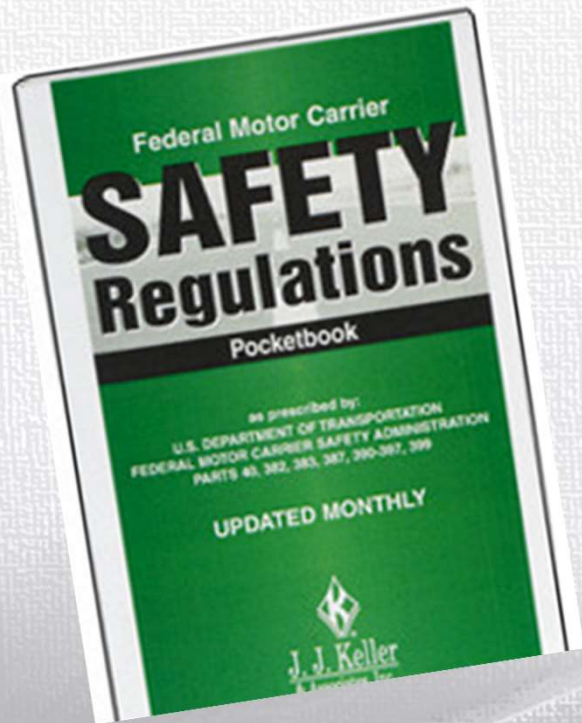


# **Driver Qualification**

MoDOT / Motor Carrier Services

Safety & Compliance



## Session objectives

- Review Safety Regulations
- Discussion & Questions
- Overview of various resources

# MoDOT Motor Carrier Services

## Who we are & what we do

- New Entrant Safety Audits
- Missouri State Safety Audits
- Complaint Investigations
- Outreach presentations and Customer Service
- Interventions
  - ✓ Warning letter
  - ✓ Off-site investigation
  - ✓ On-site focused investigation
  - ✓ On-site comprehensive investigation

# BASICs

Behavioral  
Analysis  
Safety  
Improvement  
Categories

**Unsafe Driving**  
(Parts 392 & 397)

**Hours of Service Compliance**  
(Parts 392 & 395)

**Driver Fitness**  
(Parts 383 & 391)

**Controlled Substance/Alcohol**  
(Part 382)

**Vehicle Maintenance**  
(Parts 392, 393 & 396)

**Hazardous Materials Compliance**  
(Parts 397 & HM Violations)

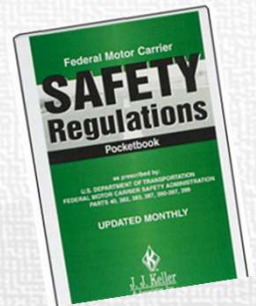
**Crash Indicator**



# Safety Regulations

You are subject to safety regulations in **Interstate** commerce if:

- Cross state lines **AND**
  - GVWR /GCWR/ GVW/GCW is 10,001 pounds or more
- OR**
- Hauling an amount /type of hazardous materials requiring placards.
  - Designed to transport/ transporting 9 or more passengers for compensation
  - Designed or used to transport 16 or more passengers

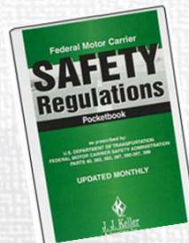


# Safety Regulations

Safety Regulations apply when in Intrastate commerce if:

