

CHANGE PROPOSAL ACD016 – UPDATE W31 CODE USE DESCRIPTION

Date Received: 27 March 2019

Source (Organization/Person): Amanda Leung (CDLIS)

1 Description of Trigger or Reason for the Change Proposal

Currently, the description for W31 is “Three convictions for serious violations within three years.” However, Table 2 of §383.51 states “third or subsequent conviction...” which means that the disqualification for 120 days applies for the third and subsequent convictions. This document proposes to change the description of the disqualification for ACD code W31 throughout the manual.

2 Impact Assessment (Including which entities are impacted)

Entity	Impact
AAMVA	Update the ACD manual.
Jurisdictions	No impact

3 Entities to Be Involved in Reviewing the Details of the Change Proposal

ACD WG, AAMVA, FMCSA

4 Pros and Cons

Pros	Cons
Clarify application of ACD code	None

5 Detailed Explanation of the Change Proposal

5.1 Changes to the ACD Manual

Location	Current Version	Updated Version
Table 8 -- Withdrawal ACD Codes That Must Not Be Used for Convictions	ACD Code: W31 Description: Three convictions for serious violations within 3 years.	ACD Code: W31 Description: Three or more convictions for serious violations within 3 years.

Change Proposal

Location	Current Version	Updated Version
A.7 WITHDRAWALS	ACD Code: W31 Description: Three convictions for serious violations within three years	ACD Code: W31 Description: Three or more convictions for serious violations within three years
C.7 TABLE 18 -- WITHDRAWAL DISQUALIFICATION PERIODS	FMCSR: 383.51(c) FMCSR Disqualification Period: 120 days for third serious offense w/in 3 yr ACD: W31 ACD Code Description: Three serious violations within three years	FMCSR: 383.51(c) FMCSR Disqualification Period: 120 days for third or subsequent serious offense w/in 3 yr ACD: W31 ACD Code Description: Three or more serious violations within three years
E.7.4 Accumulated Federally Mandated Commercial Violations (WAV Group)	ACD Code: W31 Description: Three convictions for serious violations within 3 years.	ACD Code: W31 Description: Three or more convictions for serious violations within 3 years.

6 Change History

Version	Date	Author	Description
1.0	05/13/2019	T. Bauza	Change proposal created
1.1	06/19/2019	T. Bauza	Change proposal presented to ACD working group
1.2	08/28/2019	T. Bauza	Approval from NC received.
1.3	10/21/2019	T. Bauza	Approval received from NY (email). Approval received from WI (email) Approval received from CO (email) Change proposal is approved.
1.4	2/19/2021	T. Bauza	Change proposal applied to Author-it