

**CDL Disqualifications after September 30, 2005
pursuant to Federal 49 CFR Part 383 and ORC**

Violation	Penalty	Reference
<u>Alcohol and/or controlled substance violations</u>		
Having any measurable or detectable amount of alcohol or of a controlled substance in the blood, breath, or urine while driving	Out-of-service order for 24 hours	O.R.C. 4506.16C, O.R.C. 4506.15
First Conviction of driving while being under the influence of alcohol and/or a controlled substance	1 year disqualification	O.R.C. 4506.16 D1
Second Conviction of driving while being under the influence of alcohol and/or a controlled substance	Lifetime disqualification	O.R.C. 4506.16 D2
First Conviction of driving while having an alcohol concentration of 0.04 or greater	1 year disqualification	O.R.C. 4506.16 D1
Second Conviction of driving while having an alcohol concentration of 0.04 or greater	Lifetime disqualification	O.R.C. 4506.16 D2
<u>Leaving the scene violations</u>		
First offense leaving the Scene of an accident	1 year disqualification	O.R.C. 4506.16 D1
Second offense leaving the Scene of an accident	Lifetime disqualification	O.R.C. 4506.16 D2
First offense using the vehicle to commit a felony	1 year disqualification	O.R.C. 4506.16 D1
Second offense using the vehicle to commit a felony	Lifetime disqualification	O.R.C. 4506.16 D2
<u>Licensing Violations</u>		
First offense driving a CMV while the CDL is revoked, suspended, or cancelled or the driver is disqualified from operating a CMV	1 year disqualification	O.R.C. 4506.16 D1
Second offense driving a CMV while the CDL is revoked, suspended, or cancelled or the driver is disqualified from operating a CMV	Lifetime disqualification	O.R.C. 4506.16 D2
First offense using the vehicle in the commission of a felony involving manufacturing, distributing, or dispensing a controlled substance	Life - Not eligible for 10-year reinstatement	O.R.C. 4506.16 D2
First Offense of an OUT-OF-SERVICE qualifying violation	90 days disqualification	O.R.C. 4506.16 A1
Second Offense of an OUT-OF-SERVICE qualifying violation within a 10 year period	1 year disqualification	O.R.C. 4506.16 A2
Third Offense of an OUT-OF-SERVICE qualifying violation within a 10 year period	3 year disqualification	O.R.C. 4506.16 A3
<u>Moving violations</u>		
2 serious traffic offenses arising from separate incidents within a 3 year period if the conviction results in the suspension, cancellation, or revocation of the holder's commercial driver's license or noncommercial motor vehicle driving privileges	60 days disqualification	O.R.C. 4506.16 D5
3 serious traffic offenses arising from separate incidents within a 3 year period if the conviction results in the suspension, cancellation, or revocation of the holder's commercial driver's license or noncommercial motor vehicle driving privileges	120 days disqualification	O.R.C. 4506.16 D6
First Conviction of Railroad Crossing violation	not less than 60 days	O.R.C. 4506.16 D7
Second Conviction of Railroad Crossing Violation within three years of the first such conviction	not less than 120 days disqualification	O.R.C. 4506.16 D8
Third or subsequent convictions within a 3 year period of a Railroad Crossing Violation	not less than 1 year disqualification	O.R.C. 4506.16 D9
NOTE: The disqualifications listed above will apply upon conviction of the identified offenses in a CMV, and convictions for offenses in a noncommercial motor vehicle occurring after the person obtained a commercial driver's license and after September 30, 2005.		
Any person who is disqualified from operating a commercial motor vehicle under this section may apply to the registrar for a driver's license to operate a motor vehicle other than a commercial motor vehicle, provided the person's CDL is not otherwise suspended.		O.R.C. 4506.16 K
<u>Serious traffic violations are defined in O.R.C. 4506.01 DD as convictions arising from the operation of any motor vehicle that involves any of the following:</u>		
speed in excess of the posted speed limit by fifteen miles or more		
Reckless operation		
violation of a traffic control device that results in a fatal accident		
operation of a commercial motor vehicle without a valid commercial driver's license		
operation of a commercial motor vehicle without a valid commercial driver's license being in the person's possession		
violation of marked traffic lanes		
violation of assured clear distance (space between vehicles)		