

# The Motor Carrier Safety Guidebook



## **The Public Utilities Commission of Ohio**

180 E. Broad Street  
Columbus, Ohio 43215-3793

John R. Kasich, Governor

Thomas W. Johnson, Chairman

**[www.PUCO.ohio.gov](http://www.PUCO.ohio.gov)**

*A message from the chairman...*

Ohio's world-class transportation system includes eight interstate highways that offer safe, fast, and reliable options for all travelers. All of us have a part to play in the safe transit of commercial goods on Ohio roadways. Highways are the arteries of commerce, but are only as efficient and dependable as the safe drivers that use them.

This guidebook is meant to be a resource for the motor carrier community and those who would like to learn more about Ohio's laws and regulations concerning the transportation of goods, products and people. We hope that this guide will help with your operations.

Always be cautious and alert when driving a commercial motor vehicle. Watch for stopped traffic and give plenty of room to other vehicles around you. Remember that careless mistakes cost lives.

Buckle up and always remember to choose safe driving.

Sincerely,

A handwritten signature in black ink, reading "Thomas W. Johnson". The signature is written in a cursive style with a long horizontal line extending to the right.

Thomas W. Johnson, Chairman

# Table of Contents

<b>Introduction - Regulatory Contact List for Motor Carriers</b> .....	3
PUCO Transportation Department.....	3
Motor Carrier Registration .....	3
Motor Carrier Safety and Enforcement .....	3
Compliance.....	3
Ohio Department of Public Safety.....	3
Ohio State Highway Patrol .....	3
Ohio Bureau of Motor Vehicles .....	3
Ohio Department of Taxation.....	3
International Fuel Tax Agreement .....	3
Ohio Department of Transportation .....	3
Oversize / Overweight Vehicles and Loads .....	3
Ohio Turnpike Commission.....	3
Turnpike Regulations, Tolls, Fees and Permits .....	3
Federal Motor Carrier Safety Administration .....	3
Motor Carrier Safety Enforcement.....	3
<b>Getting Started</b> .....	4
What Regulations Apply & When.....	4
<b>Are You a “Regulated Carrier”?</b> .....	4
Are you receiving compensation or furthering a new commercial enterprise? .....	4
Do you operate a commercial motor vehicle (CMV) in one state, or multiple states? .....	4
What are you transporting? .....	5
Intrastate-only Commerce – Are you exempt from PUCO Safety Regulations? .....	5
What vehicles and operations are regulated by the PUCO? .....	5
What regulations apply to vehicles transporting Hazardous Materials, or Materials of Trade (MOT)? .....	6
When is a Commercial Driver’s License (CDL) required to operate a Commercial Motor Vehicle? .....	6
What regulations apply for buses and vehicles that carry passengers? .....	7
What are Private Motor Carriers of Passengers (PMCPs)?.....	7
Do you transport or haul someone else’s household goods for any type of compensation? .....	8
<b>PUCO Motor Carrier Registrations</b> .....	8
Intrastate For-Hire Motor Carriers.....	8
Interstate Property Carriers.....	8
Hazardous Materials Carriers and Hazardous Waste Transporters .....	9
<b>PUCO Insurance Requirements</b> .....	9
Proof of Insurance – Intrastate Carriers.....	9
Proof of Insurance – Interstate Carriers.....	9
<b>Table 1: Public Utilities Commission of Ohio CMV Safety Jurisdiction</b> .....	10
<b>Table 2: Applicability of the FMCSRs to Passenger-carrying Motor Carriers</b> .....	10
<b>Table 3: The Commercial Driver’s License</b> .....	11
<b>Table 4: Registration Forms, Fees, and Renewal Periods for Regulated Motor Carriers</b> .....	12
<b>Table 5: PUCO Motor Carrier Insurance Requirements</b> .....	13
<b>Appendix 1: Important PUCO and US DOT Rules &amp; Regulations</b> .....	14
<b>Appendix 2: Glossary</b> .....	15
<b>Appendix 3: Citations</b> .....	17

\*This document is not meant to be a substitute for the applicable United States Department of Transportation (USDOT) and State of Ohio rules and regulations.

## Introduction - Regulatory Contact List for Motor Carriers

The Public Utilities Commission of Ohio's (PUCO) Transportation Department, Motor Carrier Division is committed to improving road safety for Ohioans by ensuring the safe operation of Commercial Motor Vehicles (CMV) in Ohio. Motor carrier companies that transport in commerce and operate in Ohio, must remain in compliance with all federal and state safety regulations which are administered by the PUCO Transportation Department, Ohio State Highway Patrol, and the Federal Motor Carrier Safety Administration. The following is a contact list for agencies that regulate motor carriers operating in Ohio.

### PUCO Transportation Department

- Motor Carrier Registration
  - General Registration (614) 466-3392
  - Hazardous Materials Registration (800) 642-3443
  - Crash Data, Statistics and Reports (614) 466-0429
- Motor Carrier Safety and Enforcement
  - New Entrant Safety Audits (614) 644-1454
  - Carrier Compliance Reviews (614) 466-0369
  - Driver Vehicle Inspections (614) 466-0429
  - Email [cmvreports@puc.oh.us](mailto:cmvreports@puc.oh.us) for copies of inspection reports.*
- Compliance
  - Fines and Penalties (614) 466-0351
  - Hazardous Material Incident Line (800) 642-3443

### Ohio Department of Public Safety

- Ohio State Highway Patrol
  - Commercial Vehicle Enforcement Division (614) 466-4056
- Ohio Bureau of Motor Vehicles
  - Commercial Drivers License Issuance and Renewal (614) 752-7500
  - Multi-State Vehicle Registration (IRP) (614) 777-8400

### Ohio Department of Taxation

International Fuel Tax Agreement (855) 466-3921 Option # 4

### Ohio Department of Transportation

Oversize / Overweight Vehicles and Loads (614) 351-2300

### Ohio Turnpike Commission

Turnpike Regulations, Tolls, Fees and Permits (440) 234-2081

### Federal Motor Carrier Safety Administration

- Motor Carrier Safety Enforcement
  - Ohio Division Office (614) 280-5657

# Getting Started

## What Regulations Apply & When

All intrastate motor carriers must comply with the State of Ohio safety regulations. How you operate a commercial motor vehicle as part of your business determines which regulations apply. This is addressed in greater detail in the charts and tables on pages 10, 11, 12, and 13.

