



## FITNESS RULES NOTICE

### PLEASE READ CAREFULLY BEFORE YOU HAND IN YOUR APPLICATION

The TLC made some Rule changes to the license application process. The Rules include a one (1) and three (3) year application **ban** depending on an applicant's TLC and DMV history.

**Please note that if TLC staff either could not or failed to determine that an application should be rejected when submitted, and the application is accepted, the license application fees will not be refunded.** An applicant **should not** submit an application if the applicant's TLC or DMV history matches the description listed on the Fitness Rules Notice.

#### **One (1) Year Ban - (if during the previous year)**

- \* More than three (3) traffic accidents within a single year. The one (1) year ban will be counted from the date of the last accident.
- \* The traffic infraction of unlicensed operation of a motor vehicle.
- \* **Prior Application Denied.** The Chairperson will deny an Application that is submitted within one year after the submission of a prior Application, if the previous Application was denied because the Applicant was found not Fit to Hold a License. The one -year ban will be counted from the date the prior Application was submitted to the Commission.
- \* **Illegal Use of Drugs-** determined by a positive result on a drug test required by the TLC and where the drug test result was unchallenged or unsuccessfully challenged. The one (1) year ban will start from the date of the failed drug test.

#### **Three (3) Year Ban - (If during the previous three years)**

- \* Any act, as prohibited by TLC Rules, of driving a TLC licensed vehicle while impaired by intoxicating liquor (regardless of its **alcoholic** content) or drugs.
- \* Any act, as prohibited by TLC Rules, of bribery, fraud, material misrepresentation, theft, threat against a person, harassment, abuse, or use of physical force.
- \* Any act, as prohibited by TLC Rules, involving possession of a weapon in a vehicle licensed by TLC.
- \* **Revocation of a prior License.** *If while license revocation charges were pending, a prior license expired or was surrendered to the Chairperson.*
- \* **Surrender while license revocation charges were pending.** Special consideration for Critical Driver Program and Persistent Violator Program Revocations. After a minimum of one (1) year from the date the Critical Driver or Persistent Violator summons is issued, an Applicant may request a waiver of the three-year ban from the Chairperson. This request can only be made if the Applicant's driving record reflects no more than three points for violations that occurred during the three year period preceding the date of the request for the waiver.
- \* **License expiration while license revocation charges were pending.** If a prior license expired while license revocation charges were pending, the three (3) year ban will start from the date the license expired.

#### **An Application Can Also Be Denied for the Following Reasons:**

- \* Mistake or Omission in the application. If the application includes any material mistake or omission, or if the applicant fails to inform the Chairperson of any material change in the application.
- \* Critical Driver Program: If you have accumulated 6 or more points within 15 months prior to and including your most recent DMV point conviction, you would, if licensed, be subject to license suspension or revocation under the Critical Driver Program; therefore, your application will be denied.
- \* Pendency of Criminal Charges. The Chairperson will defer consideration of an application if the applicant has criminal charges pending. If the charges are not resolved within 90 days after the submission of the application, the application will be denied.