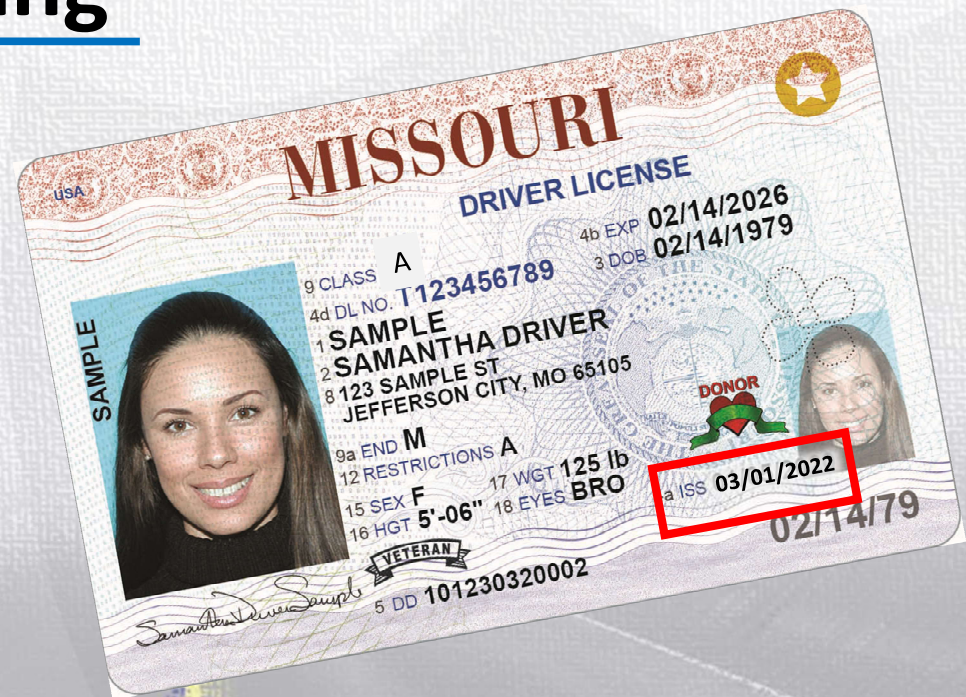
## Operating wholly within state borders

- GVWR/ GCWR/GVW/GCW is 26,001 pounds or more  
OR
- Hauling hazardous materials in a vehicle with a GVWR/GCWR/GVW/GCW of at least 10,001 pounds  
OR
- Operating vehicle designed to/ or transporting 9 or more passengers inclusive of the driver for compensation  
OR
- Operating vehicle designed to/ or transporting 16 or more passengers inclusive of the driver



# Entry Level Driver Training

## Part 380



# Part 380 ELDT

## Prior to February 7, 2022:

380.501 – all drivers with less than 1 year experience operating a CMV requiring a CDL must have training over the following 4 areas:

- Driver Qualification
- Hours of Service
- Driver Wellness
- Whistleblower Protection

# Part 380 ELDT

## 380.513

### Record keeping/ Proof of Certification

1. Date of Issuance
2. Name of training provider
3. Mailing address of training provider
4. Name of Driver
5. Completion of training statement
6. Printed name of person attesting to training received
7. Signature of person attesting to training received

# Part 380 ELDT

**On or after February 7, 2022**

- Must complete training from a training provider listed on FMCSA's Training Provider Registry if applying for a CDL, a CDL upgrade, or a hazardous materials, passenger, or school bus endorsement
- Training now has specific curriculum requirements for each endorsement and classification as well as two core segments:
  - ✓ Theory training
  - ✓ Behind the wheel training

# Commercial Drivers License

Part 383



# Part 383 Commercial Drivers License

## Applicability

- Based on GVWR/GCWR/GVW/ or GCW **or**
- Carrying hazardous materials type/ quantity requiring placards, **or**
- Operating a vehicle designed to carry 16 or more passengers



# Part 383 Commercial Drivers License

## CLASS

## DESCRIPTION

A

HAS A GROSS COMBINATION WEIGHT RATING OR GROSS COMBINATION WEIGHT OF 26,001 LBS OR MORE, WHICHEVER IS GREATER, INCLUSIVE OF A TOWED UNIT WITH A GROSS VEHICLE WEIGHT RATING OR GROSS VEHICLE WEIGHT OF 10,001 LBS OR MORE, WHICHEVER IS GREATER.

B

POWER UNIT HAS A GROSS VEHICLE WEIGHT RATING OR GROSS VEHICLE WEIGHT OF 26,001 LBS OR MORE, WHICHEVER IS GREATER AND MAY HAVE A TOWED UNIT WITH A GVWR/ GVW LESS THAN 10,001 LBS.