The state laws for commercial motor vehicle regulations are found in Title 49 of the Ohio Revised Code (R.C.); and the regulations that enforce these laws are found in Title 4901:2 of the Ohio Administrative Code (Ohio Admin.Code). As in most other states, Ohio adopts the Federal Motor Carrier Safety Regulations (FMCSRs) and the Federal Hazardous Materials Regulations (HMRs) and enforces them as state requirements through the Ohio Motor Carrier Safety Regulations (OMCSRs). The federal regulations are frequently cited as Code of Federal Regulations (C.F.R.). All Ohio and federal laws are available and accessible on the internet. ([Ohio Revised Code](#),<sup>1</sup> [Ohio Administrative Code](#),<sup>2</sup> [Federal Motor Carrier Safety Regulations](#),<sup>3</sup> and the [US DOT Hazardous Materials Regulations](#).<sup>4</sup>)

Some of the laws for motor carriers operating within Ohio are unique, and different from their federal counterparts. For example, the permit requirements for motor carrier registration, and assessment of penalties and fines for non-compliance violations are exclusive to Ohio and apply to all intrastate and interstate motor carriers operating in Ohio.

The Public Utilities Commission of Ohio (PUCO), Ohio State Highway Patrol, and the Federal Motor Carrier Safety Administration (FMCSA) have authority to enforce regulations that apply to interstate and intrastate carriers. The FMCSRs are set by the FMCSA and apply to motor carriers and drivers operating commercial motor vehicles in all interstate commerce.

The FMCSA, which is a department within the US Department of Transportation, has jurisdiction over the intrastate and interstate shipping and transport of hazardous materials. In certain circumstances both the PUCO and the FMCSA may have jurisdiction over the intrastate transport or shipping of hazardous materials.

(Refer to 49 C.F.R. 171.1(a)(1) and 171.2(a).)

## Are You a “Regulated Carrier”?

The following are 10 *Frequently Asked Questions* to help you determine if your commercial transportation operation is subject to federal and / or state regulations. These questions will also help you to determine which laws and regulations apply to your operation depending on where and how your vehicle(s) operate. See the glossary section on page 12 for the terms and definitions used in this publication.

### Question #1 – Are you receiving compensation or furthering a new commercial enterprise?

The OMCSRs and FMCSRs do not apply if you are transporting property or materials for personal use. However, if you are compensated (exchanging of money, goods, services or something of value) for the transportation operation performed, or are furthering a commercial enterprise, then you are subject to certain federal and state regulations.

(Refer to 49 C.F.R. 100-185.)

### Question #2 – Do you operate a commercial motor vehicle (CMV) in one state, or multiple states?

The pick-up or delivery of cargo originating, or destined, outside the State of Ohio is considered interstate commerce; while the pick-up or delivery of cargo originating and destined, within the State of Ohio is considered intrastate commerce. A motor carrier may have both interstate and intrastate

operations. The full definitions for interstate and intrastate commerce are defined in Ohio Revised Code 4921.01 and can also be found in the glossary located in the back of this publication.

### Question #3 – What are you transporting?

Motor carriers are classified by two types depending on their business model and where they operate.

- If transporting your own property, equipment, or material (including employees) in commerce then you are a **Private Motor Carrier**.
- If transporting someone else's property, equipment, material, or passengers for compensation, then you are considered a **For-Hire Motor Carrier**.

### Question #4 – Intrastate-Only Commerce – Are you exempt from PUCO Safety Regulations?

Certain intrastate motor carriers are exempt, and not required to comply with the OMCSRs. However, a motor carrier transporting any quantity of material considered hazardous is required to comply with the U.S. Department of Transportation (DOT) Hazardous Materials Regulations and Ohio Hazardous Materials rules.

Drivers of the following vehicles are considered exempt from the OMCSRs:

- Farm Vehicles Transporting Agricultural Products and / or Supplies to & from the Farm
- Government Vehicles
- Contractors for Public Road Projects
- Vehicles that Transport Mulch / Compost
- Newspapers
- Transporting Crude Oil from Well to Pipeline
- Taxi
- Ambulance
- School Buses that Transport Pupils
- Ride Sharing

(Refer to Ohio R.C. 4923.01 and 4923.02 for the complete language of these exceptions.)

### Questions #5 – What vehicles and operations are regulated by the PUCO?

The Public Utilities Commission regulates commercial transportation in the state of Ohio. Motor carriers must remain compliant with all state and federal safety regulations if they meet the following criteria. The requirements for passenger-carrying motor carriers are found in question 8. Also, see *Table 1* on page 10 for the PUCO's safety jurisdiction.

- A **For-hire Motor Carrier** operating a vehicle in either **interstate or intrastate** commerce in the state of Ohio where the manufactured weight of the vehicle, or a combination of vehicles (GVWR, GCVR, GVW, or GCW), is **10,001 pounds** or more, is considered a **CMV**. In this case, operations are subject to the OMCSRs.

(Refer to the definition of a CMV found in 49 C.F.R. 390.5.)

- A **Private Motor Carrier** operating a vehicle in **interstate** commerce in the state of Ohio where the manufactured weight of the vehicle, or a combination of vehicles (GVWR, GCVR, GVW, or GCW), is **10,001 pounds** or more, is considered a **CMV**. In this case, operations are subject to the OMCSRs.

(Refer to the definition of a CMV found in 49 C.F.R. 390.5.)

- A **Private Motor Carrier** operating a vehicle in **intrastate** commerce in the state of Ohio that has a gross combination weight rating or gross combination weight is **26,001** pounds or more, inclusive of a towed unit(s) with a gross vehicle weight rating or gross vehicle weight of **10,001** pounds or more is considered a **CMV**. In this case, operations are subject to the OMCSRs and drivers must have a CDL.

(Refer to the definition of a CMV found in 49 C.F.R. 383.5 and Ohio Admin.Code 4901:2-5-01(b).)

\*\* All vehicles that carry hazardous materials and require a placard, regardless of weight, are subject to the corresponding federal and state safety regulations. No exceptions.

#### Question #6 – What regulations apply to vehicles transporting Hazardous Materials, or Materials of Trade (MOT)?

Motor carriers that transport hazardous materials are required to comply with certain federal and state regulations found in Title 49 of the Code of Federal Regulations, Parts 100-185. The following outlines which regulations motor carriers must follow when transporting hazardous materials.

