenger		X	X	X							X	X	X
School Bus		X	X							X	X	X	X

*Study Chapter 5 if you plan to operate vehicles equipped with air brakes.

IDAHO COMMERCIAL DRIVER'S LICENSE CLASSES (FMCSR 383.91) AND ASSOCIATED TESTS

CLASS	VEHICLE DESCRIPTION	TYPICAL VEHICLES IN CLASS	KNOWLEDGE TESTS REQUIRED	SKILLS TESTS REQUIRED
A	Any combination of vehicles with a GCWR of 26,001 or more pounds provided the GVWR of the vehicle(s) being towed is in excess of 10,000 pounds.		<ul style="list-style-type: none"> • General Knowledge • Combination Vehicles • Air Brakes (if equipped) • Endorsement tests as applicable 	<ul style="list-style-type: none"> • Vehicle Inspection • Basic Control Skills • Road Test
B	Any single vehicle with a GVWR of 26,001 or more pounds. Note: These vehicles can tow a vehicle <u>not</u> in excess of 10,000 pounds GVWR.		<ul style="list-style-type: none"> • General Knowledge • Air Brakes (if equipped) • Endorsement tests as applicable 	<ul style="list-style-type: none"> • Vehicle Inspection • Basic Control Skills • Road Test
C	Any single vehicle with a GVWR of 26,000 pounds or less that is hauling placarded hazardous materials or designed to transport 16 or more passengers, including the driver. Note: These vehicles can tow a vehicle <u>not</u> in excess of 10,000 pounds GVWR.		<ul style="list-style-type: none"> • General Knowledge • Air Brakes (if equipped) • Endorsement tests as applicable 	<ul style="list-style-type: none"> • Vehicle Inspection • Basic Control Skills • Road Test
ENDORSEMENTS				
T	Combination vehicles with double or triple trailers.		<ul style="list-style-type: none"> • Doubles/Triple Trailers 	Skills tests applicable to class of vehicle brought in for testing.
N	Vehicles used to haul liquids or gaseous materials in permanent tanks or in portable tanks having a rating capacity of 1,000 gallons or more.		<ul style="list-style-type: none"> • Tank Vehicles 	
H	Any vehicle used to transport hazardous materials in placardable amounts.		<ul style="list-style-type: none"> • Hazardous Materials 	
P	Any vehicle designed to transport 16 or more passengers, including the driver.		<ul style="list-style-type: none"> • Passenger Vehicles 	
S	Any vehicle used to transport preprimary, primary or secondary school students from home to school, from school to home, or to and from school-sponsored events		<ul style="list-style-type: none"> • School Bus 	
X	Combination endorsement, representing the hazardous materials and tank vehicles endorsements.		<ul style="list-style-type: none"> • Tank Vehicles • Hazardous Materials 	
Note: Any applicant for a passenger and/or school bus endorsement must take a skills test in a passenger vehicle and/or school bus.				

Chapter 1 : Introduction

This Chapter Covers:

-  **Licenses and Endorsements**
-  **Fees**
-  **How to Get a CDL**
-  **CDL Tests**
-  **Safety Rules**

Idaho's Commercial Driver's License (CDL) Program is designed to improve safety on our highways by meeting federal requirements for testing and licensing commercial drivers. On October 26, 1986, Congress passed the Commercial Motor Vehicle Safety Act of 1986. This law sets minimum standards for the licensing of drivers of commercial motor vehicles. The standards require commercial motor vehicle drivers to get a Commercial Driver's License (CDL). You must have a CDL to operate any of the following commercial vehicles:

- Combination vehicle with a gross combination weight rating (GCWR) of 26,001 or more pounds, provided that the gross vehicle weight rating (GVWR) of the towed unit is greater than 10,000 pounds.
- Single vehicle with a gross vehicle weight rating of 26,001 or more pounds.
- Vehicle designed to transport 16 or more persons (including the driver).
- Any size vehicle that requires hazardous material placards.

GROSS VEHICLE WEIGHT RATING (GVWR) The GVWR is the manufacturer's assigned weight rating for the vehicle (truck, bus, or trailer), not the vehicle's registered weight. On trucks, the GVWR is usually found on a metal identification plate inside the driver's door. On trailers, it may be found anywhere but is commonly found on the front of the trailer on the driver's side. For Idaho, in the absence of a GVWR, the actual weight of the vehicle plus its heaviest load is considered to be the GVWR. Other states may use other definitions.

GROSS COMBINED WEIGHT RATING (GCWR): The GCWR is the total weight of the GVWRs of each unit of a combination vehicle (truck/tractor and trailer(s) added together).

