



Idealease Safety Bulletin

March 21, 2008

Brought to you by Idealsafe 847-304-3190 Website: www.idealease.com

Question of the Week?

Is a driver who receives a moving violation required to notify their employer of the violation?

Answer: Yes, a driver is required by regulations to notify their employer within 30 days of the date of conviction of a violation other than a parking violation that occurs in any type of motor vehicle be it a commercial motor vehicle or their personal car. In CFR 383.31, the regulations state:

§383.31 Notification of convictions for driver violations.

Each person who operates a commercial motor vehicle, who has a commercial driver's license issued by a State or jurisdiction, and who is convicted of violating, in any type of motor vehicle, a State or local law relating to motor vehicle traffic control (other than a parking violation) in a State or jurisdiction other than the one which issued his/her license, shall notify an official designated by the State or jurisdiction which issued such license, of such conviction. The notification must be made within 30 days after the date that person has been convicted.

Each person who operates a commercial motor vehicle, who has a commercial driver's license issued by a State or jurisdiction, and who is convicted of violating, in any type of motor vehicle, a State or local law relating to motor vehicle traffic control (other than a parking violation), shall notify his/her current employer of such conviction. The notification must be made within 30 days after the date that the person has been convicted. If the driver is not currently employed, he/she must notify the State or jurisdiction which issued the license according to §383.31(a).

Notification. The notification to the State official and employer must be made in writing and contain the following information:

- Driver's full name;
- Driver's license number;
- Date of conviction;
- The specific criminal or other offense(s), serious traffic violation(s), and other violation(s) of State or local law relating to motor vehicle traffic control, for which the person was convicted and any suspension, revocation, or cancellation of certain driving privileges which resulted from such conviction(s);
- Indication whether the violation was in a commercial motor vehicle;
- Location of offense and the Driver's signature.

In addition, a driver of a commercial motor vehicle is to provide to the employer once every 12 months a listing of all violations (other than parking) for which the driver has been convicted in the previous 12 months. In the FMCSA regulations state in 391.27 the following:

- Each motor carrier shall, at least once every 12 months, require each driver it employs to prepare and furnish it with a list of all violations of motor vehicle traffic laws and ordinances (other than violations involving only parking) of which the driver has been convicted or on account of which he/she has forfeited bond or collateral during the preceding 12 months.
- Each driver shall furnish the list required in accordance with the above paragraph. If the driver has not been convicted of, or forfeited bond or collateral on account of, any violation which must be listed he/she shall so certify.

The form of the driver's list or certification shall be prescribed by the motor carrier.

UPCOMING IDEALEASE/NPTC SAFETY SEMINARS

March 25 - Baltimore, MD
Idealease of Baltimore
Contact: Tom Dagenais
410-247-5700

March 27 - Atlanta, GA
Idealease of Atlanta
Contact: Mario Delgado
770-300-0611

April 1 - Grand Rapids, MI
Wieland Idealease
Contact: Lauri Sieracki
616-241-4656

April 2 - Chicago, IL
Idealease of Chicago
Contact: Paul Ams
708-496-7501

April 3 - Peoria, IL
Centre State Idealease
Contact: Kelly Perkins
309-637-8483



Safety Compliance Tip of the Week

Is there anywhere that I, as the employer, can go other than ordering a Motor Vehicle Record to find moving violations on my drivers?

Yes, Moving violations that have occurred in a commercial motor vehicle with your USDOT number are listed in your SAFESTAT program available on line at www.ai.fmcsa.dot.gov click on the A&I logo and then on SAFESTAT. Once you have entered your USDOT number, select the Driver tab at the top of the overview page. If you have entered the SAFESTAT program with your PIN number, you will be able to see your drivers names associated with the violations.