- All **Private intrastate** and **For-hire intrastate**-only motor carriers transporting hazardous materials, regardless of vehicle weight, are required to comply with state and federal Hazardous Materials Regulations. Additional safety regulations will apply if the vehicle meets the intrastate definition of a CMV.
- All carriers (**Private intrastate, For-Hire intrastate, Private interstate, For-Hire interstate**) transporting hazardous materials that requires a placard are regulated by the PUCO Safety Regulations, FMCSRs and U.S. Department of Transportation Hazardous Materials Regulations.

**Materials of Trade (MOT)** are hazardous materials, other than hazardous waste, that are transported in a motor vehicle: for the purpose of protecting the health and safety of the driver or passenger; for the purpose of supporting the operation or maintenance of the vehicle; or by a private motor carrier in direct support of a principal business (e.g.: landscaping, pest control, painting, plumbing, or welding services).

Motor carriers transporting small quantities of hazardous materials may qualify for a MOT exception. Detailed information on the MOT exception can be found either in the Hazardous Materials Regulations, or the U.S. DOT Pipeline and Hazardous Materials Safety Administration [guide](#).<sup>5</sup>

(Refer to 49 C.F.R. 173.6.)

#### Question #7 – When is a Commercial Driver’s License (CDL) required to operate a Commercial Motor Vehicle?

The CDL requirements are based on weight or commodity. The following points, and the CDL chart on page 11, are to help explain **Commercial Driver’s License** requirements.

- All drivers are required to have a CDL if the gross combination weight rating (GCWR) or gross combination weight (GCW) is 26,001 pounds or more, whichever is greater, inclusive of a towed unit with a gross vehicle weight rating (GVWR), or gross vehicle weight (GVW) of 10,001 pounds or more, whichever is greater, or
- The motor vehicle has a gross vehicle weight rating or gross vehicle weight of 26,001 or more, whichever is greater, or
- The motor vehicle is designed to transport 16 or more passengers, including the driver; or

- The vehicle is transporting hazardous material in an amount that requires placards.

(Refer to 49 C.F.R. 383.5.)

### Question #8 – What regulations apply for buses and vehicles that carry passengers?

Passenger-carrying motor vehicles are commercial motor vehicles and regulated by federal and state safety laws when they meet certain weight and / or passenger requirements. Regulated passenger carriers require federal or state authority to operate and drivers may be required to have a commercial driver's license with the appropriate endorsement(s) (see page 11). There are different rules and regulations that apply for private and for-hire passenger-carrying motor carriers.

All commercial motor vehicles that transport passengers for compensation are considered **for-hire**. Charter bus services, canoe rental companies or hotels operating a bus service are all examples of for-hire passenger-carrying motor carriers. The following passenger carriers are considered commercial motor vehicles and subject to federal and state safety laws.

- **Interstate and intrastate for-hire** motor carriers transporting passengers in a vehicle that is designed or used to transport more than 8 passengers, including the driver, or has a GVWR of 10,001 pounds or more.
- **Interstate private** motor carriers transporting passengers in a vehicle that is designed or used to transport 16 or more passengers, including the driver, or has a GVWR of 10,001 pounds or more.  
(Refer to 49 C.F.R. 390.3(f)(6).)
- **Intrastate-only private** motor carrier transporting passengers in a vehicle that is designed or used to transport 16 or more passengers including the driver, or has a GVWR of 26,001 pounds or more.

\*\* CMVs designed or used to transport 9-15 passengers should refer to 49 C.F.R. 390.3(f)(6).

Private passenger carriers not compensated directly may be eligible for Business and Non-Business exemptions, which are described in detail in the FMCSRs, Sections 391.68 and 391.69. Direct compensation means payment made to the motor carrier by the passengers or a person acting on behalf of the passengers for the transportation services provided and not included in a total package charge or other assessment for highway transportation services. These are explained in detail in question 9.

### Question #9 – What are Private Motor Carriers of Passengers (PMCPs)?

Private motor carriers of passengers became subject to the FMCSRs on January 1, 1995. They are separated into two groups – business or non-business.

**Private Motor Carriers of Passengers (PMCPs): Business**, are passenger-carrying motor carriers that transport passengers for the furtherance of a commercial purpose. For example, companies that use buses to transport their own employees and professional musicians who use buses for concert tours would be considered Business PMCPs. Business PMCPs are not subject to:

- Minimum levels of financial responsibility
- Road test requirements of Part 391 if they meet requirements of 391.69

(Refer to 49 C.F.R. 391.69.)

**Private Motor Carriers of Passengers (PMCPs): Non-business**, are certain civic organizations, schools and churches that are not directly engaged in commerce. For example, non-business PMCPs such as churches, private schools, civic organizations, scout groups, and other organizations that may purchase or lease buses for the private transportation of their respective group are not subject to:

- Minimum levels of financial responsibility
- Subparts C, D, and F of Part 391
- Most paperwork and recordkeeping requirements of Parts 390, 391, 395, and 396

(Refer to 49 C.F.R. 391.68.)

### Question #10 – Do you transport or haul someone else’s household goods for any type of compensation?

Using a motor vehicle to move someone else’s household items such as furniture, clothing, or appliances within, into, through or out of the State of Ohio for compensation requires compliance with OMCSRs for Household Goods Carriers. These rules and regulations can be found in Sections 4921.30, 4921.32, 4921.34, 4921.36, and 4921.38 of the Ohio Revised Code. Vehicle safety requirements, company registration, insurance, advertising, and pricing / estimate regulations can be found in 4901:2-1-19 of the Ohio Administrative Code. Consumer protection standards are also included in the PUCO household goods transport regulations.

Please read the applicable sections in the FMCSRs to fully understand which regulations apply to your operation. These can be found in 49 C.F.R. 386, 387, 390, 391, 392, 393, 395, and 396. Another resource is the FMCSA’s safety handbook: A Motor Carrier's Guide to Improving Highway Safety.<sup>6</sup> For more information about Ohio safety laws please contact the PUCO’s Safety and Enforcement Division at (614) 466-0369.