Even if your vehicle is a commercial vehicle as defined above, you may still qualify for one of the federal and/or state CDL exemptions. There are four categories of CDL exemptions.

Recreational Vehicle Exemption: The Recreational Vehicle Exemption applies to drivers of vehicles used exclusively to transport personal possessions or family members for non-business or recreational purposes.

Military Vehicle Exemption: The Military Vehicle Exemption applies to military vehicle operators who are considered active-duty military personnel and to civilians who are required to wear uniforms and are subject to the Code of Military Justice.

Emergency Vehicle Exemption: The Emergency Vehicle Exemption applies to drivers of fire fighting or other emergency equipment used in response to emergencies involving the preservation of life or property.

Farm Vehicle Exemption: The Farm Vehicle Exemption applies to drivers of farm vehicles, including family members and farm hands, under certain conditions only. The farm exemption applies to drivers of farm vehicles which are:

1. Controlled and operated by the farmer;
2. Used to transport agricultural products, supplies, and machinery to or from a farm;
3. Not used in common or contract carrier operations, and
4. Not driven more than 150 miles ("as the crow flies") from the farm.

The farm exemption is intended for small farm-to-market operations only. It does not extend beyond the boundaries of Idaho unless there is a current reciprocity

agreement in affect between states. Also, it does not include farmers who are transporting other farmers' products if they are receiving any compensation for the services.

This manual provides you with the information necessary to pass all CDL written tests. Information regarding the skills test requirements is also included. The headings for each paragraph sub-section may help you locate specific topics of interest.

1.1 LICENSES AND ENDORSEMENTS

There are three types of commercial driver's licenses: Class A, B and C. Drivers of vehicles that do not fall in Classes A, B, or C will be issued Class D (non-commercial) licenses.

1.1.1 License Classes

Class A: Combination vehicles with a gross combined weight rating (GCWR) of 26,001 or more pounds, provided the GVWR of the vehicle(s) being towed is greater than 10,000 pounds. Drivers with Class A licenses may, with the proper endorsements, operate vehicles requiring a Class B, C or D license.

Class B: Single vehicles with a GVWR of 26,001 or more pounds, or any such vehicle towing a vehicle under 10,000 pounds GVWR. Drivers with Class B licenses may, with the proper endorsements, operate vehicles requiring a Class C or D license.

Class C: Any single vehicle with a GVWR of 26,000 pounds or less that is hauling placarded hazardous materials or designed to transport 16 or more passengers, including the driver. Note: these vehicles can tow a vehicle not in excess of 10,000 pounds GVWR. Drivers with Class C licenses may also operate a class D vehicle.

1.1.2 Endorsements

You must have the appropriate endorsements on your CDL if you haul hazardous materials, pull double or triple trailers, operate a vehicle or pull a trailer with a tank, operate a passenger vehicle or school bus.

Hazardous Materials (H): Hazardous Materials (H) endorsement is required for drivers of vehicles transporting hazardous materials that require hazardous material placards per the Hazardous

Materials Transportation Act. A written test and a TSA security threat assessment are required each time the driver renews his/her license.

Double/Triple (T): Double/Triple (T) endorsement is required for drivers of vehicles pulling two or three trailers. (A dolly or load divider, sometimes referred to as a "jeep" is considered to be one trailer.)

Tank vehicles (N): Tank vehicles (N) endorsement is required for drivers of vehicles designed to transport liquids or gaseous materials within a tank that is either permanently or temporarily attached to the vehicle or chassis. Such vehicles include, but are not limited to, cargo tanks and portable tanks, as defined in the hazardous materials regulations. This definition does not include portable tanks having a rated capacity under 1,000 gallons.

Passenger (P): Passenger (P) endorsement is required for drivers of vehicles designed to carry 16 or more passengers including the driver. Both written and skills tests are required to obtain this endorsement.

School Bus (S): School Bus (S) endorsement is required for drivers of vehicles used to transport preprimary, primary, or secondary school students from home to school, from school to home, or to and from school-sponsored events. Both written and skills tests are required to obtain this endorsement.

Motorcycle (M): Motorcycle (M) endorsement is required for motorcycle operators. Drivers must have an "M" endorsement on their Class D or Commercial Driver's License to operate a motorcycle as defined by Idaho law (see the Idaho Motorcycle Operator Manual). A motorcycle means every motor vehicle having a seat or saddle for the use of the rider and designed to travel on not more than three wheels in contact with the ground, but excluding a tractor and moped. Motorcycle operators must pass a written and skills exam to add the endorsement.

