NEW FEDERAL AND STATE LAW FOR DRIVERS

The Federal Motor Carrier Safety Administration set licensing standards (CFR 383.71 and CFR 383.73) that apply to commercial driver’s license (CDL) and commercial learner’s permit (CLP) holders nationwide.

To comply with the federal requirements, Idaho legislation was enacted to authorize the Idaho Transportation Department to collect information from commercial drivers regarding:

- Their “driving category”, whether the driver operates in Intrastate or Interstate commerce and whether they are required to maintain a DOT Physical, and
- The validity of their DOT Medical certification.

If the driver is required to maintain a DOT physical, this program provides a means to collect the data from the DOT medical card to comply with the Federal requirements.

This information will be entered on the driver’s Idaho license record and on a national database known as the Commercial Driver’s License Information System (CDLIS).

Failure to comply with the new regulations will result in loss of commercial driving privileges.

CDL SELF CERTIFICATION

Drivers were notified via US Mail of the new requirement to “self-certify” a driving category by July 15, 2013; Drivers can “self-certify” at the following website, or at any County Driver’s License office;
Website link: https://dmvapps.itd.idaho.gov/cdlselfcertification/

Letters informing drivers of the new requirements were sent to all CDL/CLP holders in late May and June of 2013.

Drivers still need to certify that they drive or expect to drive in one of four categories:

- Interstate non-excepted
- Interstate excepted
- Intrastate non-excepted
- Intrastate excepted

Follow this link to a chart for further information on these driving categories: Self-Certification Category Chart

INTRASTATE ONLY OPERATIONS

Drivers self-certifying to an Intrastate category will have a ‘K’ restriction (intrastate operation only) added to their driver’s record. Drivers will not be required to purchase a new license if they declare an
intrastate driving category. The ‘K’ restriction will appear on the license upon renewing the license, adding endorsements, or making any other change requiring re-issuing the license.

Drivers over 21 years of age who wish to remove the “K” restriction will have to change their self-certification category to one of the Interstate categories and submit a DOT medical card if selecting the non-excepted driving category.

New commercial drivers or existing drivers renewing their license or permit will self-certify a driving category on their CDL application. County DMV staff will enter or update the self-certification for the driver.

DOT MEDICAL CARDS

CDL and Commercial permit holders who self-certified in a “non-excepted” category were sent a letter from ITD in September 2013 explaining when and where to submit their DOT medical card.

After September, 2013, Commercial license and permit applicants who self-certify in a non-excepted category will be required to submit a copy of their DOT medical card at the county DMV when obtaining a CDL or CLP.

DOT MEDICAL CARD RENEWALS

Beginning in May 2014, new Federal rules affecting physicians who perform DOT Physicals will require that the Physician send the commercial driver’s DOT medical information directly to CDLIS.

Until further notified, Idaho commercial drivers renewing a DOT Physical should continue to provide copies of their DOT Medical card to the Idaho Transportation Department via the methods outlined in the frequently asked questions section.

Drivers with expired DOT Medical cards who have not changed their driving category to an excepted category will receive warning letters from ITD; These drivers will be notified that their commercial driver’s license status will be changed to “not certified to operate a commercial vehicle”, per federal regulations;

INSTRUCTIONS FOR DRIVERS AND EMPLOYERS

Commercial Drivers are required to:

- Provide a copy of the DOT medical examiner’s certificate (long form) to their employer upon employment and when renewing their DOT physical.
- Carry the DOT medical card and medical exemption letter (if required) on their person when driving a Commercial vehicle.
- Provide a complete and legible copy of the DOT medical card to the DMV;
- Provide a copy of a new medical certificate to DMV before the previous certificate expires to retain commercial driving privileges.
- Update their driving category if their category changes or if they wish to declare a new category.
Employers are required to:

- Obtain a Motor Vehicle Records (MVR) check annually for company drivers. Commercial drivers’ medical certification status will be displayed on their MVR.
- Ensure drivers have submitted their current medical card to DMV.
- Obtain a second MVR showing current medical certification if a company driver’s medical status is not displayed on the MVR report.

HOW TO GET A DOT MEDICAL EXAMINATION

A Department of Transportation (DOT) medical examination must be performed in accordance with CFR 49 §391.41 and CFR 49 §391.43.

DOT medical examinations are conducted by a licensed medical examiner as defined in CFR 49 §390.5.

This includes but is not limited to:

- Doctors of Medicine (MD);
- Doctors of Osteopathy (DO);
- Doctors of Naturopathic Medicine (ND);
- Advanced Practice Nurses (APN);
- Physician Assistants (PA); and
- Doctors of Chiropractic (DC).

Many primary care providers can conduct DOT medical examinations; examiners may also be found in the yellow pages of your telephone book, or on the internet by using an Internet directory or search engine.

After May 20, 2014, examiners must be listed on the National Registry of Certified Medical Examiners. Consult https://nationalregistry.fmcsa.dot.gov/NRPublicUI/home.seam to find certified examiners in your area.