

# Vote Record

## Assembly Committee on Transportation

Date: 4-22-99  
 Moved by: Kestell      Seconded by: Sudan  
 AB: 57      Clearinghouse Rule: \_\_\_\_\_  
 AB: \_\_\_\_\_      Appointment: \_\_\_\_\_  
 AJR: \_\_\_\_\_      SR: \_\_\_\_\_      Other: \_\_\_\_\_  
 A: \_\_\_\_\_      SR: \_\_\_\_\_

A/S Amdt: 1 \_\_\_\_\_ to A/S Amdt: \_\_\_\_\_  
 A/S Sub Amdt: \_\_\_\_\_ to A/S Sub Amdt: \_\_\_\_\_  
 A/S Amdt: \_\_\_\_\_ to A/S Amdt: \_\_\_\_\_  
 A/S Amdt: \_\_\_\_\_ to A/S Sub Amdt: \_\_\_\_\_

- Be recommended for:
- Passage
  - Introduction - unan
  - Adoption
  - Rejection
  - Indefinite Postponement
  - Tabling
  - Concurrence
  - Nonconcurrence
  - Confirmation

**Committee Member**

	Aye	No	Absent	Not Voting
Rep. David Brandemuehl Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Jeff Stone	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Eugene Hahn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Michael Huebsch	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Rep. Steve Kestell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Joseph Leibham	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Jerry Petrowski	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Scott Suder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. John Townsend	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Julie Lassa	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Donald Hasenohrl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Barbara Gronemus	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Rep. Robert Turner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Leon Young	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. John Steinbrink	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Larry Balow	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Gary Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Totals:    15      \_\_\_\_\_      2      \_\_\_\_\_

Motion Carried       Motion Failed

# Vote Record

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Date: 4-22-99  
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Totals:      15      \_\_\_\_\_      2      \_\_\_\_\_

Motion Carried

Motion Failed

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRBa0265/1dn  
PEN:jlg:km

April 6, 1999

Rep. Brandemuehl:

This draft creates a new definition of "transporting hazardous materials requiring placarding" and substitutes that term for existing uses of "transporting hazardous materials". There is no substantive effect of this change (aside from updating the references to federal law), except that it brings the language of s. 346.45 (4) into relief to make clear that DOT's authority to regulate vehicles conveying dangerous substances is broader than authority to regulate only those vehicles transporting hazardous materials, as defined in federal law, in vehicles that are required under federal law to be placarded.

To accomplish the change described above, I changed the term defined in s. 340.01 (72m), 1997-98 stats., and modified all statutory uses of that term. OK? Please check each of these changes closely to ensure that they meet your needs. For example, the change to s. 343.04 (1) (c) 2., makes "Class C" vehicles those vehicles "transporting hazardous materials requiring placarding", and makes all vehicles transporting hazardous materials that do not require placarding "Class D" vehicles. OK?

This draft does not change the minimum insurance requirements in s. 194.41 (6) (b) 1. to apply only to "transporting hazardous materials requiring placarding". OK?

Should the uniform traffic citation be required to indicate whether the vehicle was conveying dangerous substances that are not required to be placarded? The amendment limits the uniform traffic citation to hazardous substances requiring placards. See the treatment of s. 345.11 (2m) (b). OK?

Paul E. Nilsen  
Legislative Attorney  
Phone: (608) 261-6926



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## DAVID BRANDEMUEHL

State Representative  
49th Assembly District

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TO: Assembly Transportation Committee Members

FROM: Rep. David Brandemuehl, Chair *DB*

DATE: April 7, 1999

RE: April 8<sup>th</sup> committee hearing

Attached is a copy of the State Patrol's Motor Carrier Inspection Report/Motor Carrier Safety Assistance Program Guide (MCIR/MCSAP Guide). At the hearing on AB 57, one of the committee members asked Julie Clark of the Department of Transportation to provide a list of motor carrier violations. As a response, this guide was sent to the committee.

Incidentally, the Motor Carrier Safety Assistance Program is a federal program that reimburses states (at an 80% level) for the provision of motor carrier safety activities including commercial vehicle inspections and general motor carrier enforcement activities conducted by State Patrol Inspectors and Troopers. The Motor Carrier Inspection Reports are reports that Inspectors and Troopers write when they have inspected a motor carrier; the reports may be retained by DOT or sent to the federal government if they pertain to MCSAP issues.

If you have any questions, please let me know.

# MCIR/MCSAP GUIDE

MAR 12 1999

USE THIS INFORMATION AS A GUIDE TO REFERENCE CORRECT SECTION NUMBERS ONLY. BECAUSE OF THE LIMITED SPACE, SOME INFORMATION IS GENERAL; SOME APPLIES ONLY DURING HOURS OF DARKNESS, OR REFERS ONLY TO INTRASTATE OPERATIONS.

## DRIVER

### ALCOHOL/DRUGS

	<u>MCIR</u>	<u>MCSAP</u>
DQA Driver disqual/ BAC .00/00S	343.305(7)(b)	343.305(7)(b)
DQR Driver disqual/refusal OOS	343.305(4)(b)	343.305(4)(b)
IVD Intoxicant open in vehicle/driv	346.935(1)	346.935(1)
IVP Intoxicant open in vehicle/pass	346.935(1)	346.935(1)
OWI Operating/under influence of intoxicant	346.63(1)(a)	346.63(1)(a)
TA1 Traffic alcohol .10	346.63(1)(b)	346.63(1)(b)
TA4 Traffic alcohol .04	346.63(5)(a)	346.63(5)(a)
TAA Traffic alcohol absolute	346.63(7)(a)(1)	346.63(7)(a)(1)
TAC Traffic alcohol carrying	346.63(7)(a)3	346.63(7)(a)3
TAR Traffic alcohol refusal	343.305(2)	343.305(2)
TDC Traffic drugs carrying	-----	392.4

### HOURS/QUALIFICATIONS

	<u>MCIR</u>	<u>MCSAP</u>
L10 Driving over 10 hrs since last 8 hours off	-----	395.3a1
L15 Driving after 15 hrs on duty	-----	395.3a2
L17 Log entry today/not preceding 7 days	-----	395.8k2
L26 Log entry last 2 days/not preceding 6 days	-----	395.8k2
L70 Over 70 hrs in last 8 days	-----	395.3b
LBM Log book missing	-----	395.8a
LEF Log entry false	-----	395.8e
LEM Log entries missing	-----	395.8a
LNC Log not current	-----	395.8f1
MCM Medical Cert missing	-----	391.41
MCX Medical Cert expired	-----	391.45

### LICENSE/CDL

	<u>MCIR</u>	<u>MCSAP</u>
D21 Interstate driver under 21	-----	391.11b1
DCC CDL not carried	343.05(2)(a)	343.05(2)(a)
DCD CDL disqualified/refers to 343.44(2m)	343.315(1)	343.315(1)
DCM CDL missing	343.05(2)(a)	343.05(2)(a)
DCR CDL revoked-Resident	343.44(1)	343.44(1)
DCS CDL suspended-Resident	343.44(1)	343.44(1)
DCX CDL expired	343.05(2)(a)	343.05(2)(a)
DEH Missing H endorsement	343.05(2)(a)	343.05(2)(a)
DEN Missing N endorsement	343.05(2)(a)	343.05(2)(a)
DEP Missing P endorsement	343.05(2)(a)	343.05(2)(a)
DET Missing T endorsement	343.05(2)(a)	343.05(2)(a)
DGA Group A improper CDL class	343.05(2)a	343.05(2)a
DGB Group B improper CDL class	343.05(2)a	343.05(2)a
DGC Group C improper CDL class	343.05(2)a	343.05(2)a
DL2 DL/2 or more	343.05(1)	343.05(1)
DLC DL not carried	343.18(1)	343.18(1)
DLF DL suspended (FPF)	343.44(1)	343.44(1)
DLM DL missing	343.05(3)(a)	343.05(3)(a)
DLR DL revoked & driving	343.44(1)	343.44(1)
DLS DL suspended & driving	343.44(1)	343.44(1)
DLX DL expired	343.05(3)(a)	343.05(3)(a)
DRG DL restriction (glasses)	343.43(1)(d)	343.43(1)(d)
DRK DL restriction (k)	343.43(1)(d)	343.43(1)(d)
DRL DL restriction (L)	343.43(1)(d)	343.43(1)(d)
DRO DL restriction (other)	343.43(1)(d)	343.43(1)(d)

### OPERATION/STOPPING/PARKING

	<u>MCIR</u>	<u>MCSAP</u>
DGV Driver general violation	-----	392.2
DOS Driver operating w/OOS (alcohol)	-----	395.13d
LHD Failure to dim headlamps	347.12(1)	-----
LHU Failure to use headlamps	347.06(1)	-----
SBM Seat belt missing	347.48(1)(a)	393.93
SBP Seat belt not worn/passenger	347.48(2m)(d)	347.48(2m)(d)
SBW Seat belt not worn/driver	347.48(2m)(b)	347.48(2m)(b)