Tank Vehicles/Hazardous Materials (X): Tank Vehicles/Hazardous Materials (X) is used when a driver has more endorsements on his/her license than their card will hold. The "X" endorsement represents the combination of both the tank vehicles (N) and hazardous materials (H) endorsements; therefore, a Class A CDL may show either an X or an N and H endorsement depending on the amount of other endorsements the driver may have on his/her license.

1.1.3 Restrictions

(L) Restriction – Air Brakes A: The (L) restriction prohibits driving of vehicles with air brakes. The CDL will carry this restriction unless you pass an air brakes knowledge test and a skills test (Pre-trip Inspection and Road Test) in a vehicle equipped with air brakes.

(M) Restriction – Except Class A Bus: The (M) restriction prohibits a driver with a passenger endorsement from operating a Class A bus if a Class A bus was not used for the skills test.

(N) Restriction – Except Class A and B Bus: The (N) restriction -Except Class A and B Bus - Restricts a CDL holder with the passenger endorsement from operating a Class A or B bus if a Class A or B bus was not used during their passenger endorsement skills test.

(Z) Restriction – Except Class A and B School Bus:

The (Z) restriction -Except Class A and B School Bus - Restricts a CDL holder with the school bus endorsement from operating a Class A or B school bus if a Class A or B school bus was not used during their school bus endorsement skills test; however, the restriction does not apply to a driver who has previously obtained a passenger endorsement in a Class B bus, because he/she has already demonstrated the knowledge and skill level to operate Class B buses.

1.2 SEASONAL CDL FOR FARM-RELATED SERVICES

A Seasonal Commercial Driver's License is available to qualified seasonal drivers for certain farm-related service industries such as custom harvesters, farm retail outlets and suppliers, agrichemical businesses, and livestock feeders.

The Seasonal CDL is only valid within 150 miles of the business or farm being serviced. The Seasonal CDL is valid (with a Class D license) for 180 days in a 12 month period, and can only be obtained twice in a lifetime.

The Seasonal CDL is not valid for driving Class A (combination) vehicles or passenger vehicles constructed to carry 16 or more people including the driver. The Seasonal CDL is not valid for driving vehicles carrying hazardous materials requiring placards except for diesel fuel in quantities of 1,000 gallons or less, liquid fertilizers in vehicles or implements of husbandry with total capacities of 3,000 gallons or less, or solid

fertilizers that are not mixed or transported with any organic substance.

1.2.1 Requirements

To apply for a Seasonal CDL you must:

- Be at least 16 years of age.
- Have a valid Class D license.
- Have at least 1 year of driving experience in any type of motor vehicle.
- Have not violated the CDL single license requirements.
- Have not had any license suspensions, revocations or cancellations.
- Have not had any convictions in any vehicle for any of the following offenses:
 1. Excessive speeding (15 or more miles above the posted speed limit);
 2. Reckless driving;
 3. Improper or erratic lane changes;
 4. Following the vehicle ahead too closely;
 5. Driving a commercial motor vehicle without obtaining a CDL;
 6. Driving a commercial motor vehicle without a CDL in the driver's possession;
 7. Driving a commercial motor vehicle without the proper class of CDL and/or endorsements for the specific vehicle group being operated or for the passengers or type of cargo being transported;
 8. Violation of any other motor vehicle traffic control laws which result in a fatal traffic accident;

9. Driving while under the influence of alcohol or a controlled substance, including a refusal to test;
10. Leaving the scene of an accident, or
11. Using a vehicle to commit a felony.

The holder of a Seasonal CDL is subject to all disqualifying offenses and requirements applicable to CDL holders. Each applicant's driving record will be checked prior to issuance of a Seasonal CDL. Issuance of a Seasonal CDL will be entered on the Commercial Driver's License Information System (CDLIS).

The holder of a Seasonal CDL must pass the CDL General Knowledge written test. The Air Brakes test is also required if the vehicles to be driven are equipped with air brakes. Endorsement tests and skills tests are not required.

1.3 CDL FEES

Effective January 1, 2010, the following fees apply:

CDL license

• One year (age 20)	\$15.00
• Three year (age 18 to 21)	\$30.00
• Four year (age 21 and over)	\$40.00
• Seasonal CDL (180 Days)	\$39.00
• CDL instruction permit	\$29.00
• Duplicate CDL or permit	\$15.00
• License upgrade	\$25.00
• Endorsement addition (after issuance of a CDL, does not include written test fee)	\$15.00
• Written tests (each)	\$3.00
• Skills test (\$10 to Driver's License Office, and \$60 to the Skills Tester)	\$70.00

1.4 HOW TO GET A CDL

To apply for a commercial driver's license, you must be at least 18 years old and either have a valid Idaho non-commercial license (Class D) or have passed all tests required to obtain one. You may be able to take your Class D license tests and your CDL tests at the same time; however, you must have one year of documented driving experience in order to obtain a CDL.