## PUCO Motor Carrier Registrations

The following classes of regulated motor carriers are required to register with the PUCO. This process can be done online by visiting the Ohio Motor Carrier Information System at [www.omcis.puc.state.oh.us](http://www.omcis.puc.state.oh.us). Motor carriers must pay the appropriate registration fees, provide proof of insurance, and also provide other related documentation to the PUCO. The table on page 12 outlines the registration forms required, fees, and renewal periods for regulated motor carriers. Registration forms are available on the PUCO website and are summarized below. Please contact the PUCO’s Motor Carrier Registration Division at (614) 466-3392 with questions regarding carrier registration issues.

- **Intrastate For-Hire Motor Carriers**
  - Intrastate Application Packet<sup>7</sup>
  - Intrastate Supplemental Application Packet<sup>8</sup>
- **Interstate Property Carriers**
  - **Unified Carrier Registration (UCR)**<sup>9</sup>
    - 2007 through 2009 UCR Application and Instructions<sup>10</sup> - Annual registration form used by all private carriers, for-hire carriers, brokers, leasing companies and freight forwarders operating in interstate commerce in years 2007, 2008 or 2009.
    - 2010 through 2013 UCR Application and Instructions<sup>11</sup> - Annual registration form used by all private carriers, for-hire carriers, brokers, leasing companies and freight forwarders operating in interstate commerce.
  - **Instructions for filling out a UCR-1 form**<sup>12</sup>
    - If you subtracted vehicles used exclusively for intrastate transportation when you registered for UCR, you must maintain a list of the vehicles you subtracted. You must also provide this information to your base state on this form upon request. In order to subtract a commercial motor vehicle under this option, during the UCR registration year
      1. The vehicle did not or will not travel outside the state;
      2. The vehicle did not or will not carry property, waste, or recyclable material that originated outside the state or is destined for a location outside the state; AND

3. The vehicle was not or will not be registered under the International Registration Plan (IRP) (vehicle must not have an apportioned plate).

○ **Instructions for filling out a UCR-2 form**<sup>13</sup>

- If you obtained the vehicle count for the numbers you entered in Section 4 of the UCR Registration Form from the number of vehicles you owned and operated for the previous 12-month period ending June 30th (Option B), and your fleet count using this method places you in a bracket with a lower fee than if you had selected Option A on the UCR Registration Form, you must maintain a list of vehicles covered by your UCR registration and provide this information on Form UCR-2 to the PUCO upon request.

● **Hazardous Materials Carriers and Hazardous Waste Transporters**

- Completion of the **Uniform Registration and Permitting Application** is required if transporting:
  1. Hazardous materials of a type and amount that requires the vehicle (vehicle or trailer) to be placarded
  2. Hazardous wastes subject to the Uniform Hazardous Waste Manifest.<sup>14</sup>

## **PUCO Insurance Requirements**

Intrastate and interstate motor carriers regulated by the PUCO are required to maintain prescribed levels of bodily injury, cargo, and property damage liability insurance. The following is an outline of insurance requirements.

▪ **Proof of Insurance – Intrastate Carriers**

Intrastate for-hire carriers may not operate in the State of Ohio without recognized proof of insurance. Intrastate carriers and their insurance company must provide the PUCO Transportation Administrative Systems, Office Systems Registration Division at (614) 466-3392 with documents that prove adequate insurance coverage.

Depending on the type of insurance, insurance companies must submit Insurance Form E, Form H, Form G, or Form J as proof of insurance.

The PUCO will recognize self-insurance for carriers that have a self-insurance plan pre-approved by the FMCSA. Carriers must provide copies of the FMCSA Decision Order, and the letter from the FMCSA that establishes the activation date for the company's plan. The PUCO will approve self-insurance for interstate and intrastate for-hire carriers if the FMCSA has already approved.

**(Refer to Ohio Adm.Code 4901:2-13-01 and 4901:2-13-02; and 49 C.F.R. 387.)**

▪ **Proof of Insurance – Interstate Carriers**

Insurance requirements for carriers operating in interstate commerce are described in the FMCSRs. Requirements for proof of insurance for interstate carriers is outlined in the table on Page 13.

**(Refer to 49 C.F.R. 387.)**

**Table 1: Public Utilities Commission of Ohio CMV Safety Jurisdiction**

<b>Interstate Commercial Motor Vehicles</b>	
<ol style="list-style-type: none"> <li>1. Motor vehicles having a GVWR / GVW 10,001 pounds or more;</li> <li>2. Motor vehicles having a GCWR / GCW 10,001 pounds or more;</li> <li>3. Any Motor vehicle, regardless of weight, hauling hazardous materials requiring placards;</li> <li>4. Any motor vehicle designed or used to transport more than 8 passengers, including the driver, for compensation;</li> <li>5. Any motor vehicle designed or used to transport more than 15 passengers, including the driver, not for compensation.</li> </ol>	
<b>Intrastate Commercial Motor Vehicles</b>	
<b><u>For-Hire Motor Carriers:</u></b>	
<ol style="list-style-type: none"> <li>1. Motor vehicles having a GVWR / GVW 10,001 pounds or more;</li> <li>2. Motor vehicles having a GCWR / GCW 10,001 pounds or more;</li> <li>3. Light weight vehicles, under 10,001 pounds (Refer to Ohio Adm.Code 4901:2-5-3);</li> <li>4. Any motor vehicle designed to transport more than 8 passengers, including the driver, for compensation;</li> <li>5. Any motor vehicle, regardless of weight, hauling hazardous materials requiring placards.</li> </ol>	
<b><u>Private Motor Carriers:</u></b>	
<ol style="list-style-type: none"> <li>1. Motor vehicles having a GVWR / GVW 26,001 pounds or more;</li> <li>2. Motor vehicles having a GCWR / GCW 26,001 pounds or more; towed unit must have a GVWR / GCW 10,001 or more pounds;</li> <li>3. Any motor vehicle, regardless of weight, hauling hazardous materials requiring placards.</li> <li>4. Any motor vehicle designed to transport more than 15 passengers, including the driver, not for compensation.</li> </ol>	

