

Missouri Department of Transportation  
Motor Carrier Services

# Safety Compliance Manual



Alcohol and Drug Testing Requirements • Periodic Inspection • Aggregate Gross Weight

HM Safety Permits • For-Hire Carriers • Fire Extinguisher • Exhaust Systems

Seat Belts • Cargo Securement • 15-Hour Rule

FALL 2020

## **MoDOT Motor Carrier Services Online**

### **Use MoDOT Carrier Express to:**

- Renew and update registration and license plates,
  - File fuel tax returns,
  - Request oversize/overweight permits,
  - Register and renew intrastate authority,
  - File Unified Carrier Registration
- ...and much more!

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### **MoDOT Motor Carrier Services offers training in:**

- General safety regulations,
- Hazardous materials regulations and HM security plan training,
- Passenger vehicle regulations,
- Agricultural hauling regulations and
- Credentials, registration and annual renewals

Register for courses at [www.modot.org/training\\_outreach.htm](http://www.modot.org/training_outreach.htm)  
or call toll-free, 1-866-831-6277, option 6

## **Welcome!**

Thank you for picking up a copy of Missouri's Commercial Motor Carrier Compliance Manual. Whether you're new to the motor carrier industry or a long-time safe Operator, we are sure you'll learn something new from these pages.

### **Ask – We Are Happy to Answer Questions**

MoDOT Motor Carrier Services helps truckers stay up-to-date with required credentials and with the rules and regulations that govern the industry. Credentials help ensure all companies compete on a level economic playing field while our Safety & Compliance team's goal is that every traveler gets home safely.

We dedicate a lot of effort to learning and staying up-to-date with rules and regulations, plans and procedures and industry trends. If you are curious or confused about any program we administer, we are happy to be your source for answers you can depend on. If we don't know an answer, we likely know who does and are happy to put you in touch with an expert.

### **Safety is Primary – so is the seatbelt law for CMVs**

No matter how many accident-free miles you have, no matter how big the truck you drive, no matter your opinion about seat belt law, the safest place for you to be in a crash is behind a buckled safety belt. Besides keeping you from careening through the cab, it holds you in a position to possibly regain control and avoid secondary collisions - so even more travelers get to Arrive Alive.

### **MoDOT Is Ready to Assist**

There is a lot to know about operating safely and within the law. Visit us in person, by phone or through the Internet and ask us anything! Whether you need help with a form or guidance in understanding a regulation, we're ready to help 24 hours a day.

File fuel tax returns, renew the authority to operate, apply for oversize overweight permits and pay fees online with MoDOT Carrier Express. E-mail us anytime at [ContactMCS@modot.mo.gov](mailto:ContactMCS@modot.mo.gov). Visit [www.modot.org](http://www.modot.org) to find all you want to know about Missouri's highway and other transportation systems. There's even a traveler's map that reports the location of work zones and other lane closures.

Finally, we want you to be successful. Safety is key to success. We hope that you find this Safety Compliance Manual easy to understand. Keep in mind that it is strictly a tool to be used as guidance. It is not intended to take the place of studying the regulations. For specific regulations please refer to Title 49, Code of Federal Regulations.

Safe travels,

MoDOT Motor Carrier Services

## Table Of Contents

Preface	1
Are You Subject To The Regulations?	2
New Entrant Rule Summary	3
CSA Compliance-Safety-Accountability	11
Part 380 Special Training Requirements Entry Level Driver Training Requirements	15
Part 382/ Alcohol and Drug Testing Requirements:	19
Part 40 Consortium Information	
Part 383 Commercial Driver's License Standards: Requirements and Penalties	27
Part 387 Minimum Levels Of Financial Responsibility For Motor Carriers (Interstate and Intrastate Commerce)	35
Part 390 Federal Motor Carrier Safety Regulations: General Applicability	43
Part 391 Qualification Of Drivers	49
Medical Exemption Program	77
Part 392 Driving Of Motor Vehicles	81
Part 393 Parts and Accessories Necessary for Safe Operation	85
Part 395 Hours Of Service Of Drivers	93
Part 396 Inspection, Repair, and Maintenance	105
Transportation Of Hazardous Materials	119
Farm Motor Carriers	135
Motor Carriers Of Passengers	141
Household Goods Carriers	155
Motor Carrier Leasing	159
IFTA, IRP, Hazardous Waste/Waste Tire Transporter, Intrastate Regulatory Authority, OS/OW, Safety and Compliance, UCR, IFTA/IRP Recordkeeping/ Retention Requirements	163
Motor Carrier Services Office Directory	173
Local & Bordering Federal Motor Carrier Safety Administration Field Offices	177

## Preface

This guide was developed to assist motor carriers in achieving safety compliance with the State and Federal Motor Carrier Safety Regulations (FMCSR). Sample forms for driver qualification files, accident registers, maintenance records, and other items are included.