### OPERATION/STOP/PARKING (cont.)

	<u>MCIR</u>	<u>MCSAP</u>
TOS Operate OOS vehicle	-----	396.9c2
TPP Parking prohibited by sign	346.51	-----
TPR Unlawful parking on roadway	346.52(1)	-----
TPS Unlawful parking on shoulder	346.52(1)	-----
TUD Unauthorized driver	343.245(3)(b)	343.245(3)
TUP Unauthorized passenger	-----	392.6
TWF Weigh station/failure to stop	Trans 312.04(1)	392.2
TWR Refusal to weigh/inspect	349.18(3)	392.2

## VEHICLE

### AIR SYSTEM

	<u>MCIR</u>	<u>MCSAP</u>
ABL Brake chamber leaking	-----	396.3a1b
ACL Connection is leaking	-----	396.3a1bh
AHC Air: Brake hose cracked	-----	393.45
AHL Brake hose leaking	-----	393.45
AHS Hose splice improper	-----	393.45
AHX Hose worn/exposed cord	-----	393.45
ARL Reservoir loose mount	-----	393.45
ARP Reservoir pressure low	-----	396.3a1bh
ATC Tubing cracked	-----	393.45
ATL Tubing leaking	-----	393.45
AVL Relay valve leaking	-----	396.3a1bh
AWI Low pressure does not function	-----	393.51
AWM Warning device missing	-----	393.51

### BRAKES/BRAKES ADJUSTMENT

	<u>MCIR</u>	<u>MCSAP</u>
BBI Breakaway device inoperative	-----	393.43d
BBM Breakaway device missing	-----	393.43d
BCF Contamination/fluid	-----	396.3a1b
BCG Contamination/grease	-----	396.3a1b
BCI Component inoperative	-----	393.48a
BCM Component missing	-----	393.48a
BCO Contamination/oil	-----	393.3a1b
BDC Drum cracked	-----	396.3a1bd
BDF Drum freewheeling no contact	-----	393.48a
BLW Lining worn/less than 1/4"	-----	393.47
BP1 Pushrod travel over 1 3/4"	N/C	396.3a1ba
BP2 Pushrod travel over 2"	N/C	396.3a1ba
BPA Pushrod/improper adjust	N/C	396.3a1ba
BPB Pushrod bent	-----	396.3a1b
BPI Power unit/inoperative	-----	393.42
BPN Pushrod/no movement	-----	393.48a
BPU Pushrod/unequal adjust greater than 1/2"	N/C	396.3a1b
BRD Required but disconnected	-----	393.42
BRI Required but inoperative	-----	393.42
BRM Required but missing	347.35	393.42
BTI Trailer/inoperative	Trans 305.51	393.42
PBI Parking inoperative	347.35(a)	393.41

### CARGO

	<u>MCIR</u>	<u>MCSAP</u>
CDL Dunnage loose	-----	392.9
CFM Red flag missing	347.20(2)	393.87
CLI Lamp inoperative on project load	347.20(1)	393.11
CLL Load is leaking	348.10(2)	-----
CLM Lamp missing on project load	347.20(1)	393.11
CRL Ramp loose	-----	392.9
CSL Spare tire loose	-----	392.9
CTF Tiedown/forest products	348.10(3)	-----
CTV Tiedown/crushed vehicle	348.10(3m)	-----

**NOTE:** > refers to TRAILERS and SEMI-TRAILERS only

N/C means "NOT COVERED" for heavy trucks, etc.

**VEHICLE (cont.)****ELECTRICAL**

EBI	Battery improper cover	-----	393.30
EBL	Battery loose	-----	393.30
EBM	Battery missing cover	-----	393.30
EHI	Horn inoperative	347.38(1)	393.81
EWI	Wiring improper	Trans 305.58	393.33

**EXHAUST SYSTEM**

XSD	Improper discharge location	-----	393.83e
XSF	Fumes/under cab	-----	393.83g
XSI	Improper	347.39(1)	396.3a1
XSL	Loose	-----	393.83h
XSR	Repair improper	-----	393.83a

**FIFTH WHEEL**

5MC	Mount cracked	-----	393.70
5ML	Mount loose bolts	-----	393.70
5MM	Mount missing bolts	-----	393.70
5WC	Cracked	-----	393.70
5WX	Excess free play	-----	393.70

**FIRE EXTINGUISHER**

FXA	Not accessible	-----	393.95a
FXL	Loose	-----	393.95a
FXM	Missing	-----	393.95a
FXR	Needs recharging	-----	393.95a

**FUEL SYSTEM**

FCL	Cap leaking	N/C	393.67
FCM	Cap missing	N/C	393.67c7
FLL	Line leaking	N/C	393.67
FLP	Line protection improper	N/C	393.65f
FTI	Tank improperly mounted	N/C	393.65c
FTL	Tank leaking	-----	393.67
FTV	Tank vented improperly	-----	393.67c8

**GENERAL STRUCTURE/MAINTENANCE**

FEI	Front end structure improper	-----	393.106
FEM	Front end structure missing	N/C	393.106
IPM	Inspection proof missing	-----	396.17c
REI	Rear end protection impro/inad	-----	393.86
REM	Rear end protection missing	-----	393.86
VCA	Vehicle cab/hood not secured	-----	393.203
VFC	Vehicle frame cracked	Trans 305.54(2)	393.201
VGU	Vehicle general unsafe	-----	396.3a
VGW	Vehicle general violation	-----	396.3a

**LIGHTS**

L2I	Drive away/tow-away inoperative	347.16	393.17
L2M	Drive away/tow-away missing	347.16	393.17
L4I	4-way flashers inoperative	N/C	393.19
LBC	Improper back light color	347.07(2)	393.11
LCC	Clearance lamp/reflector color-illegal	347.17	393.11
LCI	Clearance lamp inoperative	347.16	393.20
LDI	Directional lamp inoperative	347.15(1)	393.19
LFC	Front: illegal color	347.07(2)	-----
LHD	Headlamps-failure to dim	347.12(1)	-----
LHI	Headlamps inoperative	347.09(1)	393.9h
LII	Identification marker lamp inoperative	347.16	393.11
LIM	Identification marker lamp missing	347.16	393.11
LMI	Marker lamp inoperative	347.16	393.11
LMM	Marker lamp missing	347.16	393.11
LRD	Rquired reflector defective	347.16	393.11
LRM	Rquired reflector missing	347.16	393.11
LSI	Stop lamp inoperative	-----	393.25f
LSO	Stop lamp obscured	347.14(2)	392.33

**LIGHTS (cont.)**

LTI	Tail lamp inoperative	-----	393.9t
LTO	Tail lamp obscured	-----	392.33

**MARKINGS**

VMC	Carrier city/state improperly displayed	Trans 302.04(1)	390.21
VMN	Carrier name improperly displayed	Trans 302.04(1)	390.21
VMI	Illegible/Inadequate	Trans 302.04(1)	390.21
VME	Empty weight	348.185	-----
VMO	Obsolete/not removed	Trans 302.09	-----
VMU	US DOT number improperly displayed	-----	390.21

**MISCELLANEOUS EQUIPMENT**

EOL	Engine oil leak	-----	396.5b
MGD	Mud guard damaged	347.46(2)	-----
MGL	Mud guard loose	347.46(2)	-----
MGM	Mud guard missing	347.46(2)	-----
SCI	Safety chains are inadequate	347.47(3)	-----
SCM	Safety chains are missing	347.47(3)	-----
SID	Speed indicator defective	347.41	393.82
WDM	Warning device missing	-----	393.95f

**STEERING/SUSPENSION**

SAA	Suspension: axle improper aligned	-----	393.207a
SAL	Shock absorber loose	Trans 305.57(2)>	393.207
SAM	Shock absorber missing	Trans 305.57(2)>	393.207
SBL	Steering box: loose	-----	393.209
SBX	Steering box: excess play	-----	393.209
SDX	Steering: drag link, excess play	N/C	396.3a1
SEC	Suspension: equalizer bar cracked	-----	393.207
SGD	Steering: general defect	N/C	396.3a1
SHC	Springs: hanger cracked	Trans 305.57(2)>	393.207
SLB	Springs: leaf broken	Trans 305.57(2)>	393.207
SPI	Slider pin improperly engaged	N/C	393.207b
SPX	Steering: pitman arm, excess play	N/C	393.209
STX	Steering: tie rod end, excess play	N/C	396.3a1
SUL	Springs: U-bolt loose	Trans 305.57(2)>	393.207