**Table 2: Applicability of the FMCSRs to Passenger-carrying Motor Carriers**

<b>Motor Carriers of Passengers</b>		<b>For-hire</b>	<b>Business*</b>	<b>Non-business*</b>
PART	REGULATORY TOPIC	APPLICABLE		
380	Special Training Requirements	Partial	Partial	Partial
382	Controlled substances and Alcohol Use and Testing	Yes	Yes	Yes
383	Commercial Driver's License	Yes	Yes	Yes
387	Financial Responsibility (Insurance / Surety)	Yes	No	No
390	General Applicability and Definitions	Yes	Yes	Yes
391	Qualification of Drivers	Partial	Partial	Partial
392	Driving of commercial Motor Vehicles	Yes	Yes	Yes
393	Parts and Accessories	Yes	Yes	Yes
395	Hours of Service of Drivers	Yes	Yes	Partial
396	Inspection, Repair, and Maintenance	Yes	Yes	Partial

*\*Private Motor Carriers of Passengers (PMCPs)*

**Table 3: The Commercial Driver's License**

<b>COMMERCIAL MOTOR VEHICLE GROUPS</b>	
Class A	Any combination of vehicles with a gross combination weight rating (GCWR) or gross combination weight (GCW) of 26,001 pounds or more, whichever is greater, provided the gross vehicle weight rating (GVWR) or gross vehicle weight (GVW), whichever is greater, of the vehicle(s) being towed is in excess of 10,000 pounds. A driver with a Class A license will be able to drive Class A, B, and C commercial vehicles with proper endorsements when required.
Class B	Single vehicles with a GVWR or GVW of 26,001 pounds or more, whichever is greater, or any such vehicle towing a vehicle under 10,000 pounds GVWR or GVW. A driver with a Class B license will be able to drive Class B and C commercial vehicles with proper endorsements when required.
Class C	Vehicles with a GVWR or GVW less than 26,001 pounds. Class C is strictly for vehicles designed to carry 16 or more passengers, including the driver, or carry hazardous materials in quantities large enough to require a placard. A Class C license holder, with proper endorsement(s) will be able to drive Class C commercial vehicles only.

<b>CDL ENDORSEMENTS AND RESTRICTIONS</b>	
T	Double Trailers: Many drivers who are qualified to drive Class A vehicles may wish to pull double or triple trailers. Extra knowledge and skill is needed to safely drive double and triple trailers in certain traffic, road and weather conditions. As a result, the CDL system requires an endorsement (T) to be added to the license of a Class A driver showing that he or she has the required additional knowledge.
P	Passengers: Any driver who wishes to drive a motor vehicle designed to carry 16 or more passengers, including the driver, must secure a passenger endorsement (P) to his or her CDL. He or she must pass a written exam on special safety factors when carrying passengers. The endorsement applies to applicants for a license to drive a bus in any category (A, B, or C).
N	Tank Vehicle: Drivers of Class A or B vehicles that are used to haul liquids or gaseous materials in tanks must have special knowledge and skills to drive safely. These drivers must obtain an endorsement (the letter N) to their license. This includes a tank with a capacity of 1,000 gallons or more, or multiple tanks of more than 119 gallons capacity and an aggregate rated capacity of 1,000 gallons or more. An empty storage container tank not designated for transportation with a rated capacity of 1,000 or more that is temporarily attached to a flatbed trailer is not considered a tank vehicle.
H	Hazardous Materials: Any driver, regardless of the class vehicle being driven (A, B, or C), who transports hazardous materials requiring placards must obtain an endorsement (H) to his or her CDL. He or she must also pass a written test on how to recognize, handle and transport hazardous materials.
X	HM / Tank Combined: An endorsement that indicates the driver is qualified for both the hazardous material and the tank vehicle endorsements.
S	School bus: School bus endorsements are required.
K	Restricts driver to only intrastate operation.
L	Restricts driver to vehicles not equipped with air brakes. Also applies if applicant either fails the air brake component of the knowledge test, or preforms the skills test in a vehicle not equipped with air brakes.
Z	Restricts driver to vehicles not equipped with full air brakes. If applicant performs the skills test in a vehicle equipped with air over hydraulic brakes. Includes any braking system operating partially on the air brake and partially on the hydraulic brake principle.
E	Restricts driver to non-manual transmission vehicles. If the applicant performs the skills test in a vehicle equipped with an automatic transmission. Includes any transmission other than a manual transmission.
O	Restricts driver to no tractor-trailer vehicles. If the applicant performs the skills test in a combination vehicle for a Group A CDL with the power unit and towed unit connected with a pintle hook or other non-fifth wheel connection restricted from operating a tractor-trailer combination connected by a fifth wheel that requires a Group A CDL.
M	Restricts driver to no Class A passenger vehicles. If an applicant applying for a passenger endorsement performs the skills test in a passenger vehicle requiring a Group B CDL the driver is restricted from operating a passenger vehicle requiring a Group A CDL.
N	Restricts driver to no class A and B passenger vehicle. If an applicant applying for a passenger endorsement performs a skills test in a passenger vehicle requiring a Group C CDL, the driver is restricted from operating a passenger vehicle requiring a Group A or B CDL.
V	Medical Variance: Must indicate the existence of a medical variance on the CDLIS driver record and the CDL document using the code "V" to indicate there is information about variance. (Exemption, SPE or grandfather provisions.)
W	Restricts driver to the operation of CMV in accordance with a waiver for farm-related service industries issued under section 4506.24 of the Revised Code.