This is a guide and not intended to take the place of the regulations. For specific regulations please refer to Title 49, Code of Federal Regulations.

Some regulations contained in Title 49, Code of Federal Regulations, while not enforceable by Motor Carrier Services Division, may be enforceable by other agencies within the state. Sample forms included may be used to comply with regulatory requirements, but are not mandated. Other form layouts that contain the same information or perform the same task may be sufficient. Occasionally, regulations mandate a specified form or content of a form (e.g. 49 CFR 391.43 mandates the DOT physical examination form). Consult the underlying regulation if there is any question as to the correctness of a form.

Our overall goal is to improve the safe transportation of passengers and goods on Missouri's highways through a coordinated effort of federal, state, and industry organizations to reduce fatalities, injuries, property damage and hazardous materials incidents.

This booklet is comprised of several sections, each containing a specific safety regulation topic that is covered in the FMCSRs. These parts are listed in the Table of Contents. Each part contains information sheets that cover the highlights of that section. Please feel free to reproduce any or all material in this package and to distribute copies as needed. You may also obtain this information on the Federal Motor Carrier Safety Administration (FMCSA) web site at [www.fmcsa.dot.gov/](http://www.fmcsa.dot.gov/) or the MoDOT Motor Carrier Services web site at [www.modot.org/mcs](http://www.modot.org/mcs).

It is the responsibility of motor carrier operators and drivers to know and comply with all applicable FMCSRs. Safety compliance and safe operations translate into saved lives and property. We believe the information in this package, when effectively applied, will contribute to safer motor carrier operations and highways.

## Are You Subject To The Safety Regulations?

Effective August 28, 2004, (Signing of Senate Bill 1233)

Code of Federal Regulations Parts 100 through 180 (Hazardous Material Regulations) and Parts 382 through 397 (Safety Regulations) generally pertain to:

- Any person operating any Commercial Motor Vehicle with a Gross Vehicle Weight Rating (GVWR) or Gross Combination Weight Rating (GCWR) greater than 10,000 pounds in Interstate Commerce.
- Any person operating any Commercial Motor Vehicle with a GVWR or GCWR greater than 26,000 pounds in Intrastate Commerce.
- Any person operating any Commercial Motor Vehicle with a GVWR or GCWR greater than 10,000 pounds in intrastate commerce transporting any amount of hazardous material.
- Any person operating any Commercial Motor Vehicle in Interstate or Intrastate Commerce transporting Hazardous Materials that is required to be placarded.

### Missouri Intrastate Exemptions

- A. Vehicles with less than 26,001 pounds GVWR or GCWR unless transporting passengers or any amount of Hazardous Materials.
- B. Vehicles licensed for 60,000 pounds or less and are used exclusively to transport solid waste (Intrastate only);
- C. Vehicles licensed for 42,000 pounds or less and the license plate has been designated for farm use by the letter F (Intrastate only), unless such vehicle is transporting hazardous materials;
- D. Persons having a valid Missouri Chauffeur's License on May 13, 1988 are not subject to the medical requirements of Section 391.41 (In intrastate commerce only).

### Notice To Passenger Carriers

Passenger carriers are subject to the Safety Regulations if the vehicle is:

- Designed to transport passengers and has a GVWR or GCWR greater than 10,000 pounds.
- Designed or used to transport 9 or more passengers (including the driver) for compensation;
- Designed or used to transport 16 or more passengers (including the driver) and is not used to transport passengers for compensation.

Exceptions:

- 390.3(f)(6) The operation of commercial motor vehicles designed or used to transport between 9 and 15 passengers (including the driver) not for direct compensation, provided the vehicle does not otherwise meet the definition of a commercial motor vehicle except for the texting provisions of 391.15(3) and 392.80, and except that motor carriers operating such vehicles are required to comply with 390.15; 390.19; 390.21(a) and (b)(2); 391.15(f); 392.80; and 392.82

*Notes:*

*Effective June 1, 2010, Commercial Motor Vehicles designed or used to transport 9-15 passengers (including the driver), for direct compensation are subject to the Safety Regulations, regardless of the distance traveled.*

*Effective May 13, 1988, Missouri adopted the Federal Regulations with the signing of Senate Bill 433.*

*Effective August 28, 2012 Parts 390-397 no longer are applicable to passenger vehicles operating in intrastate commerce with a designed seating capacity of 7-8 passengers including the driver unless the vehicle otherwise meets the definition of a commercial motor vehicle. For Missouri intrastate commerce, a passenger commercial motor vehicle is defined as a vehicle having a gross vehicle weight rating or gross combination weight rating in excess of 10,000 lbs, a vehicle of any size transporting hazardous materials requiring placarding, a 9 passenger capacity vehicle (including the driver) for compensation, or a 16 passenger capacity vehicle (including the driver) regardless of compensation.*