**TIRES/WHEELS**

TIF	Tire is flat	Trans 305.30	393.75f4
TRX	Tire rating exceeded	Trans 305.30	393.75f
TSB	Tire sidewall: bulge	Trans 305.30	396.3a1
TSX	Tire sidewall: exposed cord	Trans 305.30	393.75a
TT1	Tire tread: less than 1/32"	Trans 305.30	393.75c
TT2	Tire tread: less than 2/32"	Trans 305.30	393.75c
TT4	Tire tread: less than 4/32" steering tire	N/C	393.75b
TTM	Tire tread: missing pieces	Trans 305.30	396.3a1t
TTX	Tire tead: exposed cord	Trans 305.3	393.75a
WBB	Wheel: bolt broken	Trans 305.30(9)	393.205b
WBL	Wheel: bolt loose	Trans 305.30(9)	393.205b
WBM	Wheel: bolt missing	Trans 305.30(9)	393.205b
WFB	Wheel: fastener broken	N/C	393.205b
WFL	Wheel: fastener loose	Trans 305.30(9)	393.205b
WFM	Wheel: fastener missing	Trans 305.30(9)	393.205b
WHC	Wheel is cracked	Trans 305.30(9)	393.205a
WNL	Wheel: nut loose	Trans 305.30(9)	393.205b
WNM	Wheel: nut missing	Trans 305.30(9)	393.205b

**TRAFFIC ENFORCEMENT**

T55	Speeding: 55 mph	346.57(4)(h)	
T65	Speeding: 65 mph	346.57(4)(gm)	
TFC	Following too closely	346.14(2)(a)	
TLD	Unsafe lane deviation	346.13(1)	

**NOTE:** > refers to TRAILERS and SEMI-TRAILERS only  
N/C means "NOT COVERED" for heavy trucks, etc.

**VEHICLE (cont.)****WINDOWS**

		<b>MCIR</b>	<b>MCSAP</b>
WSC	Windshield cracked	Trans 305.34	393.60
WSO	Windshield obscured	Trans 305.34	393.60
WST	Windshield tinted	Trans 305.34	393.60
WWI	Windshield wipers inoperative	Trans 305.35(1)	393.78

**HEIGHT/LENGTH/WIDTH/TRAIN**

OHC	Over height combination	348.06(1)	-----
OHP	Over height permit/vio of cond	348.06(1)	-----
OHT	Over height trailer	348.06(1)	-----
OHV	Over height vehicle	348.06(1)	-----
OLC	Over length vehicle/load	348.07(1)	-----
OLF	Over length cargo beyond front of vehicle	348.10(1)	-----
OLK	Over length kingpin semi-trailer 53'	348.07(2)(gr)	-----
OLP	Over length permit/vio of cond	348.07(1)	-----
OLS	Over length semi-trailer	348.07(2)(g)	-----
OLT	Over length twin trailer	348.07(2)(g)	-----
OLV	Over length vehicle	348.07(1)	-----
OWC	Over width vehicle/load	348.05(1)	-----
OWP	Over width permit/vio of cond	348.05(1)	-----
OWS	Over width cargo beyond side of vehicle	348.09(1)	-----
OWV	Over width vehicle	348.05(1)	-----
VTI	Vehicle train is illegal	348.08	-----

**OVERLOADS**

OAA	Class A HWY automatic	348.15(3)c	-----
OAG	Class A HWY axle group	348.15(3)c	-----
OAS	Class A HWY single axle	348.15(3)(b)	-----
OAV	Class A HWY vehicle	348.15(3)c	-----
OBA	Class B HWY automatic	348.16(2)	-----
OBG	Class B HWY axle group	348.16(2)	-----
OBS	Class B HWY single axle	348.16(2)	-----
OBV	Class B HWY vehicle	348.16(2)	-----
OFA	Raw forest prod/automatic	348.15(3)(br)	-----
OFG	Raw forest prod/axle group	348.15(3)(br)	-----
OFR	Frozen road law	348.175	-----
OFS	Raw forest prod/single axle	348.15(3)(br)	-----
OFV	Raw forest prod/vehicle	348.15(3)(br)	-----
OMA	Milk hauler automatic	348.15(3)(bg)	-----
OMG	Milk hauler axle group	348.15(3)(bg)	-----
OMS	Milk hauler single axle	348.15(3)(bg)	-----
OMV	Milk hauler vehicle	348.15(3)(bg)	-----
OPS	Posted single axle	348.17(1)	-----
OPV	License posted whole vehicle	348.17(1)	-----
ORV	License overload	341.04(2)	-----
OS1	Septage single axle	348.15(3)(bv)	-----
OS2	Septage axle group	348.15(3)(bv)	-----
OS3	Septage vehicle	348.15(3)(bv)	-----
OSA	Scrap hauler automatic	348.15(3)(br)	-----
OSG	Scrap hauler axle group	348.15(3)(br)	-----
OSS	Scrap hauler single	348.15(3)(br)	-----
OSV	Scrap hauler vehicle	348.15(3)(br)	-----

**PERMITS/AUTHORITY**

IFM	No insurance on file	194.41(1)	-----
PAR	No for-hire authority/regulated commodities	194.34(1)	-----
PAX	No for-hire authority/exempt commodities	194.34(1)	-----
PHF	Single state reg. receipt not carried/ no for-hire permit	Trans 177.10(4)	-----
PIC	Permit/IFTA not carried	341.45(5g)	-----
PIM	No valid IFTA license	347.45(5g)	-----
PLF	Permit/lessor fees not paid	194.04(3)c	-----
PLH	Lease (for hire) not carried	Trans. 177.07(4)	-----

**PERMITS/AUTHORITY (cont.)**

		<b>MCIR</b>	<b>MCSAP</b>
PLP	Lease (private) not carried	Trans 150.03(3)	-----
POC	Oversize permits not carried	348.28(1)	-----
PRC	Rental contract not carried	Trans 175.04(4)	-----
PWC	Permit /no WI fuel tax carried	341.45(5G)	-----
PWM	No valid WI fuel tax license	341.45(5G)	-----

**REGISTRATION**

FFS	File false statement with DMV	345.17	-----
RCC	Registration card not carried	341.11(4)	-----
RDU	Improper use of farm plate	341.55	-----
RFU	Farm plates used improperly	341.045	-----
RHI	Heavy vehicle improper	341.04(1)	-----
RHM	Non registration >10,000 lbs.	341.04(1)	-----
RHX	Heavy vehicle expired	341.04(1)	-----
RLI	Light vehicle improper	341.04(1)	-----
RLM	Non registration <10,000 lbs.	341.04(1)	-----
RLX	Light vehicle expired	341.04(1)	-----
RPA	Plate attached improperly	341.15(2)	-----
RPF	False evidence of registration	341.62	-----
RPI	Improper evidence of registration	341.61(2)	-----
RPM	Failure to display reg plate	341.15(1)	-----
RTT	Failure to transfer title	342.15(2)(a)	-----
RVI	VIN plate illegible	Trans 305.06	-----
RVM	VIN plate damaged/missing	Trans 305.06	-----

**TRANS ORDERS TO MCSAP****TRANS 325 INTERSTATE**

Part 390 General	Trans 325.01(1)
Part 391 Driver Qualifications	Trans 325.01(2)
Part 392 Driving	Trans 325.01(3)
Part 393 Parts and Accessories	Trans 325.01(4)
Part 395 Hours of Service	Trans 325.01(5)
Part 396 Inspections, Repair, Maintenance	Trans 325.01(6)
Part 397 Driving and Parking (HAZMAT)	Trans 325.01(7)

**TRANS 326 INTERSTATE**

Part 107 HazMat Program Procedures	Trans 326.01(1)
Part 171 HazMat Regulations	Trans 326.01(2)
Part 172 HazMat Tables & HazMat Communications Regs	Trans 326.01(3)
Part 173 General Requirements for Shipments & Packages	Trans 326.01(4)
Part 177 Carriage by Public Highway	Trans 326.01(5)
Part 178 Shipping Container Specifications	Trans 326.01(6)

**TRANS 327 INTRASTATE**

Part 390 General	Trans 327.03(1)
Part 391 Driver Qualifications	Trans 327.03(2)
Part 392 Driving	Trans 327.03(3)
Part 393 Parts and Accessories	Trans 327.03(4)
Part 396 Inspections, Repair, Maintenance	Trans 327.03(5)
Part 397 Driving and Parking Hours of Service	Trans 327.03(6)
	Trans 327.05

**TRANS 328 INTRASTATE**

Part 171 HazMat Regs	Trans 328.03(1)
Part 172 HazMat Tables & HazMat Communications Regs	Trans 328.03(2)
Part 173 General Requirements for Shipping & Packaging	Trans 328.03(3)
Part 177 Carriage by Public Highway	Trans 328.03(4)
Part 180 Continuing Qualifications and Maintenance of Packagings	Trans 328.03(5)

