

## HB 702 -- Commercial Driver's License

Co-Sponsors: Schlottach, Crawford, Rector, Threlkeld, Dusenberg, Jones, Avery, Green

This bill makes numerous modifications to Missouri's commercial driver's license law in order to comply with rules of the Federal Motor Carrier Safety Administration.

### OFFENSES

(1) Offenses involving holders of a Commercial Driver's License (CDL) or persons operating a commercial vehicle must be forwarded to the Director of the Department of Revenue and the State Highway Patrol within five days after entry of a plea. Offenses involving the use of alcohol or drugs must be reported immediately;

(2) CDL holders will be subject to the driver-improvement program; and

(3) CDL holders will not be subject to limited driving privileges if their driving privileges are suspended, revoked, canceled, denied, or disqualified.

### TRAFFIC VIOLATIONS

The bill adds to the list of serious traffic violations the following:

(1) Driving a commercial motor vehicle without a CDL;

(2) Driving a commercial vehicle without a CDL in possession; and

(3) Driving a commercial vehicle without the proper CDL class or endorsement.

### STATE RECORD CHECKS

(1) Applicants for a CDL must disclose the names of all states which have issued them a CDL during the previous 10-year period;

(2) The Director of the Department of Revenue is required before the initial issuance of a CDL and for the first renewal to obtain driving record information from any state licensing system in which the person had been issued a license; and

(3) A CDL driving record must contain a complete history of the driver, including information and convictions from previous

states of licensure.

#### DISQUALIFICATION

The director is required to disqualify any driver the U. S. Secretary of Transportation has determined to constitute an imminent hazard.

#### OUT-OF-SERVICE ORDER

Any driver who violates an out-of-service order is subject to a civil penalty of not less than \$1,100 and not more than \$2,750 or an amount determined by the U. S. Secretary of Transportation.

#### SCHOOL BUS ENDORSEMENT

Any individual who operates a school bus must meet the requirements for and be issued a school bus endorsement as required by the U. S. Secretary of Transportation.

#### SENTENCING

No federal, state, county, municipal, or local court can defer imposition of judgment, suspend imposition of sentence, or allow an individual who possesses or is required to possess a CDL to enter into a diversion program that will prevent a conviction for any violation of any traffic law from appearing on the driver's record maintained by the Director of the Department of Revenue.