To apply for your CDL, go to your county Sheriff's office and bring your current driver's license, Social Security card, and money to pay your fees.

You will be asked if you are subject to and in compliance with the requirements of Part 391 of the Federal Motor Carrier Safety Regulations (Qualifications of Drivers). These include the DOT medical card requirements.

Special Note: If you are required to possess a current DOT Medical Certificate to legally operate a Commercial Motor Vehicle under State of Idaho law or Federal Motor Carrier Safety Regulations, you must be able to pass the DOT physical examination and check the appropriate box on the application form,

If you knowingly are not medically qualified under the FMCSRs (i.e., blind in one eye, insulin dependent diabetic, etc) and you check the box that you are in compliance with Part 391, you have falsified your application and the state will cancel your CDL.

General Commercial Driver Qualifications: Individuals are qualified to drive a commercial vehicle in Idaho if they:

- Are at least 21 years of age for **Interstate** operations (traveling across state lines).
- Are at least 18 years of age for **Intrastate** operations (traveling only within the borders of Idaho).
- Can read and speak the English language sufficiently to talk with the general public; understand traffic signs and signals, and make entries on reports and records.
- Have the experience and/or training to safely operate a commercial vehicle.

- If not exempt under federal and/or state of Idaho law, carry a current medical examiner's certificate (DOT Medical Card) stating that he or she is physically qualified to drive a commercial vehicle (Federal Motor Carriers Safety Regulations Section 391 – Subpart E)
- Have a valid CDL issued from only (1) state or jurisdiction.
- Have provided his/her employer with a current list of traffic violations.
- Are not currently disqualified by the U.S. Department of Transportation (DOT) to drive a commercial vehicle.
- Have successfully passed the appropriate written examinations and road skills test for the commercial vehicle(s) he/she intends to operate.

Exemptions for Commercial Driver Qualifications

Under certain circumstances, drivers in the following categories may be exempt from the driver qualification requirements but **not exempt from CDL licensing requirements:**

Interstate or Foreign: Interstate drivers travel in the State of Idaho and also through other states.

- School bus operations. *(see comment below)*
- Transportation performed by federal, state, or local governments.
- Occasional transportation of personal property.
- Transportation of sick and/or injured people or the deceased.
- The operation of fire trucks and rescue vehicles while involved in emergency and related operations.
- Farm custom operations.
- Apiarian industries. (Seasonal transportation of bees only)
- Certain farm vehicle drivers.

For complete information see Federal Motor Carrier Safety Regulations (FMCSR) 390.3, 391.2, 391.67 or call the Federal Motor Carrier Safety Administration at 1-800-832-5660, or 208-334-1842.

Intrastate: Intrastate drivers travel only within the borders of the State of Idaho:

- School bus operations. *(see comment below)*
- Transportation performed by federal, state, or local governments.
- Occasional transportation of personal property.
- Transportation of sick and/or injured people or the deceased.
- The operation of fire trucks and rescue vehicles while involved in emergency and related operations.
- Apiarian industries (seasonal transportation of bees only).
- Farm vehicles used to transport the farmer's equipment or supplies.
- Vehicles used to transport agricultural products, live stock, or feed.
- Vehicles used to transport forest products.
- Vehicles used to carry mine products including sand, gravel, or aggregates. Petroleum products are not exempt.
- Wrecker or tow truck operations.
- Taxi service.
- Hotel service.
- Vehicles used to distribute newspapers.
- Vehicles used by airlines to transport customers or baggage.
- Intra-city movement of people or property.
- Vehicles used to transport household goods.

For complete information, see Idaho Code, Title 67, Section 2901, or call the Idaho State Police, Commercial Vehicle Safety Unit at 208-884-7220.

***The state of Idaho, Department of Education requires school bus operations to comply with Federal Motor Carrier Safety Regulations, including the Qualification of Driver Requirements.**

You can obtain copies of the Federal Motor Carrier Safety Regulations on the internet at www.fmcsa.dot.gov or from the following:

Idaho Trucking Association
5171 Overland Road
Boise, ID 83705
Phone: (208) 342-3521

Providing false or incorrect information when applying for your driver's license may result in cancellation of your driving privileges and other penalties. If you obtain a CDL using false or incorrect information, you will be disqualified from operating a commercial motor vehicle for a period of 60 days. When applying for your CDL, your driving record will be checked, fees will be collected, and you will be required to take the necessary knowledge tests.