**COMMODITY NUMBERS**

1	Agricultural lime, fertilizer, animal feed
2	Building/Highway
3	Dairy products
4	Food for human consumption
5	Garbage and refuse
6	General freight
7	Hazardous material
8	Livestock
9	Machinery/Equipment
10	Manufactured products
11	Motor vehicles
12	Paper products
13	Petroleum fuels and lubricating products
14	Steel and metals
15	Unmanufactured agricultural commodities
16	Unmanufactured forest products
17	Passengers

**HAZARDOUS MATERIALS**

Explosives 1.1	A or 1.1
Explosives 1.2	A or 1.2
Explosives 1.3	B or 1.3
Explosives 1.4	C or 1.4
Explosives 1.5	S or 1.5
Explosives 1.6	C or 1.6
Flammable Gas	F or 2.1
Nonflammable Gas	G or 2.2
Poisonous Gas	J, 2.3 or 6.1
Flamm/Comm Liq	L or 3
Flammable Solid	E or 4.1
Sport Combustible	4.2
Dangerous w/Wet	4.3
Oxidizer	I or 5.1
Organic Peroxide	N or 5.2
Poisonous Material	J, K, 2.3 or 6.1
Infectious Substance	R or 6.2
Radioactive Material	M or 7
Corrosive Material	H or 8
Miscellaneous HM	Class 9

**PREVIOUS CONVICTIONS**

A	Axle/Axle Group Overload
D	Defective/Deficient Equipment
E	Empty Weight Marking
H	Overheight
L	Overlength
P	Oversized/Length permit not carried
R	Refuse to weigh or reload
S	Special/Seasonal Weight Violations
T	Illegal Vehicle Train
W	Overwidth

**PROGRAM NUMBERS**

101	MCIR issued as result of MCSAP
102	Transp of hay/draught relief
103	MCSAP Post-Accident Inspection
106	International CMV safety check
107	MCSAP random sample
111	Covert activities/overtime & regular time
112	Size/Wt Safety Inspection
113	Trooper laser speed probable cause stop
114	Check for alcohol/drugs

**FUEL TAX REGISTR REQUIREMENTS  
NON-RESIDENT VEHICLES**

If vehicle is:

1. A motor vehicle having 2 axles and a gross vehicle weight exceeding 26,000 lbs, or.....
2. A motor vehicle having 2 axles and registered at a gross vehicle weight exceeding 26,000 lbs, or.....
3. A motor vehicle having 3 or more axles, regardless of weight, or.....
4. A motor vehicle used in combination with another vehicle when the gross vehicle weight of the combination exceeds 26,000 lbs.....

A & B  
ARE REQUIRED

**A-Fuel Tax Requirements**

One of the following must be obtained:

1. International Fuel Tax Agreement.
2. WI Fuel Tax.
3. 72 Hr. Trip Permit.

**B-Registration Requirements**

One of the following must be obtained:

1. Apportioned Registration (IRP).
2. WI-Base Registration Plates.
3. 72 Hr. Trip Permit.
4. Reciprocity Agreement between WI and the state or province in which the vehicle is registered.

**GROSS WT. DESIGNATOR**

Plate Type	Gross Weight
A	4,500
B	6,000
C	8,000
X	10,000
D	12,000
E	16,000
F	20,000
G	26,000
H	32,000
J	38,000
K	44,000
L	50,000
M	54,000
N	56,000
P	62,000
Q	68,000
R	73,000
S	76,000
T	80,000

**CDL CLASSES**

CLASS A-Any combination of vehicles(GVWR) over 26,000 lbs. provided GVWR of towed vehicles is over 10,000 lbs. (GCWR, actual, or registered weight-WI licensed drivers.)

CLASS B-Any single vehicle GVWR over 26,000 lbs. or such vehicle towing a vehicle under 10,001 lbs. GVWR. (GVWR, actual, or registered weight-WI licensed drivers.)

Class C-Any single vehicle or combination of vehicles that does not meet the definition of CLASS A or Class B but is designed to transport 16 or more passengers including the driver, or is placarded for hazardous materials. Requires P, H, or X endorsement

**APPROXIMATE MATERIAL WEIGHTS**

Building Supplies		Lbs/Cu Ft	Lbs/Cu/yd
Asphalt -	Brick	125	3,375
	Lumps	85	2,300
	Paving	100	2,700
Clay -	Dry Lumps	85	2,300
	Wet Lumps	110	2,970
	Wet Packed	135	3,650
	Fire	125	3,375
Concrete -	Cinder or Slag	120	3,250
	Gravel or Stone	150	4,050
	Ave Wet Mix	138	3,730
Crushed -	Average	100	2,700
Stone	3/4" Stone	118	3,200
Earth -	Loose	76	2,050
(Loam)	Shaken	87	2,350
	Packed	95	2,565
	Moist	100	2,700
	Wet	125	3,375
Gravel -	Dry	95	2,565
	Wet	125	3,375
Granite -	Solid	175	4,725
	Crushed	96	2,590
Greenstone -	Solid	187	5,050
	Crushed	107	2,900
Limestone -	Solid	166	4,480
	Crushed	95	2,565
Marble -	Solid	165	4,455
	Crushed	95	2,565
Rip-Rap Stone -		65	1,750
Crushed Rock (Ave) -		100	2,700
Sand/Fine -	Dry	110	2,970
	Wet	125	3,375
Sand/Grse -	Dry	95	2,565
	Wet	120	3,240
Sandstone -	Solid	147	3,970
	Crushed	86	2,325
Shale -	Solid	172	4,645
	Crushed	92	2,485
Silica -		135	3,650
Slag -	Solid	175	4,755
	Crushed	75	2,025
	Screenings	100	2,700
Slate -		175	4,725
Soapstone -		169	4,565
Grain		Lbs per Bushel	
Com -	Shelled	56	
	Ear	35	
Sweet Corn/Green		43	
Wheat		60	
Oats		38	
Rye		56	
Soybeans		60	
Lumber - Air Dried		Lbs/Cu Ft	Lbs/1,000 Bd Ft
(Kiln-dried lumber averages 10-15% less than air dried, and green lumber averages 40-50% more than air dried lumber.)			
Ash -	Black, Red	40	3,330
	White	46	3,830
Basswood -		30	2,500
Elm -	Soft	38	3,170
	Rock	45	3,750
Maple -	Hard	44	3,670
	Soft	34	2,830
Oak -	Black, Red	42	3,500
	White	48	4,080
Pine -	Red	30	2,500
	White	26	2,170
Poplar -		27	2,250
Liquids		Lbs/Cu Ft	Lbs/Gallon
Acetone -		50	6.6
Alcohol, Commercial -		51	6.8
Asphalt, Hot Oil -		71	9.5
Crude Oil -		56	7.5
Fuel Oil -	Diesel	52	7.0
	Furnance	56	7.5
Gasoline -		45	6.0
Milk (Bulk) -		64	8.6
Kerosene -		50	6.6
Petroleum -		56	7.5
Water (Fresh) -		63	8.4

**Krause, Sheri**

**From:** Brumund, Lorelee  
**Sent:** Tuesday, March 30, 1999 11:02 AM  
**To:** Krause, Sheri  
**Subject:** RE: state and federal lighting regulations

We are here to help....

MCSAP stands for Motor Carrier Safety Assistance Program - federal program that reimburses states (at an 80% level)

for the provision of motor carrier (commercial truck) safety activities including commercial vehicle inspections and

general motor carrier enforcement activities conducted by State Patrol Inspectors and Troopers.

MCIR stands for Motor Carrier Inspection Reports - reports that Inspectors and Troopers write when they have inspected

a motor carrier; the reports may be retained by DOT or sent to the federal government if they pertain to

MCSAP issues.

**Krause, Sheri**

**From:** Clark, Julie  
**Sent:** Tuesday, April 06, 1999 2:08 PM  
**To:** Nilsen, Paul; Maassen, Joe; Walheim, Lyle; Huxtable, Sandra  
**Cc:** Rep.Brandemuehl  
**Subject:** RE: HazMat transporting

Paul: I have reviewed the draft and it looks fine to me. I'll respond to your questions as you ask them:

Par. 2 - Sandy/Lyle is the def. as amended (340.01(72m) ok as amended? It looks fine to me, but you need to approve it because you enforce it....

Making Class C vehicles trans. HM requiring placarding and Class D, those that do not require placarding is fine.

Par 3. Insurance requirement....the HM requiring placarding is only a CDL issue, not relating to the insurance requirements in 194.41' (6)(b)....that section does not have to be amended.

Par. 4 The UTC only needs to identify those drivers who are transporting HM requiring placarding.....not any others. Your amendment to 345.11(2m)(b) is fine.