C

IS ANY SIZE LESS THAN A OR B ABOVE AND IS USED TO TRANSPORT TYPES/ QUANTITIES OF HAZARDOUS MATERIALS REQUIRED TO BE PLACARDED OR IS DESIGNED TO TRANSPORT 16 OR MORE PASSENGERS INCLUDING THE DRIVER.

# Part 383 Commercial Drivers License

## Endorsements / Restrictions

- T - Double/triple trailers (knowledge test only)
- P - Passenger (knowledge and skills tests)
- N - Tank vehicle (knowledge test only)
- H - Hazardous materials (knowledge test only)
- X - Combination of tank vehicle and hazardous materials (knowledge tests)
- S – School Bus (knowledge & skills tests)
- E – No Manual Transmission
- L – No Air Brakes
- O – No Tractor Trailer CMV

# Part 383 Commercial Drivers License

## Disqualifications and Penalties

- Applicable to holders of a CDL
- Driving a CMV or Non-CMV
- Convicted of violations
  - ✓ Major Offenses ← **NEW: Human Trafficking Conviction = CDL Ban**
  - ✓ Serious Traffic Violations
  - ✓ Railroad-Highway Grade Crossing Offenses
  - ✓ Violating Out-of-Service Orders

# Part 383 Commercial Drivers License

## Knowledge Check

You are driving a tractor-trailer CMV with a GCWR of 80,000 pounds. The trailer has a GVWR of 50,000 pounds. You need a Class B CDL.

(True / False)

You are driving a dump truck loaded with gravel. The dump truck has a GVWR greater than 26,001 pounds and the truck has air-brakes. You need a Class A CDL.

(True / False)

# **Driver Qualification**

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**Part 391**

# Part 391 Driver Qualification

## Driver Qualification

### Applicability

- Drivers of CMVs including owner operators
- Exceptions
  - ✓ Custom harvesting operations
  - ✓ Apiarian industries (beekeeper)
  - ✓ Covered Farm Vehicles (MAP-21)
    - Farm vehicle drivers of combination/articulated vehicles
  - ✓ Private Motor Carriers of Passengers (Non-Business)

# Part 391 Driver Qualification



## Driver Qualification

Must meet certain conditions such as:

- ✓ At least 21 years old / 18 for intrastate
- ✓ Read and speak English
- ✓ Safely operate CMV
- ✓ Physically qualified
- ✓ Possess current valid CMV operator's license
- ✓ Driver prepares list of violations for employer
- ✓ Not disqualified
- ✓ Successfully complete drivers road test with employer

# Part 391 Driver Qualification



## Driver Qualification Missouri Class E license

- Not part of CDL classification
- For Hire and Private carriers in commerce
- Driver receives a wage, salary or commission
- Includes owner operators
- At least 18 years of age

Part 391  
Driver  
Qualification



**Driver Qualification file check list:**

- ✓ Driver Application for Employment
- ✓ Inquiry to Previous Employers
- ✓ Inquiry To State Agencies
- ✓ Annual Review of Driving Record

# Part 391 Driver Qualification



## **Driver Qualification file check list:**

- ✓ Annual Driver's Certification of Violations
- ✓ Driver's Road Test Certificate OR Equivalent
- ✓ Medical Examiners Certificate
- ✓ Note of Verification Examiner is on National Registry

# Part 391 Driver Qualification

## Medical Qualifications

- All drivers of CMVs must be medically qualified
- There are some exceptions such as:
  - Missouri grandfather clause
  - Government, Military, etc.
  - Some private property farmer exemptions
- Performed by a licensed medical examiner trained and registered by FMCSA
  - Note in Driver File proving this was verified
- Certificate must also be carried by driver (15 days after added at DMV for CDL drivers)

Part 391  
Driver  
Qualification

## Medical Qualifications

All CDL holders must claim a certification category

- ✓ Non-Excepted Interstate (NI)
- ✓ Non-Excepted Intrastate (NA)
- ✓ Excepted Interstate (EI)
- ✓ Excepted Intrastate (EA)

Failure to notify DOR of your certification category will result in a downgrade of your CDL to a Class E License