After passing the knowledge tests, you must schedule a skills test with a certified Idaho CDL Skills Tester. The sheriff's office will provide you with a list of Third Party Skills Testers. After passing the skills test, you may obtain your CDL at the sheriff's office.

1.4.1 Instruction Permits

A CDL instruction permit is available by taking the appropriate written tests for the type of vehicle you wish to operate. An instruction permit is valid for up to 180 days. Additional permits may be purchased if necessary. To qualify for a CDL Instruction Permit, you must:

- Be at least 18 years old.
- Hold a valid Idaho Class D driver's license.
- Have at least one year of documented driving experience.

- Be accompanied by a driver properly licensed to operate the vehicle you are driving. This person must occupy the seat beside the driver.

You must have in your possession a current Department of Transportation (DOT) Medical Certificate (if required to do so by Idaho law and/or the Federal Motor Carrier Regulations) and a CDL Instruction Permit whenever you need to "Practice" driving a commercial vehicle prior to taking your skills test. The Medical Certificate and CDL Instruction Permit are required even if you are attending a professional truck driving school, company sponsored training program, or receiving private instruction from a friend in his/her own vehicle.

The only exception to this rule is if you take your skills test (without practice) following passing the written exams. In this case, you are not required to purchase a CDL Instruction Permit for the sole purpose of taking your skills test; however, as stated above, you will still have to have a current Medical Certificate in your possession if you are required to by state of Idaho or federal law.

The CDL Instruction Permit, is just what it is; "**A Permit.**" While operating a commercial vehicle with a permit, you cannot drive a commercial vehicle under any circumstances without a qualified driver with you at all times, including driving a commercial vehicle to and/or from the skills test site. You have to have a valid CDL to operate the vehicle by yourself.

1.5 CDL TESTS

A CDL will be issued only after you have passed all of the required written and skills tests.

1.5.1 Knowledge Tests

All test results will remain valid for one year from the date they were passed. If the appropriate license is not issued within the one-year period, the tests must be retaken.

If you do not pass a test (knowledge or skills), you must wait three days before retaking the test (i.e., If you failed the test on Monday, you would be eligible to retest on Thursday). **The test fees must be paid again.**

CDL tests are not required at renewal time, with the exception of the Hazardous Materials knowledge test which must be passed prior to each renewal.

Applicants must take the knowledge tests for the class of license applied for and also the test(s) for any endorsement(s) they wish to hold. In the front of this manual following the Table of Contents, you will find a table showing you which sections of this manual to study for each test.

1.5.2 Skills Test

After passing the written tests, you must make an appointment with a Third Party Tester to take the skills test. The skills test will usually take 1½- 2 hours to complete and must be taken in a vehicle that is representative of the license class you wish to operate.

If the vehicle used for the test is not equipped with air brakes, your CDL will show an (L) restriction stating that you are not licensed to operate vehicles equipped with air brakes.

Some examiners have vehicles that you can rent to take your skills test. If you rent a vehicle from them, they will have all of the appropriate vehicle documentation and insurance required by the state. If you use a vehicle other than an examiner's, you will need to bring proof of current insurance and vehicle registration. You will also need to bring proof of identification and your receipt showing you have passed the written tests and paid the skills test fee.

The skills test has three parts: the vehicle inspection, the basic control skills test, and the road test. (**Chapters 11, 12, and 13 tell you how to prepare for the skills test.**)

Special Note: The skills test is one test with three parts, not three separate tests; therefore, failing any part of the test counts as a failure for the entire test, and the entire test must be retaken.

After completing the testing process, please wait 24 hours to assure that the test results have been recorded by the Idaho Transportation Department (ITD). After completing the testing process, you may return to the Drivers License office to obtain your CDL. **You do not have the authority to operate a commercial vehicle until you obtain the CDL.**

1.6 SAFETY RULES

There are other federal and state laws which affect drivers operating commercial motor vehicles in all states. Violations of these rules could result in both civil

and criminal penalties or disqualify you from driving commercial vehicles.

- You cannot have more than one license, and the license you do have must be issued from the state in which you reside. If you move to a new state, you must obtain a CDL from that state within 30 days.
- It is your responsibility as an Idaho driver to keep a current address on file with the Idaho Transportation Department. If you move, you must notify the department in writing of the old and new address within 30 days.
- You must notify the Idaho Transportation Department, Driver Services, within 30 days if you are convicted in any other state of any traffic violation (except parking). This is true no matter what type of vehicle you were driving at the time of the violation.
- You must notify your employer within 30 days of a conviction for any traffic violation (except parking). This is true no matter what type of vehicle you were driving.
- You must notify your employer if your license is suspended, revoked, or canceled, or if you are disqualified from driving. You must make this notification before the end of the business day following the day you receive the notice of suspension, revocation, cancellation, loss of privileges, or disqualification.
- You must give your employer information on all driving jobs you have held for the past 10 years. You must do this when you apply for a commercial driving job.