THanks//Julie

-----Original Message-----

**From:** Nilsen, Paul  
**Sent:** Tuesday, April 06, 1999 1:24 PM  
**To:** Maassen, Joe; Clark, Julie; Walheim, Lyle; Huxtable, Sandra  
**Cc:** Rep.Brandemuehl  
**Subject:** HazMat transporting

<< File: 99a0265/1 >> << File: 99a0265/1dn >>

Here is the amendment to the CDL remedial bill, AB57. I spoke with Lt. Walheim yesterday to clarify the intent of the amendment. As I understand the intent, the goal of this amendment is to retain current statutory requirements that apply only to vehicles transporting hazmat in such quantity that the vehicles require placarding, while still keeping DOT's authority under s. 346.45 broad enough so that DOT may regulate vehicles transporting smaller quantities or concentration of hazmat.

Please review this amendment section by section to determine whether it treats current law as you intend.

Although this amendment changes the definition in s. 340.01 (72m), stats., which is incorporated by reference into Trans. 328, I don't think that change affects that rule, since "transporting hazardous materials" is not used in trans 326 or 328 (the term is used in Trans 327). However, if you feel this amendment is necessary, you might want to create 2 definitions in s. 340.01, one for "hazardous materials" (materials listed in the federal schedule), which term is used in Trans. 326 and 328, and one for "transporting hazardous materials requiring placarding" (transporting haz. mat, as defined, that requires placarding under federal law). Under this approach, Trans. 326, 327 and 328 will retain a useful definition of haz. mat. that is broader than current s. 340.01 (72m).

Note that "transporting hazardous materials" is also used in chs. Trans 102, 176 and 327.

The language in Trans. 327.09 (3) suggests to me that this amendment may not be necessary, since the statutes are internally consistent and the rules do not seem to rely on the statutory definitions to distinguish between vehicles that must be placarded and those that do not.

I understand Rep. Brandemuehl wants to exec on this amendment this Thursday, April 8.

Please let me know if you have any questions or if changes are necessary.

Paul E. Nilsen  
(608) 261-6926  
Legislative Attorney  
State of Wisconsin



**DAVID BRANDEMUEHL**

**State Representative  
49th Assembly District**

TO: All Legislators

FROM: Rep. David Brandemuehl

DATE: December 17, 1998

RE: Co-sponsorship of **LRB 0385/3**, eligibility to operate commercial motor vehicles and the transport of hazardous materials.

*Off Gotsch  
Kebo  
Sykora*

*M. Lehman  
Turner*

*M. Farrow  
Breske  
Darling*

*Hahn  
Olson  
Albers  
Ryba*

I am introducing LRB 0385/3 to change the effective date of Commercial Driver Licensing (CDL) disqualifications and to bring the State of Wisconsin up-to-date with the new federal requirements regarding transporting hazardous materials.

The Commercial Motor Vehicle Safety Act requires states to administratively disqualify commercial drivers for 60 days when they have been convicted of 2 serious traffic violations, such as speeding in excess or passing illegally, within a 3-year period. The disqualification period starts when the Wisconsin Department of Transportation is notified of the conviction. Since this can take 45 days or more, in some cases, the driver is notified of the disqualification close to the end of the disqualification period. This can also mean that some employers have drivers operating who are actually under disqualification, without the employer knowing about it.

Changing the effective date of the disqualification period to the date that the DOT notifies the operator will ensure that the drivers are properly notified of the disqualification and the duration. The drivers, in turn, are required to notify their employers.

LRB 0385/3 will also change the definition of "transporting hazardous materials" to make it consistent with the federal definition which was changed on October 1, 1991 to adopt the international standards for classification of hazardous materials. This change will not have an impact on any drivers.

The analysis for this bill is printed on the reverse side. If you are interested in co-sponsoring **LRB 0385/3**, please contact my office at 266-1170 by **January 15, 1999**.

*Analysis by the Legislative Reference Bureau*

Current law requires the disqualification of a person licensed to drive a commercial motor vehicle upon conviction of that person for committing certain major traffic-related offenses or for violating other requirements related to operating a commercial motor vehicle. No person may drive a commercial motor vehicle during a period of disqualification. This bill specifies that, except for 24-hour disqualifications, the period of disqualification begins on the date that the department of transportation notifies the operator of the disqualification, instead of commencing on the date of conviction for the offense giving rise to the disqualification.

The bill also changes the definition of "transporting hazardous materials" so that provisions of law applicable to transporting hazardous materials apply only to vehicles that are required to be placarded under federal law.

**Krause, Sheri**

**From:** Clark, Julie [julie.clark@dot.state.wi.us]  
**Sent:** Thursday, December 17, 1998 3:58 PM  
**To:** Krause, Sheri  
**Subject:** RE: LRB 0385/3

Sheri:

LRB 385/3 is a request from DOT to make some refinements in our present CDL (Comercial Driver Licensing) law so that it is up to date with the federal requirements.

It will:

- 1) Bring the definition of Hazardous materials (HM) up to date with the federal definition. The federal definition was amended in 1991 and our law was never changed. The change will not have an impact on any drivers. It changed the way certain HM were classified and placarded. It is more of a technical than substantive change.
- 2) Require DMV to order a CDL disqualification even when the time period has expired.
- 3) Make the disqualification order effective on the date we mail the order.

FHWA requires CMV drivers to be disqualified for certain serious offenses regardless of the time period. For example, a driver convicted for 2 "speeding in excess" violations will be ordered to be disqualified for 60 days. Some drivers were disqualified on the date of the 2<sup>nd</sup> conviction, but were not notified by DMV because we did not receive the conviction until several days/weeks later. By the time we entered the conviction and sent out the orders, some of the disqualification time period was almost over. It also caused some employers to have drivers operating who were actually under disqualification, without the employers knowing about it. The change in 2 & 3 will ensure drivers are notified of the disqualification and the duration. The drivers, in turn, are required to notify their employers.

Please let me know if you have questions re. this.

Were you going to be asking Senator Breske to co-sponsor this?

thanks//Julie

-----Original Message-----

**From:** Krause, Sheri [mailto:Sheri.Krause@legis.state.wi.us]  
**Sent:** Wednesday, December 16, 1998 1:55 PM  
**To:** 'jclark2@mail.state.wi.us'  
**Subject:** LRB 0385/3

Julie -

I'm trying to write a memo for co-sponsorship of LRB 0385/3 re: the transport of hazardous materials. Could you send me info on why we need this legislation? Thanks

Sheri

*draft together*

WISCONSIN DEPARTMENT OF TRANSPORTATION  
LEGISLATIVE PROPOSAL FORM  
BUDGET ~~(NON-BUDGET)~~  
99-01

SHORT TITLE OF ISSUE: CDL(Commercial Driver's License) Compliance relating to CDL Disqualifications and the Definition of Hazardous Materials

DIVISION(S): DMV	DIVISION ADMINISTRATORS' SIGNATURES: 
DATE: August 13, 1998	
OPB CONTACT PERSON Lis Gorenstein:	6-0179
LEAD DIVISION CONTACT PERSON: Julie Clark	6-2239
OGC CONTACT PERSON: Joe Maassen	6-7364

DEFINE PROBLEM PRECISELY

In our CDL Compliance review for 1998, FHWA recommends we amend 2 sections of our CDL law:

1) 343.06(2) relating to disqualification for serious traffic violations

The Commercial Motor Vehicle Safety Act (CMVSA) requires states to disqualify commercial drivers when they have been convicted of 2 serious traffic violations, such as speeding in excess or passing illegally. Our present law says the department shall disqualify for these offenses "unless the required period of disqualification has already expired." They also recommend the effective date for these orders begin on the date we send the order rather than upon convictions date to prevent drivers from receiving the disqualification order during or close to the end of the disqualification time.

2) 340.01(72m) the definition of "transporting hazardous materials"

This definition is outdated. FHWA changed the definition of hazardous materials on October 1, 1991 when the International standards for classification of hazardous materials was adopted by the US.

PROPOSED SOLUTION

1) Amend s.343.06(2) to delete the language "unless the required period of disqualification has already expired." and add new language to make the disqualification order effect on the date DMV sends the order.

2) Amend 340.01(72m) with the current definition of hazardous materials as listed in 49CFR part 172.504 (placarding) and 49CRF 173.2 .

Carson  
Non budget

## FINDINGS AND RESOLUTIONS

### 1). Disqualification of Drivers.

**Finding:** The State period of disqualification period for violations set forth in State Statutes are the same as those in 49 CFR part 383. When a CDL driver is convicted of a second serious traffic violation in a three year period the driver is administratively disqualified for 60 days. The disqualification period starts when WisDOT is notified of the conviction. **This could take 45 days or more. In some cases the driver is notified of the disqualification close to the end of the disqualification period.**

This driver disqualification delay was also discovered during the Program Review conducted November 30, 1995. During the June 9, 1998 Program Review, Julie Clark stated that "after the last review their department tried to fix the problem by attaching the new statute language to our budget as one of the budget items." "The budget item did not pass." Ms. Clark stated that, "her department will be entering the statute language as a non budgetary item for the next legislative session stating on January 1, 1999".

