

## CDL Drivers Prohibited from TVS to Dismiss Citations

### Purpose

The purpose of this memo is to inform you that a holder of a commercial driver license (CDL) is no longer permitted to attend a Traffic Violator School (TVS) for the purpose of “masking” a traffic citation from his/her driving record.

### New Legislation

Effective September 20, 2005, commercial drivers or drivers of commercial vehicles became ineligible to attend traffic violator school for the purpose of removing a traffic violation on his/her driving record regardless of the type of vehicle driven.

### TVS Procedures

Traffic Violator Schools are *prohibited* from issuing a completion certificate to a holder of a CDL. If a person holding a CDL attends a traffic violator school, the traffic citation will remain on his/her driving record.

### Background

Effective September 20, 2005, *California Vehicle Code (CVC) §42005(c)* prohibits the courts from allowing a holder of a commercial driver license (regardless of the type of vehicle driven) to attend a DMV licensed or court-approved TVS for the purpose of “masking” a traffic citation on his/her driving record. In the past, commercial drivers were allowed to do this.

### Reference

*CVC §§42005(c), 15210(b)*

*Title 13 of the California Code of Regulations Sections 345.39, 345.45, 345.56, and 345.78*

*Title 49 of the Code of Federal Regulations*

*OLIN 2005-04*

*DL 2005-37*

### Distribution

This memo is available online at [www.dmv.ca.gov/pubs/olin/olin.htm](http://www.dmv.ca.gov/pubs/olin/olin.htm) and was distributed in hardcopy in March 2006 to Traffic Violator Schools.

**Contact**

For further clarification of this memo, call the TVS Unit at (916) 229-3127.

A handwritten signature in black ink, appearing to read "Mary Garcia". The signature is fluid and cursive, with a prominent initial "M" and a long, sweeping underline.

MARY GARCIA, Chief  
Occupational Licensing