No one can drive a commercial vehicle without a valid CDL. A court may fine you up to \$5000 or put you in jail for breaking this rule.

Your employer may not let you drive a commercial vehicle if you have more than one license, or if your CDL is suspended, revoked or disqualified. A court may fine the employer up to \$5000 or put him/her in jail for breaking this rule.

1.6.1 Disqualifications

Serious Traffic Violations: You will lose your CDL for 60 days if you are convicted of two serious traffic violations, or 120 days if convicted of three serious traffic violations in a three year period. The term "conviction" includes forfeiture of bail or bond and withheld judgments. These violations must have been committed while operating a commercial motor vehicle.

The following are serious traffic violations:

- Excessive speed (15 or more miles above the posted speed limit).
- Reckless driving.
- Improper or erratic lane changes.
- Following the vehicle ahead too closely.
- Traffic offenses committed in a CMV in connection with fatal traffic accidents.
- Violation of any other motor vehicle traffic control laws which result in a fatal traffic accident.
- Driving a commercial motor vehicle without obtaining a CDL.
- Driving a commercial motor vehicle without a CDL in the driver's possession.
- Driving a commercial motor vehicle without the proper class of CDL and/or endorsements for the specific vehicle group being operated or for the passengers or type of cargo being transported.

Violation of an Out-of-Service Order: If you are (1) convicted, (2) forfeit bond, or (3) receive a withheld judgment for a violation of an out-of-service order while driving a commercial motor vehicle, you will be disqualified for:

- 180 days for a first conviction;
- Two (2) years for a second conviction in 10 years, and
- Three years for subsequent convictions in 10 years.

If transporting hazardous materials or driving a bus (designed to carry 16 or more people) at the time, the driver is disqualified for:

- 180 days for a first conviction, and
- Three years for subsequent convictions in 10 years.

An out-of-service order issued by an authorized enforcement officer is defined as a temporary prohibition against operating a commercial motor vehicle. The order is issued in response to a violation of federal regulations, compatible laws, or to the North American uniform out-of-service criteria (CVSA).

Disqualification for Conviction of a Railroad-Grade Crossing Violation: If you are (1) convicted, (2) forfeit bond, or (3) receive a withheld judgment for a railroad grade crossing violation as specified in 49 CFR Part 383 or applicable state laws while driving a commercial motor vehicle, your commercial driving privileges will be disqualified for:

- 60 days for a first conviction;
- 120 days for a second conviction during any three year period, and
- One year for a third or subsequent conviction during any three year period.

Disqualification for Controlled Substance or Alcohol Violations, Leaving the Scene of an Accident, and Felonies

You will lose your CDL for at least **One Year** for a first time offense:

- If you drive a motor vehicle under the influence of alcohol or a controlled substance such as an illegal drug. If you drive a commercial vehicle when your blood alcohol concentration is .04 percent or more, or any vehicle when your blood alcohol concentration is .08 or higher, you are driving under the influence of alcohol. If your alcohol concentration is less than .04% but you have any detectable amount, you will be placed "out of service" for 24 hours.

- If you refuse to take an evidentiary test for alcohol or other intoxicating substances while you are operating a motor vehicle.
- If you leave the scene of an accident involving a motor vehicle you were driving
- If you use a motor vehicle to commit a felony
- If you drive a commercial vehicle when, as a result of prior violations committed operating a commercial vehicle, your CDL is revoked, suspended, or cancelled or you are disqualified from operating a commercial vehicle
- If you cause a fatality through the negligent operation of a commercial vehicle, including but not limited to, the crimes of motor vehicle manslaughter, homicide by motor vehicle, or negligent homicide.

You will lose your CDL for at least **Three years** for a first offense if any of the above offenses occur while you are operating a commercial vehicle that is transporting hazardous materials that are required to be placarded by the Hazardous Materials Transportation Act.

You will lose your CDL for **Life** if you are convicted, forfeit your bond, or receive a withheld judgment for any of these disqualifying offenses, or any combination of these offenses, for a second time.

You will lose your CDL for **Life** if you use a motor vehicle to commit a felony involving the manufacture, distribution, or dispensing of a controlled substance.

1.6.2 Alcohol Tests and the Law (Implied Consent)

When you accept an Idaho driver's license of any kind, you give your implied consent to take an alcohol concentration test if you are suspected of driving under the influence. If you refuse to take the test when requested to do so by a law enforcement officer or submit to and fail a test for BAC your CDL privileges are subject to disqualification under the provisions of Section 49-335, Idaho Code.

