

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

JUNE 2017

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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, I'm sure you'll learn something new from these pages.

Compliance Safety Accountability

Though most of the regulations in this manual haven't changed, CSA changes the way overall interstate motor carrier safety is assessed. As of July 2010, all violations and warnings are figured into an interstate motor carrier's safety score – even if the violation doesn't result in a ticket, an out-of service order or points against a driver's CDL. The more serious the offense, the more weight it brings to bear on the company's score. All clean inspections count to the good.

Carriers and drivers can use the scores to better identify high-risk carrier and driver behaviors and correct them. MoDOT wants to work with drivers and companies before high-risk behaviors become bad safety habits. That is expected to reduce the number of commercial motor vehicle crashes, fatalities and injuries.

CSA is an adjustment, but carriers tell me they like what they've seen. They especially appreciate the early contact and safety assistance.

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.

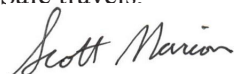
MoDOT Is Ready to Assist

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. Visit 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. I 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.



Motor Carrier Services Director

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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 eighteen 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/ or the MoDOT Motor Carrier Services web site at <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, unless transporting any amount of Hazardous Materials.
- 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 or used to transport 9 or more passengers (including the driver);
- 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 commercial motor vehicle is defined as a vehicle having a gross vehicle weight rating or gross combination weight rating in excess of 26,000 pounds, a vehicle having a gross vehicle weight rating or gross combination weight rating of 10,001 pounds or more, and transporting any amount of hazardous materials, of any size and transporting placardable quantities of hazardous materials, or have a designed seating capacity of 9 or more passengers including the driver.