**(Refer to 49 C.F.R. 383.153(a)(9), 49 C.F.R. 383.153(a)(10), and Ohio Admin.Code 4506:12.)**

**Table 4: Registration Forms, Fees, and Renewal Periods for Regulated Motor Carriers**

Type of Carrier	Description of Operations	Forms Required	Fees	Renewal
Intrastate For-Hire Carriers (No Passengers)	Operate solely within the state of Ohio.	PUCO Application for Registration of Motor Carriers Operating Intrastate For Hire in Ohio	Intrastate Application Fees and Annual Tax Fees per Vehicle which are \$30.00 each for: Tractor or vehicle tractor pulling a trailer, Tow Vehicle, Bus  \$20.00 each for: Straight vehicle, van, car, etc.	Annual May 1 to July 1
Intrastate Household Goods Carriers	Transport someone else's household goods (furniture, clothing, appliances, etc.) within, into, through, or out of the state of Ohio for compensation.	PUCO Application for Registration of Motor Carriers Operating Intrastate For Hire in Ohio	Annual Tax Fees per Vehicle: \$30.00 each for: Tractor or vehicle tractor pulling a trailer, Tow Vehicle, Bus  \$20.00 each for: Straight vehicle, van, car, etc. Household Goods Carrier Fee based on carrier gross annual revenue: \$0 - \$74,999 = \$100.00 \$75,000 -149,999 = \$200.00 \$150,000 or more = \$300.00	Annual May 1 to July 1 Must File Tariff: Establish and maintain rates for the transport of household goods and associated services.
Intrastate For-Hire Motor Carriers of Passengers	For-hire motor carriers that transport passengers and operate solely within the state of Ohio.	PUCO Application for Registration of Motor Carriers Operating Intrastate For Hire in Ohio	Annual Tax Fees per Vehicle: \$30.00 each for: Tractor or vehicle tractor pulling a trailer, tow vehicle, or bus.  \$20.00 each for: Straight vehicle, van, car, etc.	Annual May 1 to July 1
Interstate Property Carriers For-Hire FMCSA Regulated	Interstate for-hire motor carriers regulated by FMCSA that operate in participating Unified Carrier Registration (UCR) states.	Unified Carrier Registration (UCR) Form	UCR fees depend on fleet size.	Annual: Oct.1 to Dec. 31
Interstate Property Carriers Private FMCSA Regulated	Interstate private motor carriers regulated by FMCSA that operate in participating Unified Carrier Registration (UCR) states.	Unified Carrier Registration (UCR) Form	UCR fees depend on fleet size.	Annual: Oct.1 to Dec. 31
Interstate Passenger Carriers For-Hire FMCSA Regulated	Interstate for-hire motor carriers of passengers regulated by FMCSA that operate in participating Unified Carrier Registration (UCR) states.	Unified Carrier Registration (UCR) Form	UCR fees depend on fleet size.	Annual: Oct. 1 to Dec. 31
Interstate Passenger Carriers Private FMCSA Regulated	Interstate private motor carriers of passengers regulated by FMCSA that operate in participating Unified Carrier Registration (UCR) states.	Interstate private motor carriers of passengers are <u>not</u> required to register with the UCR.		
Interstate and Intrastate: Hazardous Materials Carriers Hazardous Waste Transporters  NOTE: This registration and permit is required in addition to any other applicable PUCO interstate or intrastate carrier registration requirements; and US DOT (PHMSA) hazardous materials permit.	Interstate and Intrastate carriers that transport:  Hazardous materials of a type and amount that requires the vehicle (vehicle or trailer) to be placarded; or Hazardous wastes subject to the Uniform Hazardous Waste Manifest; or Low-level radioactive waste.	Uniform Program Registration and Permit Application: Parts I and Part II: All hazardous materials and hazardous waste carriers Part III: Hazardous waste transporters only	Fees depend on: No. of carrier power units Carrier's activity as hazardous materials or hazardous waste (by percent of total activity) International Registration Plan (IRP) activity in participating states Applicable per vehicle registration fee for hazardous waste transporters Applicable permit processing fee for Carrier's Uniform Program "Base State"	Registration: Must be renewed annually  Permit: Must be renewed every three years  Carriers are notified 90 days before expiration of registration and permit.

**Note:** The Uniform Program permit is recognized by other states of the Hazmat Alliance: Michigan, Oklahoma, West Virginia, and Nevada.

**Table 5: PUCO Motor Carrier Insurance Requirements**

Type of Carrier	Description	Minimum Insurance Required	Insurance Forms Required
Intrastate For-Hire Carriers (No Passengers)	For-hire motor carriers that operate solely within the state of Ohio.	\$750,000 or \$1,000,000 for towing operations, insurance for bodily injury or property damage and includes liability for environmental restoration. (Refer to 49 CFR §387.9.)	Properly completed Form E (Uniform Motor Carrier Bodily Injury and Property Damage Certificate of Insurance) submitted by insurance provider
Intrastate Household Goods Carriers	Movement of any residential household goods (furniture, clothing, appliances, etc.) beginning and ending within Ohio for compensation.	\$750,000 bodily injury and property damage liability insurance. For loss or damage to property carried on any one vehicle - \$5,000, for loss of or damage to or aggregate of losses or damage of or to occurring at any one time and place - \$10,000 (Refer to <u>OAC 4901:2-13-02(B)</u> and 49 CFR 387.303(C).)	Properly completed Form E (Uniform Motor Carrier Bodily Injury and Property Damage Certificate of Insurance) submitted by insurance provider Properly executed Form H (Uniform Motor Carrier Cargo Certificate of Insurance) submitted by insurance provider
Intrastate For-Hire Motor Carriers of Passengers – Seating Capacity of 15 or less	For-hire motor carriers that transport passengers and operate solely within the state of Ohio.	\$1,500,000 insurance for bodily injury or property damage and includes liability for environmental restoration. (Refer to 49 CFR §387.33)	Properly completed Form E, (Uniform Motor Carrier Bodily Injury and Property Damage Certificate of Insurance) submitted by insurance provider
Intrastate For-Hire Motor Carriers of Passengers – Seating Capacity of 16 Passengers or More	For-hire motor carriers that transport passengers and operate solely within the state of Ohio.	\$5,000,000 insurance for bodily injury or property damage and includes liability for environmental restoration. (Refer to 49 CFR §387.33)	Properly completed Form E, (Uniform Motor Carrier Bodily Injury and Property Damage Certificate of Insurance) submitted by insurance provider
Interstate For-Hire Property Carriers – Exempt from FMCSA Regulation	For-hire carriers exempt from the FMCSA operating authority requirements.	\$750,000 insurance for bodily injury and property damage liability insurance. (Refer to 49 CFR §387.9)	Properly completed Form E, (Uniform Motor Carrier Bodily Injury and Property Damage Certificate of Insurance) submitted by insurance provider
Interstate For-Hire Property Carriers – FMCSA Regulated	Interstate for-hire motor carriers covered by FMCSA operating authority requirements.	\$750,000 – insurance for bodily injury and property damage liability insurance. (Refer to 49 CFR §387.9)	Properly completed Form BMC91, BMC-91X On file with FMCSA or PUCO order approving self-insurance submitted by insurance provider.
Interstate Passenger Carriers – For-Hire Motor Carriers of Passengers – Seating Capacity of 15 or Less	Interstate for-hire motor carriers of passengers.	\$1,500,000 insurance for bodily injury or property damage and includes liability for environmental restoration. (Refer to 49 CFR §387.33)	Properly completed Form BMC91, BMC-91X On file with FMCSA or PUCO order approving self-insurance submitted by insurance provider.
Interstate For-Hire Passenger Carriers – Seating Capacity of 16 passengers or more	Interstate for-hire motor carriers of passengers.	\$5,000,000 insurance for bodily injury or property damage and includes liability for environmental restoration. (Refer to 49 CFR §387.33)	Properly completed Form BMC91, BMC-91X On file with FMCSA or PUCO order approving self-insurance submitted by insurance provider.
Interstate and Intrastate Transporters of Hazardous Materials Hazardous Substances Hazardous Wastes and Radioactive materials in Highway Route Controlled Quantities	Motor Carriers: Intrastate for-hire, Intrastate private, Interstate for-hire, or Interstate private That transport: Hazardous materials, Hazardous substances, Hazardous wastes, or Radioactive materials in Highway Route Controlled Quantities as described in 49 CFR §387.9	\$1,000,000 or \$5,000,000 insurance for bodily injury, property damage and liability for environmental restoration.  Amount Determined by: (1) Material transported hazardous materials, hazardous substances, radioactive materials in Highway Route Controlled Quantities; (2) Packaging used; & (3) GVWR of the vehicle (Refer to 49 CFR §387.9 & <u>OAC 490 1:2-13-02(H).</u> )	Properly completed U.S. DOT Form MCS-90 with proof provided by U.S. DOT Hazardous Materials information system.