1.6.3 Administrative License Suspensions (ALS)

Your driving privileges will be suspended under Section 18-8002A, Idaho Code, if you fail an evidentiary test for any of the following reasons:

- Having a blood alcohol concentration of .08% or greater while operating or being in actual physical control of **any motor vehicle**.
- Having a blood alcohol concentration of .04% or greater while operating or being in actual physical control of a **commercial motor vehicle**.
- Having test results indicating the presence of drugs or other intoxicating substances.

The suspension will become effective 30 days from the date the *Notice of Suspension* is issued upon failure of an evidentiary test. If you are driving a Commercial Motor Vehicle (CMV) at the time of your arrest, your commercial privileges are lost immediately and will remain suspended throughout the administrative process.

Penalties

First offense: While operating any vehicle (BAC .08% or greater) or a **commercial vehicle*** (BAC .04% or greater)-

- CDL driving privileges: **One Year** absolute disqualification of commercial vehicle driving privileges.
- Class D driving privileges: 90-day suspension with absolutely no driving privileges for the first 30 days. Restricted driving privileges that allow for the operation of a non-commercial vehicle may be requested for the remaining 60 days of the suspension.

Second offense: While operating any vehicle (BAC .08% or greater) or a **commercial vehicle*** (BAC .04% or greater)-

- CDL driving privileges: **Lifetime** disqualification.
- Class D driving privileges: one year suspension with absolutely no driving privileges of any kind.

***If the failure(s) occurred in a commercial vehicle (BAC.04 to less than .08%), Class D driving privileges will remain valid.**

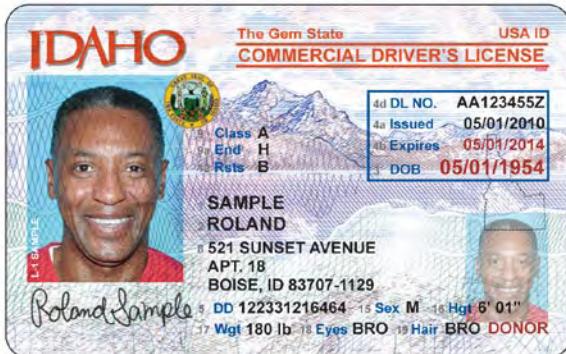
These suspensions are separate from any additional penalties or suspensions imposed by the court as a result of being convicted of the offense. Additional information on this law may be found in the Idaho Driver's Manual. A periodic review of both manuals is recommended for all commercial drivers.



Special Note: Beginning in June 2011, Idaho Drivers will begin obtaining their driver's license from a "Central Issue" location.

What you can expect

- There will be a change in the way licenses and ID cards look and the way they are produced
- The new card will be mailed to you within about 10 business days
- You will receive a temporary card printed on security paper before you leave your local licensing office
- The temporary card includes your photo and all the information included on the plastic card (name, address, date of birth, height, weight, etc.)
- The temporary card will be issued for driving and identity purposes
- When the plastic card arrives in the mail, the temporary document should be destroyed.



New Idaho CDL- June 2011

1.6.4 Drug and Alcohol Testing

All drivers subject to CDL requirements are also required to participate in a controlled-substance and alcohol-testing program. These requirements include random, reasonable suspicion, post accident, return-to-duty, and follow-up testing for controlled substances and alcohol. Pre-employment controlled substance testing is also required.

1.7 DRIVER RECORD REQUESTS

You can obtain a copy of your Idaho driving record by completing an "Idaho Motor Vehicle Driver's License Record Request" form (**See Figure 1.1**) and paying a small fee. The Driver's License Request (DLR) form can be obtained at the following locations:

- Most County Sheriff's offices
- On the State of Idaho website at: <http://www.accessidaho.org>

Depending on your circumstances, you can travel to the closest County Sheriff's office, fill out the form, pay the fees and receive your record while you wait. You may also fax or mail the form to the ITD, or complete the application on the State of Idaho's website.

Figure 1.1

ITD 3120 (Rev. 01-10)
Supply # 01-953002-1

Idaho Motor Vehicle Driver's License Record Request



If the request is mailed, please enclose the proper fee.

- Do not send cash in the mail.
- Make check or money order payable to the Idaho Transportation Department.
- No refunds will be processed whether or not a record is found.

