

Adopting the Under-the-Hood Waiver: Process for New York State

The Federal Motor Carrier Safety Administration is allowing state driver's licensing agencies to waive the "under-the-hood" portion of the vehicle inspection skills test for public transit operators seeking a CDL. "Under-the-hood" refers specifically to the engine compartment component of the vehicle inspection test, as outlined in [49 CFR §383.113\(a\)\(1\)\(i\)](#).

This information is designed to help transit agencies advocate for the under-the-hood waiver to be adopted in New York. See the briefing document titled "[Under-the-Hood](#)" CDL Waiver for Transit Bus Operators for additional information on the waiver and its purpose.

State driver's licensing agency	New York State Department of Motor Vehicles (DMV) 6 Empire State Plaza Albany, NY 12228
State licensing agency contacts	Mark J.F. Schroeder, Commissioner Phone: 518-473-9324 Email: mark.schroeder@dmv.ny.gov Rebecca Wood, Deputy Commissioner for Policy, Safety & Driver Licensing Phone: 518-474-6876
Current State testing procedures	CDL applicants who have held a permit for at least 14 days are permitted to schedule and take the road test to get their CDL license. The skills test, which includes under-the-hood, is completed during the road test. Road tests are conducted at locations throughout New York.
Waived components	Section 11.2.1 of the New York State CDL manual details the under-the-hood components currently required for CDL operators.
Waiver eligibility	The waiver is for operators seeking a new Class A/B CDL license with a Passenger (P) endorsement. Operators must have an intrastate-only and a transit-bus-only restriction on their license.
Existing CDL endorsements and restrictions	New York has the following CDL endorsements and restrictions pertinent to the waiver: <ul style="list-style-type: none"> • Intrastate only: Yes (K restriction) • Transit bus only: No A full list of New York CDL endorsements and restrictions can be found here .
State CDL licensing regulations	New York's CDL regulations are outlined in Title 15 Subchapter A. Driver Licensing and Training . Relevant sections: <ul style="list-style-type: none"> • Part 3 Drivers' Licenses • Part 8 Road and Written Tests, Waiver and Effect
Implementing under-the-hood waiver	States granting licenses under the waiver must: <ul style="list-style-type: none"> • Submit the names and CDL numbers of operators issued a CDL pursuant to the exemption to FMCSA each month. • Mark licenses with a stamp, punch, or label to clearly indicate that the operator is licensed for transit-bus-only and intrastate-only operation. • Place a transit-bus-only restriction on the CDL. If States do not already have a transit-bus-only restriction or category, they may create one. However, a new category is not required as long as the license is clearly marked.