# Appendix 1: Important PUCO and US DOT Rules & Regulations

**\*THIS IS NOT A COMPLETE LISTING OF STATE OR FEDERAL RULES & REGULATIONS**

## Household Goods Carriers – Moving, Transfer & Storage Companies

- 49 C.F.R. Parts 360, 365, 369, 375, 378, & 379.
- Ohio Admin.Code 4921.30, Ohio Admin.Code 4901:2-19-01 to Ohio Admin.Code 4901:21-19-19.

## Vehicle Markings – Company Name & Address on Vehicles

- Ohio Admin.Code 4901:2-5-10 & 49 C.F.R. 390.21.

## Drug and Alcohol Testing – Requirements for Drivers & Employers

- 49 C.F.R. Part 40 & Part 382, Ohio Admin.Code 4901:2-5-02.

## Commercial Driver's License – CDL Requirements and Restrictions

- 49 C.F.R. Part 383, R.C. 4506.24, & Ohio Admin.Code 4901:2-5-04

## Drivers Application

- Employment Form 49 C.F.R. Part 391 Subpart E; Record of Violations Form 49 C.F.R. §391.27; Qualification and Disqualification of Drivers 49 C.F.R. §391.15; Road Test 49 C.F.R. §391.31, & Equivalency of Road Test 49 C.F.R. §391.33

## Driver's Physical Qualifications and Exams

- Federal Driver Qualifications: 49 C.F.R. Part 391 Subpart E; 49 C.F.R. §391.27; 49 C.F.R. §391.15; 49 C.F.R. §391.31, & 49 C.F.R. §391.33.
- State Driver Qualifications: Ohio Admin.Code 4901:2-5-04(A).

## Driver Disqualification

- 49 C.F.R. §383.51 [CDL].
- 49 C.F.R. §391.15 [Non-CDL].

## Driving Commercial Motor Vehicles

- 49 C.F.R. Part 392 Subpart A and 21 CFR §1308.11 Schedule I.
- 49 C.F.R. §392.16.
- 49 C.F.R. Part 392.
- Ohio Admin.Code 4901:2-5-02.

## Vehicle Parts and Accessories

- 49 C.F.R. Part 393; Ohio Admin.Code 4901:2-5-02.

## Driver's Hours of Service

- Property Carriers: 49 C.F.R. §395.2;
- Passenger Carriers: 49 C.F.R. §395.5
- 100 Air-Mile Exception: 49 C.F.R. 395.1(e)(1) [CDL]
- 150 Air-Mile Exception: 49 C.F.R. 395.1(e)(2) [Non-CDL]
- Log books: 49 CFR §395.8 & 49 C.F.R. §395.15
- Ohio Admin.Code 4901:2-5-02 (constitutional exceptions)

## Vehicle Inspection, Repair, and Maintenance

- 49 C.F.R. §396.17; 49 C.F.R. §396.3, §396.11, & §396.21.

## Hazardous Materials

- 49 C.F.R. Parts 107, 171, 172, 173, 177, 178, & 180; 49 C.F.R. Part 397.

## US DOT Hazardous Materials Registration and Permit Requirements

- 49 C.F.R. Part 107 Subpart G.
- 49 C.F.R. 385.403 & 49 C.F.R. §385.407.

## Appendix 2: Glossary

**Authority to Operate:** This can include, but is not limited to, the following terminology:

- USDOT Number
- Ohio PUCO Number
- Hazardous Material Permit
- A CDL, or non-CDL, or temporary learner's permit

**Commercial Motor Vehicle (CMV):**

- **Under a Commercial Driver's License (CDL) a CMV means:**

A motor vehicle or combination of motor vehicles used to transport passengers or property that:

- 1) Has a gross combination weight rating (GCWR) or gross combination weight (GCW) of 26,001 pounds or more, whichever is greater, provided the gross vehicle weight rating (GVWR) or gross vehicle weight (GVW), whichever is greater, of the vehicle(s) being towed is in excess of 10,000 pounds; or
- 2) Is a single vehicle with a GVWR or GVW of 26,001 pounds or more, whichever is greater, or any such vehicle towing a vehicle under 10,000 pounds GVWR or GVW; or
- 3) Is designed to transport 16 or more passengers including the driver, or
- 4) Is of a size and used in the transportation of materials found to be hazardous for the purposes of the "Hazardous Materials Transportation Act," and which requires the motor vehicle to be placarded under the "Hazardous Materials Regulations."

- **For all other safety regulations, a CMV means:**

A motor vehicle or combination of motor vehicles used to transport passengers or property that:

- 1) Has a GVWR or GCWR, or gross vehicle weight (GVW) or gross combination weight (GCW) or 10,001 pounds or more, whichever is greater; or
- 2) Is designed or used to transport more than 8 passengers (including the driver), for compensation; or
- 3) Is designed or used to transport more than 15 passengers (including the driver), and is not used to transport passengers for compensation; or
- 4) Is used to transport hazardous materials in a quantity that requires placarding.