<i>In accordance with Idaho Code Section 49-202, and Administrative Rule No. 39.02.41, I hereby request the driving record(s) of the following:</i>			Use 1, 2, 3 or 4 From Fee Schedule Below	Mark One	
Name	Driver's License Number	Date of Birth		3-Year Record	Entire Record
Requester's Name			Telephone (If None, State "None")		
Requester's Address			City	State	Zip
Registered Account Number (If Applicable)			<input type="checkbox"/> Fax back to _____ (Return Faxes for Personal Requests Only)		
Authorization Statement					
In order to receive motor vehicle or driver records under <i>Idaho Code Section 49-203</i> (see list on page 2), I certify that I meet the authorization requirements and that the use of such information will be strictly limited to the use described.					
Requester's Signature		Date	Authorization (Use Major Heading Only)		
Complete if Paying by Credit Card	<input type="checkbox"/> VISA <input type="checkbox"/> MasterCard	Credit Card Number		Card Expiration Date	Authorization Signature
FEE SCHEDULE			ADDRESS		
1. Driver's License Record (DLR)..... \$ 7.00 2. Photocopy per document..... \$ 7.00 3. Certification of the Record (Additional) \$ 14.00 4. DLR plus copies of File Documents..... \$ 14.00 <i>(i.e., Citations, Suspension Orders, etc.)</i>			DRIVER SERVICES IDAHO TRANSPORTATION DEPARTMENT Mailing Address: PO BOX 34, BOISE ID 83731-0034 Street Address: 3311 W. State St., Boise ID 83703 Phone (208) 334-8736 Fax (208) 334-8739		
TOTAL REMITTANCE _____ = _____					

Idaho Motor Vehicle Driver's License Record Request

Categories of Requesters Who May be Authorized to Receive Personal Information Under *Idaho Code 49-203**

1. **GOVERNMENT:** For use by any government agency, including any court or law enforcement agency, in carrying out its functions or any private person or entity acting on behalf of a federal, state, or local agency in carrying out its functions.
2. **DRIVER OR VEHICLE SAFETY:** For use in matters of motor vehicle or driver safety and theft, such as motor vehicle emissions, motor vehicle product alterations, recalls or advisories; performance monitoring of motor vehicles, motor vehicle parts, and dealers; motor vehicle market research activities, including survey research; and removal of non-owner records from the original records of motor vehicle manufacturers.
3. **BUSINESS ACTIVITIES:** For use in the normal course of business by a legitimate business or its agents, employees or contractors, but only:
 - a. To verify the accuracy of personal information submitted by the individual to the business or its agents, employees, or contractors.
 - b. If such information as submitted is not correct or is no longer correct, to obtain the correct information, but only for the purpose of preventing fraud by pursuing legal remedies against or recovering on a debt or security interest against the individual.
4. **COURT PROCEEDINGS:** For use in connection with any civil, criminal, administrative or arbitral proceeding in any federal, state, or local court or agency or before any self-regulatory body, including the services of process and investigation in anticipation of litigation, and the execution or enforcement of judgments and orders or pursuant to any order of a federal, state, or local court.
5. **RESEARCH:** For use in research activities and for use in producing statistical reports, so long as personal information is not published, re-disclosed, or used to contact individuals.
6. **INSURANCE:** For use by any insurer or insurance support organization (or by a self-insured entity) or its agents, employees, or contractors in connection with claims investigation activities, rating, or underwriting.
7. **TOWED/IMPOUNDED VEHICLES:** For use in providing notice to the owners of towed or impounded vehicles.
8. **INVESTIGATION:** For use by any licensed private investigative agency or licensed security service for any purpose permitted under the provisions of *Idaho Code Title 49*.
9. **EMPLOYER INFORMATION:** For use by an employer or its agent or insurer to obtain or verify information relating to a holder of a commercial driver's license that is required under the Commercial Motor Vehicle Safety Act of 1986 (*49 USC 31101 et seq.*).
10. **PUBLIC SAFETY/VEHICLE OPERATION:** For any other use specifically authorized under *Idaho Code*, if such use is related to public safety or the operation of a motor vehicle.
11. **TRANSPORTATION FACILITIES:** For use in connection with the operation of private toll transportation facilities, including companies that operate parking facilities for the purpose of providing notice to the owners of vehicles who have used the facility.
12. **WRITTEN CONSENT GIVEN:** The individual being inquired about has authorized the requestor in writing to have access to their personal information. A verified copy of the signed authorization must be included with the DLR request. Unless specifically stated, the individual's photograph, digitized signature, social security number, and medical or disability information will not be disclosed.*

*Release of an individual's photograph, digitized image of a photograph, digitized signature, social security number, and medical or disability information may not be disclosed without the written consent of the person to whom such information pertains, except for uses permitted under *Idaho Code Section 49-203, subsections (4)(a) and (4)(d)*.