**Recommendation:** Wisconsin should institute a policy that would provide for disqualification for the full period beginning on the date the notification is sent to the driver.

### 2). Additional CDL Requirements for Wisconsin residents.

**Finding:** 49CFR part 383.5 requires the operator of a CMV to possess a CDL when the vehicle has:

- 1). Gross vehicle weight rating(GVWR) or combination weight rating of 26,001 lbs or more.
- 2). Placarded amounts of hazardous materials (as defined in 49CFR part 172)
- 3). A vehicle designed to transport more than 15 persons.

In addition to the requirements listed in 49CFR part 383. Wisconsin requires resident licensed operators to possess CDLs when the gross vehicle weight(GVW) is 26,001lb or more and/or the vehicle licensed weight is 26,001 lbs or more.

**Recommendation:** Since Wisconsin honors the non-resident CDL requirements, this does not appear to be an issue. Wisconsin has expanded the definition of a CMV for its residents.

### 3). Wisconsin definitions of Placarded amounts of Hazardous Materials.

State Statute ss.343.04(2)a defines a "Hazardous materials transporter" as: "...vehicles transporting hazardous materials."

State Statute 340.01(72m) defines "Transporting hazardous material" as: "(a) Transporting any quantity of a material classified as a A or B explosive, poison gas or "poison A", radioactive materials or flammable solid "dangerous when wet" or "flammable W" in the hazardous Materials table, 49CFR 172.101.

(b) Transporting in aggregate total of 1,000 pounds or more of one or more materials classified as a class C explosive, blasting agent, non flammable gas, combustible liquid, flammable liquid, flammable solid, oxidizer, organic peroxide, poison or "poison B", corrosive material, or irritating materials in the Hazardous Materials table, 49CFR 172.101.....

- The definition of the hazardous materials class as defined in ss. 340. 72m is outdated. The definitions were changed as of October 1, 1991, when the United Nations International standards for classification of hazardous materials was adopted by the United States.
- There is no cross-reference between the definition of "Transporting hazardous materials" in ss.340.01(72m) and "Hazardous materials transporter in ss.343.04.

The Wisconsin Department of Motor Vehicles has clarified the 10/01/91, definition of a hazardous materials and the requirements for transporting placarded amounts of hazardous materials in their Commercial Driver's Manual.

**Recommendation:** Wisconsin should adopt the current definition of hazardous material classes as listed in 49CFR part 172.504 (placarding) and 49CFR 173.2. (Example A or B explosives are now classed as 1.1, 1.2 or 1.3), and adopt the definition of what a "placarded amount of hazardous material is" (see 49CFR 172.504) in the "Words and phrases defined" section of ss.343.01.

#### 4). Wisconsin Commercial Driver's Manual (CDM) (Volume 1 and 2) and CDL knowledge tests

- The Wisconsin CDM is missing one requirements of 49CFR part 383. 383.131(a)(1) Requires that the state CDL manual include information on implied consent to alcohol testing. State Statute ss.343.315 is the implied consent law, however implied consent is not defined in the CDM.
- The Wisconsin CDL knowledge test is missing three requirements of 49CFR part 383 to obtain a Tank Endorsement or Hazardous Materials Endorsement.
  - 1). 383.119(g) Proper use of emergency systems. (See 49CFR part 177.816, 177.834)
  - 2). 383.119(h) For drivers of DOT specification tank vehicles, retest and marking requirements. (See 49CFR part 180.407)

Wisconsin uses Version 3.1 of the Essex Test written tests. The version that Wisconsin is using does not include questions on the DOT specification tank vehicle retest and marking requirements and cargo tank emergency shut off equipment and procedures.

**Recommendation:** Wisconsin should add hazardous material cargo tank testing and inspection and emergency shut-off questions to it's written tests and add hazardous material cargo tank questions and information and the implied consent notice to it's CDL Driver's Manual.



## **BILL SUMMARY**

**AB 57: CDL & HazMat Transporting Bill**

**Date:** May 12, 1999

### **BACKGROUND**

Under the Commercial Motor Vehicle Safety Act, states are required to administratively disqualify commercial drivers for 60 days when they have been convicted of 2 serious traffic violations, such as speeding in excess or passing illegally, within a 3-year period. Since it can be days or weeks before the Department of Transportation (DOT) is notified of the second conviction, drivers are sometimes not notified of the disqualification by DOT until close to the end of the 60-day disqualification period. This can also mean that employers may have drivers operating who are actually under disqualification without their knowledge.

In addition, the federal government updated its definition of "transporting hazardous materials" on October 1, 1991, in order to adopt the international standards for classification of hazardous materials. Wisconsin has not yet changed its definition of "transporting hazardous materials" to make it consistent with the new federal definition.

### **SUMMARY OF AB 57 (AS AMENDED BY COMMITTEE)**

Assembly Bill 57 changes the effective date of the disqualification period to the date that the DOT notifies the operator. The drivers, in turn, are required to notify their employers. AB 57 also updates the state's definition of "transporting hazardous materials" to make it consistent with the new federal definition.

### **AMENDMENTS**

**Assembly Amendment 1** to Assembly Bill 57 is a technical amendment that creates a new definition of "transporting hazardous materials requiring placarding" and substitutes that term for existing uses of "transporting hazardous materials." [adopted 15-0-2 (Rep. Huebsch and Rep. Gronemus were absent)].

### **FISCAL EFFECT**

A fiscal estimate prepared by the Department of Transportation indicates that there is no fiscal effect.

### **PROS**

1. By changing the effective date of the disqualification period, AB 57 will better ensure that drivers are properly notified of the disqualification and are not operating for a full 60 days.
2. Updating the definition of "transporting hazardous materials" is long overdue and will not impact drivers since they are already required to follow federal guidelines.

### **CONS**

1. None.

### **SUPPORTERS**

Rep. David Brandemuehl, author; Sen. Roger Breske, lead co-sponsor; Julie Clark, Department of Transportation.

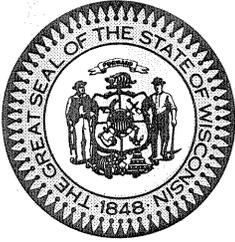
### **OPPOSITION**

No one testified or registered in opposition to AB 57.

### **HISTORY**

Assembly Bill 57 was introduced on January 21, 1999, and referred to the Assembly Committee on Transportation. A public hearing was held on February 25, 1999. On April 22, 1999, the Committee voted 15-0-2 [Rep. Huebsch and Rep. Gronemus were absent] to recommend passage of AB 57 as amended.

**CONTACT:** Sheri Krause, Office of Rep. David Brandemuehl



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## DAVID BRANDEMUEHL

*State Representative  
49th Assembly District*

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TO: All Senators  
FROM: Rep. David Brandemuehl  
DATE: March 13, 2000  
RE: Assembly Bill 57

Assembly Bill 57 has been scheduled for Senate action on Tuesday, March 14. AB 57 would change the effective date of Commercial Driver Licensing disqualifications and bring Wisconsin up-to-date with the federal requirements regarding transporting hazardous materials.

The federal Commercial Motor Vehicle Safety Act requires states to administratively disqualify commercial drivers for 60 days when they have been convicted of 2 serious traffic violations, such as speeding in excess or passing illegally, within a 3-year period. Since it can be days or weeks before the Department of Transportation is notified of the second conviction, drivers are sometimes not notified of the disqualification by DOT until close to the end of the 60-day disqualification period.

AB 57 changes the effective date of the disqualification period to the date that the DOT notifies the operator. This will ensure that the drivers are properly notified of the disqualification and its duration. The drivers, in turn, are required to notify their employers.

AB 57 also changes the definition of "transporting hazardous materials" to make it consistent with the federal definition which was adopted on October 1, 1991, according to the international standards for classification of hazardous materials. Assembly Amendment 1 to AB 57 is a technical amendment creating a new definition of "transporting hazardous materials requiring placarding." These changes are long overdue and will not impact drivers since they are already required to follow federal guidelines.

I respectfully request your support for AB 57 as amended. Thank you.

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**Committee Memberships:**

Transportation (Chair); Education; Highway Safety; Natural Resources; Urban & Local Affairs; Rustic Roads Board; Transportation Projects Commission

**Office:** P.O. Box 8952 • Madison, Wisconsin 53708-8952 • (608) 266-1170 • Rep.Brandemuehl@legis.state.wi.us

**Home:** 13081 Pine Road • Fennimore, Wisconsin 53809 • (608) 822-3776

**Toll-Free:** (888) 872-0049 • **Fax:** (608) 282-3649

LRB or Bill No./Adm. Rule No.  
LRB-0385/3

Amendment No. if Applicable

ORIGINAL       UPDATED  
 CORRECTED       SUPPLEMENTAL

FISCAL ESTIMATE  
DOA-2048 N(R1298)

Subject

Commercial motor vehicles transporting hazardous materials

Fiscal Effect

State:  No State Fiscal Effect

Check columns below only if bill makes a direct appropriation  
or affects a sum sufficient appropriation.