**FMCSA:** Federal Motor Carrier Safety Administration.

**FMCSRs:** Federal Motor Carrier Safety Regulations.

**For-hire carrier:** A person engaged in the transportation of goods or passengers for compensation.

**Gross Combination Weight (GCW):** The weight of the power unit, and any other vehicle operated in combination with the power unit including any load carried by the vehicles.

**Gross Combination Weight Rating (GCWR):** The value specified by the manufacturer as the maximum loaded weight capacity of a combination (articulated) motor vehicle. In the absence of a value specified by the manufacturer, the GCWR will be determined by adding the GVWR of the power unit, and the total weight of the towed unit, including any load thereon.

**Gross Vehicle Weight Rating (GVWR):** The value specified by the manufacturer as the maximum loaded weight capacity of a single vehicle. The manufacturer usually places this information on a label inside the driver's door. (Check around the door frame after opening the door.)

**(Refer to 49 C.F.R. 390.5 Interpretations Question 3.)**

**Hazardous Material:** A substance or material which has been determined by the Secretary of Transportation to be capable of posing an unreasonable risk to health, safety, and property when transported in commerce, and which has been so designated.

**Interstate Commerce:** [Multiple-States] Trade, traffic, or transportation in the United States that is any of the following:

- Between a place in a state and a place outside of that state (including a place outside of the United States);
- Between two places in a state through another state or a place outside of the United States;
- Between two places in a state as part of trade, traffic, or transportation originating or terminating outside the state or the United States.

**Intrastate Commerce:** [One-State] Trade, traffic, or transportation in any state which is not described in the term "interstate commerce."

**Motor carrier:** Is a for-hire motor carrier or a private motor carrier. The term includes a motor carrier's agents, officers and representatives as well as employees responsible for hiring, supervising, training, assigning, or dispatching of drivers and employees concerned with the installation, inspection, and maintenance of motor vehicle equipment and / or accessories.

**OMCSRs:** Ohio Motor Carrier Safety Regulations.

**Private carrier:** A person who provides transportation of property or passengers, by commercial motor vehicle, and is not a for-hire motor carrier.

**Passenger carrier - *Private motor carrier of passengers (business)*:** A private motor carrier engaged in the interstate transportation of passengers which is provided in the furtherance of a commercial enterprise and is not available to the public at large.

**Passenger carrier - *Private motor carrier of passengers (non-business)*:** A private motor carrier involved in the interstate transportation of passengers that does not otherwise meet the definition of a private motor carrier of passengers (business).

**PUCO:** Public Utilities Commission of Ohio.

**Transporting Household goods:** Using a motor vehicle to move someone else's household items such as furniture, clothing, or appliances within, into, through or out of the State of Ohio for compensation.

## Appendix 3: Citations

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- <sup>1</sup> Ohio Revised Code. (2013, July 26). Retrieved from <http://codes.ohio.gov/orc/>
- <sup>2</sup> Ohio Administrative Code. (2013, July 26). Retrieved from <http://codes.ohio.gov/oac/>
- <sup>3</sup> U.S. Department of Transportation Federal Motor Carrier Safety Administration. (2013, July 26). Retrieved from [https://www.fmcsa.dot.gov/rules-regulations/administration/fmcsr/fmcsrguide.aspx?section\\_type=A](https://www.fmcsa.dot.gov/rules-regulations/administration/fmcsr/fmcsrguide.aspx?section_type=A)
- <sup>4</sup> U.S. Department of Transportation Hazardous Materials Regulations. (2013, July 26). Retrieved from [http://www.ecfr.gov/cgi-bin/text-idx?SID=1d49a3b137cb1b6fc45251074e634b44&tpl=/ecfrbrowse/Title49/49tab\\_02.tpl](http://www.ecfr.gov/cgi-bin/text-idx?SID=1d49a3b137cb1b6fc45251074e634b44&tpl=/ecfrbrowse/Title49/49tab_02.tpl)
- <sup>5</sup> U.S. Department of Transportation Pipeline and Hazardous Materials Safety Administration. (2013, July 26). *Compliance Basics Series*. Retrieved from What are Materials of Trade and What Regulations Apply? [PDF]: [https://hazmatonline.phmsa.dot.gov/services/publication\\_documents/MOTS05.pdf](https://hazmatonline.phmsa.dot.gov/services/publication_documents/MOTS05.pdf)
- <sup>6</sup> U.S. Department of Transportation Federal Motor Carrier Safety Administration. (2009, December). *A Motor Carrier's Guide to Improving Highway Safety*. Retrieved from Education and Technical Assistance Program: <http://www.fmcsa.dot.gov/safety-security/eta/index.htm>
- <sup>7</sup> Intrastate Application Packet. URL <http://www.puco.ohio.gov/emplibrary/files/Trans/MCR/forms/IntraRegistration.pdf>
- <sup>8</sup> Intrastate Supplemental Application Packet. URL <http://www.puco.ohio.gov/emplibrary/files/Trans/MCR/forms/IntraSupplemental.pdf>
- <sup>9</sup> Unified Carrier Registration. URL <http://www.ucrregistration.com/>
- <sup>10</sup> 2007-2009 UCR Application and Instructions [PDF]. URL <http://www.puco.ohio.gov/emplibrary/files/Trans/MCR/forms/UCRForm.2007-2009.pdf>
- <sup>11</sup> 2010-2013 UCR Application and Instructions [PDF]. URL <http://www.puco.ohio.gov/emplibrary/files/Trans/MCR/forms/UCRForm.2010-2013.pdf>
- <sup>12</sup> Instructions for filling out a UCR-1 form [PDF]. URL <http://www.puco.ohio.gov/emplibrary/files/Trans/MCR/forms/UCR-1.pdf>
- <sup>13</sup> Instructions for filling out a UCR-2 form [PDF]. URL <http://www.puco.ohio.gov/emplibrary/files/Trans/MCR/forms/UCR-2.pdf>
- <sup>14</sup> Uniform Registration and Permitting Application. URL <http://www.puco.ohio.gov/puco/index.cfm/industry-information/industry-topics/hazardous-materials-registration/>