

4501-47-16

**Military waiver of commercial driver's license skills test.**

[Comment: For dates and availability of material incorporated by reference in this rule, see paragraph (A) of rule 4501-47-01 of the Administrative Code.]

(A) The registrar of motor vehicles shall waive the skills test for any applicant for a commercial driver's license (CDL) who meets all of the following requirements:

(1) ~~Has been a member or uniformed employee of the armed forces of the United States or their reserve components, including the Ohio national guard or the national guard of any other state~~Meets the exemptions provided in 49 C.F.R. 383.3(c) as active duty military personnel; members of the military reserves; members of the national guard on active duty, including personnel on full-time national guard duty, personnel on part-time national guard training, and national guard military technicians (civilians who are required to wear military uniforms); and active duty U.S. Coast Guard personnel. This exception is not applicable to U.S. Reserve technicians. ;

(2) Certifies that, during the two-year period immediately preceding application for a commercial driver's license, all of the following apply:

(a) The applicant has not had more than one license, excluding any military license;

(b) The applicant has not had any license suspended, revoked, or canceled;

(c) The applicant has not had any convictions for any type of motor vehicle for the offenses for which disqualification is prescribed in section 4506.16 of the Revised Code;

(d) The applicant has not had more than one conviction for any type of motor vehicle for a serious traffic violation; and,

(e) The applicant has not had any violation of a state or local law relating to motor vehicle traffic control other than a parking violation arising in connection with any traffic accident and has no record of an accident in which the applicant was at fault.

(3) The applicant shall certify and also provide evidence of all of the following:

(a) That the applicant is or was regularly employed in a military position requiring operation of a commercial motor vehicle. In addition to the applicant's own certification, the applicant shall provide evidence from

the applicant's commanding officer or other appropriate military official certifying the applicant's experience operating a commercial motor vehicle and the type of commercial motor vehicle the applicant operated;

- (b) That the applicant was exempt from the requirements of Chapter 4506. under division (B)(6) of section 4506.03 of the Revised Code; and,
  - (c) That, for at least two years immediately preceding the date of application or at least two years immediately preceding the date the applicant separated from military service or employment, the applicant regularly operated a vehicle representative of the commercial motor vehicle type that the applicant operates or expects to operate.
- (B) As used in this rule, "skills test" means a test of an applicant's ability to drive the type of commercial motor vehicle for which the applicant seeks a commercial driver's license by having the applicant drive such a motor vehicle while under the supervision of an authorized state driver's license examiner or tester.
- (C) Acceptable documentation of military status or service shall include the applicant's official military identification card, official DD-214 separation document, or other official military document approved by the registrar of motor vehicles.
- (D) The bureau of motor vehicles (BMV) shall track and monitor all applications for military waiver of commercial driver's license skills tests through its business applications service system (BASS). The registrar of motor vehicles shall prescribe the information contained in BASS as necessary to track and monitor all applications.
- (E) The BMV shall establish and maintain processes for prioritizing and expediting commercial driver licensing applications for qualified military personnel, including special accommodations for applicants subject to imminent deployment. The processes shall include provisions for accepting necessary information in support of the applications by electronic, telephonic, and any other appropriate means.

Effective:

Five Year Review (FYR) Dates: 09/03/2015

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Certification

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Date

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