Increase Costs - May be possible to Absorb  
Within Agency's Budget  Yes  No

Increase Existing Appropriation       Increase Existing Revenues  
 Decrease Existing Appropriation       Decrease Existing Revenues  
 Create New Appropriation

Decrease Costs

Local:  No local government costs

1.  Increase Costs  
     Permissive       Mandatory  
2.  Decrease Costs  
     Permissive       Mandatory

3.  Increase Revenues  
     Permissive       Mandatory  
4.  Decrease Revenues  
     Permissive       Mandatory

5. Types of Local Governmental Units Affected:  
 Towns       Villages       Cities  
 Counties       Others \_\_\_\_\_  
 School Districts       WTCS Districts

Fund Sources Affected

GPR  FED  PRO  PRS  SEG  SEG-S

Affected Ch. 20 Appropriations

Assumptions Used in Arriving at Fiscal Estimate

No fiscal effect on the Department of Transportation

Long-Range Fiscal Implications

Agency/Prepared by: (Name & Phone No.)  
DOT: Julie Clark, 266-2239

Authorized Signature/Telephone No.  
Roger D. Cross 266-2233

Date  
12/15/98

# FISCAL ESTIMATE WORKSHEET

1999 Session

Detailed Estimate of Annual Fiscal Effect  
DOA-2047 (R1298)

ORIGINAL  
 CORRECTED

UPDATED  
 SUPPLEMENTAL

LRB or Bill No./Adm. Rule No.  
LRB-0385/3

Amendment No.

Subject

I. One-time Costs or Revenue Impacts for State and/or Local Government (do not include in annualized fiscal effect):  
Commercial motor vehicles transporting hazardous materials

II. Annualized Costs:

	Annualized Fiscal impact on State funds from:	
	Increased Costs	Decreased Costs
<b>A. State Costs by Category</b>		
State Operations - Salaries and Fringes	\$	\$ -
(FTE Position Changes)	( FTE)	(- FTE)
State Operations - Other Costs		-
Local Assistance		-
Aids to Individuals or Organizations		-
<b>TOTAL State Costs by Category</b>	<b>\$ 0</b>	<b>\$ -0</b>
<b>B. State Costs by Source of Funds</b>		
GPR	\$	\$ -
FED		-
PRO/PRS		-
SEG/SEG-S		-
<b>III. State Revenues - Complete this only when proposal will increase or decrease state revenues (e.g., tax increase, decrease in license fee, etc.)</b>		
GPR Taxes	\$	\$ -
GPR Earned		-
FED		-
PRO/PRS		-
SEG/SEG-S		-
<b>TOTAL State Revenues</b>	<b>\$ 0</b>	<b>\$ -0</b>

**NET ANNUALIZED FISCAL IMPACT**

	STATE	LOCAL
NET CHANGE IN COSTS	\$0.00	\$
NET CHANGE IN REVENUES	\$0.00	\$

Agency/Prepared by: (Name & Phone No.)  
DOT: Julie Clark, 266-2239

Authorized Signature/Telephone No. 266-2233

Date  
12/15/98

*Raymond C. ...*

LRB or Bill No./Adm. Rule No.  
LRB-0385/3 **AB57**  
Amendment No. if Applicable

ORIGINAL       UPDATED  
 CORRECTED       SUPPLEMENTAL

FISCAL ESTIMATE  
DOA-2048 N(R1298)

Subject  
Commercial motor vehicles transporting hazardous materials

Fiscal Effect

State:  No State Fiscal Effect

Check columns below only if bill makes a direct appropriation  
or affects a sum sufficient appropriation.

Increase Costs - May be possible to Absorb  
Within Agency's Budget     Yes     No  
  
 Decrease Costs

Increase Existing Appropriation       Increase Existing Revenues  
 Decrease Existing Appropriation       Decrease Existing Revenues  
 Create New Appropriation

Local:  No local government costs

1.  Increase Costs  
     Permissive     Mandatory  
2.  Decrease Costs  
     Permissive     Mandatory  
3.  Increase Revenues  
     Permissive     Mandatory  
4.  Decrease Revenues  
     Permissive     Mandatory  
5. Types of Local Governmental Units Affected:  
     Towns       Villages       Cities  
     Counties     Others \_\_\_\_\_  
     School Districts     WTCS Districts

Fund Sources Affected

GPR    FED    PRO    PRS    SEG    SEG-S

Affected Ch. 20 Appropriations

Assumptions Used in Arriving at Fiscal Estimate  
No fiscal effect on the Department of Transportation

Long-Range Fiscal Implications

Agency/Prepared by: (Name & Phone No.)  
DOT: Julie Clark, 266-2239

Authorized Signature/Telephone No.  
Roger D. Cross    266-2233

Date  
12/15/98

**FISCAL ESTIMATE WORKSHEET**

**1999 Session**

Detailed Estimate of Annual Fiscal Effect  
DOA-2047 (R1298)

ORIGINAL     CORRECTED     UPDATED     SUPPLEMENTAL

LRB or Bill No./Adm. Rule No.  
LRB-0385/3

Amendment No.

Subject

**I. One-time Costs or Revenue Impacts for State and/or Local Government (do not include in annualized fiscal effect):**  
Commercial motor vehicles transporting hazardous materials

II. Annualized Costs:	Annualized Fiscal impact on State funds from:	
	Increased Costs	Decreased Costs
<b>A. State Costs by Category</b>		
State Operations - Salaries and Fringes	\$	\$ -
(FTE Position Changes)	( FTE)	(- FTE)
State Operations - Other Costs		-
Local Assistance		-
Aids to Individuals or Organizations		-
<b>TOTAL State Costs by Category</b>	<b>\$ 0</b>	<b>\$ -0</b>
<b>B. State Costs by Source of Funds</b>		
GPR	\$	\$ -
FED		-
PRO/PRS		-
SEG/SEG-S		-
<b>III. State Revenues - Complete this only when proposal will increase or decrease state revenues (e.g., tax increase, decrease in license fee, etc.)</b>		
GPR Taxes	\$	\$ -
GPR Earned		-
FED		-
PRO/PRS		-
SEG/SEG-S		-
<b>TOTAL State Revenues</b>	<b>\$ 0</b>	<b>\$ -0</b>

**NET ANNUALIZED FISCAL IMPACT**

	STATE	LOCAL
NET CHANGE IN COSTS	\$0.00	\$
NET CHANGE IN REVENUES	\$0.00	\$

Agency/Prepared by: (Name & Phone No.) DOT: Julie Clark, 266-2239	Authorized Signature/Telephone No. <i>Julie Clark</i> 266-2233	Date 12/15/98
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**Clark, Julie**

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**To:** sheri.krause@legis.state.wi.us  
**Subject:** AB 57 - simple amendment

The Transportation Roadbuilders pointed out a problem with Section 1 of AB 57. The definition would exclude many HM haulers, if it is not amended....

Suggested drafting for simple amendment:

On page 2, Line 3, after the word "vehicle" insert a period and delete the balance of the sentence on lines 3 and 4.

Create a new section to read, "s.343.01( ) "transporting hazardous materials requiring placarding" means transporting hazardous materials that are required to be placarded as provided in 49 CFR 172.504."