New medical card must be presented to DOR upon each renewal

# Part 391 Driver Qualification

## Medical Exemption Program

### Interstate Waivers / SPEs

- Vision Waiver Info: (703)448-3094
  - **Effective March 22, 2022: Implementation of Alternative Vision Standard**
- Limb SPE Info: (708)283-3577
- Seizure & Hearing Waiver Info: (202)366-4001

### Intrastate Waivers / SPEs

- Limb SPE, Hearing & Vision Exemptions
  - **Effective March 22, 2022: Mirror Federal Alternative Vision Standard**

\* MCS Specialist: Pam Lueckenotto  
(636)288-6082

# Part 391 Driver Qualification

## Knowledge Check

- Driver Qualification files are required of all motor carriers. (True / False)
- In Missouri you must be 21 to hold a Class E license. (True / False)
- Owners who drive a CMV don't need a driver qualification file. (True/False)
- An MVR reflecting the medical certificate information may be kept in the driver qualification file in lieu of the actual medical certificate. (True/False)

## Slide 27

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- TDE7**
1. False - some exceptions see if they can remember them all. Custom harvesting, Beekeepers, Farm straight truck and articulated, PMCP Non-Business.
  2. False – 21 for CDL but Class E can be 18 in Missouri.
  3. False, Owners included in definition of driver.
  4. True – MVR with medical info with suffice for copy of actual medical certificate per 391.51(b)(7)(ii).

Travis D. Ellis, 12/20/2021

# ADDITIONAL REGULATIONS



## ADDITIONAL REGULATIONS

- Part 387- Financial Responsibility
- Part 390 - Applicability
- Part 392 - Safe Driving

# Part 387 Financial Responsibility

## Part 387 Insurance

- ✓ Interstate For-Hire Motor Carriers
- ✓ Interstate Private Motor Carriers transporting HM

MCS-90, MCS-90B, MCS-82, MCS-82B

- Found in Your Policy
- Legal Name
- Marked Primary
- Signed by representative of underwriter not agents

- ✓ Special topic – internal combustible engines

Missouri For-Hire Intrastate – Form E required and higher levels of B.I.P.D., Public Liability, Cargo coverage, etc.

## Part 390

- Accident register
- Vehicle marking requirements
- Motor carrier identification report - **MCS 150 Form**





Part  
390.15

## Accident Register, when required:

- Fatality
- Bodily injury involving immediate medical treatment away from the scene; or
- One or more vehicles requiring tow away as result of accident

## Interstate

- Legal name
- “USDOT” followed by number
- If name of person/ company other than carrier on vehicle, “operated by” preceding name of motor carrier operating CMV.

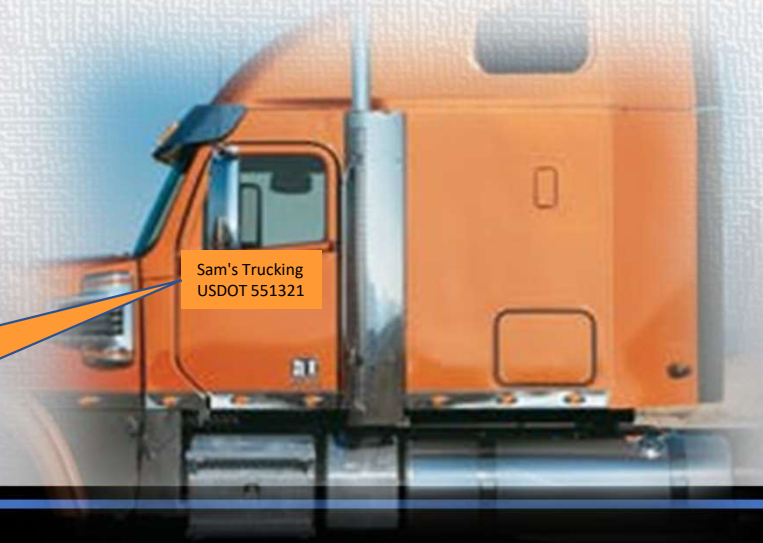
## Part 390.21

## Display

- Appear on both sides
- Contrasting color
- Legible from 50 feet
- Maintained legibility

**SAM's Trucking**  
**USDOT 551321**

Sam's Trucking  
USDOT 551321



## Solely Intrastate for-hire

- Legal name
- “USDOT” followed by number
- For-hire intrastate carriers must have the letters “MO” directly following the USDOT number.

## Part 390.21

## Display

- Appear on both sides
- Contrasting color
- Legible from 50 feet
- Maintained legibility



SAM's Trucking  
USDOT 551321 MO

Sam's Trucking  
USDOT 551321

## Intrastate marking private carriers

RSMO 301.330

- Name of owner
- Address from which operated
- Each local CMV shall conspicuously place the word “local”



**SAM SMITH  
SEDALIA MO**

## Part 390.19T

### Motor Carrier Identification Reports

- Applicable to interstate carriers and intrastate for-hire carriers
- MCS-150
- Assigns carrier a USDOT number
- Before operations begin, and update every 24 months

# Part 392 Safe Driving

## Unsafe Driving

- Failure to use Seat Belt
- Cellphone usage/ texting
- Speeding
- Improper lane change
- Ill or fatigued
- Drugs/ alcohol- under the influence or possession





*Do You Need Help?*

**TEXT 233733 (BE FREE)**

**1-888-3737-888 (US)**

**Truckers  
Against  
Trafficking**



**Truckers Against Trafficking (TAT)** seeks to educate, equip, empower and mobilize members of the trucking industry to combat human trafficking as part of their regular jobs.

**Impact of Trafficking:**

- There are **21 million** victims of human trafficking globally. (International Labor Organization)
- Human trafficking is a **\$150 billion** industry. (International Labor Organization)
- Thousands of children are at risk of forced prostitution in the US each year. (National Center for Missing and Exploited Children)

## How You Can Help

### **Call and report what you know!**

- Truckers are the eyes and ears of our nation's highways and are the number one demographic of calls into the national hotline

### **Develop and incorporate training for drivers specific to identifying and reporting suspected trafficking**

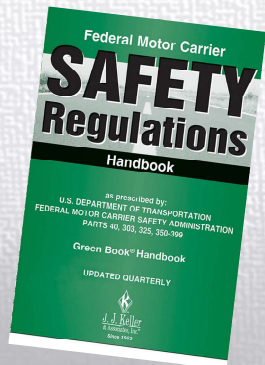
- Training materials and resources can be found on the TAT website

**Make the Call, Save Lives.**

**1-888-3737-888**

[www.truckersagainsttrafficking.org](http://www.truckersagainsttrafficking.org)

# Additional Compliance Resources



# MCS Partners

## Roadside CMV Enforcement

- Kansas City Police Department
- St. Louis Police Department
- St. Louis County Police Department
- Missouri Highway Patrol

## Regulatory Agency

Federal Motor Carrier Safety Administration

[www.fmcsa.dot.gov](http://www.fmcsa.dot.gov)

1-800-832-5660

# MCS Credentials Contact Information

## **MoDOT Carrier Express Link:**

<http://www.modot.org/mce>

## **Motor Carrier Services Homepage:**

<http://www.modot.org/mcs>

## **Motor Carrier Services Toll Free #:**

**1-866-831-6277**

- OSOW – Option 1
- IFTA and IRP – Option 2
- Missouri Operating Authority – Option 3
- Payment – Option 4
- UCR – Option 5
- Safety & Compliance – Option 6



# Safety Regulations by Section

**Part 380 –  
Entry Level  
Driver Training**

**Part 382 - Drug  
and Alcohol  
Testing**

**Part 383 -  
Commercial  
Drivers License**

**Part 387 -  
Insurance  
Requirements**

**Part 390 –  
General  
Applicability**

**Part 391 -  
Driver  
Qualification**

**Part 392 –  
Driving of a  
CMV**

**Part 395 -  
Hours of  
Service**

**Part 393 / 396 -  
Maintenance**

**\* Red segments were reviewed in today's training.**