WISCONSIN CDL DISQUALIFICATIONS

VIOLATION IN CMV	POINTS	EFFECT ON CDL	EFFECT ON CLASS D/M	CDL OCC	CLASS D/M OCC (WAIT)	PENALTIES
<b>Alcohol and Other Drug-Related Offenses</b>						
OWI/.10% AC or more 1st Offense	6	1 yr Disq 3 yrs Disq if "H"	6 - 9 Mo <sup>2</sup> Sus	No	Yes* (Immed)	\$150 - \$300 **** <sup>2</sup>
2nd Offense	6	Lifetime Disq	12 - 18 Mo Rev <sup>2</sup>	No	Yes* (60 Days)	\$300 - \$1,000 **** <sup>2</sup> 5 days - 6 Mo jail
3rd Offense <sup>1</sup>	6	Lifetime Disq	2 - 3 Yr Rev <sup>2</sup>	No	Yes* (90 Days)	\$600 - \$2,000 **** <sup>2</sup> 30 days - 1 Yr jail
OWI/.10% AC or more causing injury <sup>1</sup>	6	1 Yr Disq 3 Yr Disq if "H" (lifetime for 2nd offense)	1 - 2 Yr Rev <sup>2</sup>	No	Yes* (60 Days)	\$300 - \$2,000 **** <sup>2</sup> 30 days - 1 Yr jail
OWI/.10% AC or more causing great bodily harm <sup>1</sup>	0	1 Yr Disq 3 Yr Disq if "H" (lifetime for 2nd offense)	2 Yr Rev <sup>2</sup>	No	Yes* (120 Days)	up to \$10,000 **** <sup>2</sup> up to 5 Yrs prison
OWI/.10% AC or more causing death <sup>1</sup>	0	1 Yr Disq 3 Yr Disq if "H" (lifetime for 2nd offense)	5 Yr Rev <sup>2</sup>	No	Yes* (120 Days)	up to \$10,000 **** <sup>2</sup> up to 10 Yrs prison
<b>Alcohol-Related Offenses</b>						
.04% - .09% AC 1st Offense	0	1 Yr Disq 3 Yr Disq if "H"	None	No	NA	\$150 - \$300 ****
2nd Offense	0	Lifetime Disq	None	No	NA	\$300 - \$1,000 **** 5 days - 6 Mo jail
.04% - .09% AC causing injury	0	1 Yr Disq 3 Yr Disq if "H" (lifetime for 2nd offense)	1 Yr Rev	No	Yes* (15 days)	\$300 - \$2,000 **** 30 days - 1 Yr jail
.04% - .09% AC causing great bodily harm	0	1 Yr Disq 3 Yr Disq if "H" (lifetime for 2nd offense)	2 Yr Rev	No	Yes* (120 days)	up to \$10,000 **** up to 5 Yrs prison
.04% - .09% AC causing death	0	1 Yr Disq 3 Yr Disq if "H" (lifetime for 2nd offense)	5 Yr Rev	No	Yes* (120 days)	up to \$10,000 **** up to 10 Yrs prison
<b>Refusal to Submit to Testing</b>						
Refusal 1st Offense	0	1 Yr Disq 3 Yr Disq if "H"	1 Yr Rev <sup>2</sup>	No	Yes* (30 days)	\$0
2nd Offense	0	Lifetime Disq	2 Yr Rev <sup>2</sup>	No	Yes* (90 days)	\$0
3rd Offense	0	Lifetime Disq	3 Yr Rev <sup>2</sup>	No	Yes* (120 days)	\$0
Using a CMV to make, dispense, or distribute drugs illegally	0	Lifetime Disq	1 Yr Rev	No	Yes* (15 days)	varies depending upon crime

Source:  
DOT Bureau of Driver Services  
(608) 266-2237

**WISCONSIN CDL DISQUALIFICATIONS**

<b>VIOLATION IN CMV</b>	<b>POINTS</b>	<b>EFFECT ON CDL</b>	<b>EFFECT ON CLASS D/M</b>	<b>CDL OCC</b>	<b>CLASS D/M OCC (WAIT)</b>	<b>PENALTIES</b>
Failure to stop after accident ...if no injury	6	1 Yr Disq 3 Yr Disq if "H" (lifetime for 2nd offense)	None	No	NA	\$300 - \$1,000 or up to 6 Mo jail or both
...if injury	6	1 Yr Disq 3 Yr Disq if "H" (lifetime for 2nd offense)	1 Yr Rev	No	Yes* (15 days)	\$300 - \$5,000 or 10 days - 1 Yr jail or both
...if serious injury	6	1 Yr Disq 3 Yr Disq if "H" (lifetime for 2nd offense)	2 Yr Rev	No	Yes* (15 days)	up to \$10,000 or up to 2 Yrs prison or both
...if death	6	1 Yr Disq 3 Yr Disq if "H" (lifetime for 2nd offense)	5 Yr Rev	No	Yes* (15 days)	up to \$10,000 or up to 5 Yrs prison or both
Failure to report accident	0	1 Yr Disq 3 Yr Disq if "H" (lifetime for 2nd offense)	None	No	NA	up to \$200
Using a CMV to commit a felony	0	1 Yr Disq 3 Yr Disq if "H" (lifetime for 2nd offense)	5 Yr Rev	No	Yes* (15 days)	varies depending upon crime
Any measurable alcohol concentration	0	24 Hr	None	NA	NA	\$10
Possession of alcohol	3	Out of Service				
Consumption of alcohol within 4 hours	0					

**WISCONSIN CDL SERIOUS TRAFFIC VIOLATIONS**

Speeding in Excess (15 - 19 mph over)	4	**	***	NA	NA	\$30 - \$600
(20 mph or more over)	6	**	***	NA	NA	\$30 - \$600
Following Too Closely	3	**	***	NA	NA	\$30 - \$300
Passing Illegally	3	**	***	NA	NA	\$30 - \$300
Improper Lane Change	4	**	***	NA	NA	\$30 - \$300
Reckless Driving	6	**	***	NA	NA	\$25 - \$500
Also, <u>any</u> moving violation in connection with a fatal crash	Varies	**	***	NA	NA	Varies
* If driver meets all requirements		OWI = Operating While Intoxicated				
** 2 convictions in 3 years = 60 day Disq 3 convictions in 3 years = 120 day Disq		AC = Alcohol Concentration				
*** Points accumulated affect all license classes. 12 points = all privileges and licenses revoked or suspended.		Refusal = Refusal to submit to chemical testing				
**** plus \$250 surcharge		Disq = Disqualified (cannot drive CMV or get CDL-OCC)				
NOTE: Similar convictions in other jurisdictions may cause loss of CDL.		"H" = If hauling hazardous materials at time of offense				
		OCC = Occupational license				
		Sus = Suspended license				
		Rev = Revoked license				
		NA = Not Applicable				
		NOTE: There are other CDL disqualifications not listed here. Contact a DMV Service Center for details.				

January, 1997

<sup>1</sup> OWI is .08% AC or more for 3rd and subsequent offenses.

<sup>2</sup> Suspension/Revocation periods and penalties double if a person under 16 was in vehicle.

**Penalty For Operating Without A CDL: Drivers:**

**1st Offense** - \$200-600 fine OR not more than 6 months in jail; 3 points.

**2nd within 3 years** - \$300-1,000 fine OR 5 days to 6 months in jail; 3 points.

**3rd or more within 3 years** - \$1,000-2,000 fine AND 10 days to 6 months in jail; 3 points.

**Penalty For Operating Without A CDL: Employers:**

Penalty for **employers** who place unqualified drivers on the road: A \$2,500 - \$10,000 fine OR not more than 90 days in jail; OR both.

WISCONSIN CDL DISQUALIFICATIONS

VIOLATION IN CMV	POINTS	EFFECT ON CDL	EFFECT ON CLASS D/M	CDL OCC	CLASS D/M OCC (WAIT)	PENALTIES
<b>Alcohol and Other Drug-Related Offenses</b>						
OWI/.10% AC or more 1st Offense	6	1 yr Disq 3 yrs Disq if "H"	6 - 9 Mo <sup>2</sup> Sus	No	Yes* (Immed)	\$150 - \$300 **** <sup>2</sup>
2nd Offense	6	Lifetime Disq	12 - 18 Mo Rev <sup>2</sup>	No	Yes* (60 Days)	\$300 - \$1,000 **** <sup>2</sup> 5 days - 6 Mo jail
3rd Offense <sup>1</sup>	6	Lifetime Disq	2 - 3 Yr Rev <sup>2</sup>	No	Yes* (90 Days)	\$600 - \$2,000 **** <sup>2</sup> 30 days - 1 Yr jail
OWI/.10% AC or more causing injury <sup>1</sup>	6	1 Yr Disq 3 Yr Disq if "H" (lifetime for 2nd offense)	1 - 2 Yr Rev <sup>2</sup>	No	Yes* (60 Days)	\$300 - \$2,000 **** <sup>2</sup> 30 days - 1 Yr jail
OWI/.10% AC or more causing great bodily harm <sup>1</sup>	0	1 Yr Disq 3 Yr Disq if "H" (lifetime for 2nd offense)	2 Yr Rev <sup>2</sup>	No	Yes* (120 Days)	up to \$10,000 **** <sup>2</sup> up to 5 Yrs prison
OWI/.10% AC or more causing death <sup>1</sup>	0	1 Yr Disq 3 Yr Disq if "H" (lifetime for 2nd offense)	5 Yr Rev <sup>2</sup>	No	Yes* (120 Days)	up to \$10,000 **** <sup>2</sup> up to 10 Yrs prison
.04% - .09% AC 1st Offense	0	1 Yr Disq 3 Yr Disq if "H"	None	No	NA	\$150 - \$300 ****
2nd Offense	0	Lifetime Disq	None	No	NA	\$300 - \$1,000 **** 5 days - 6 Mo jail
.04% - .09% AC causing injury	0	1 Yr Disq 3 Yr Disq if "H" (lifetime for 2nd offense)	1 Yr Rev	No	Yes* (15 days)	\$300 - \$2,000 **** 30 days - 1 Yr jail
.04% - .09% AC causing great bodily harm	0	1 Yr Disq 3 Yr Disq if "H" (lifetime for 2nd offense)	2 Yr Rev	No	Yes* (120 days)	up to \$10,000 **** up to 5 Yrs prison
.04% - .09% AC causing death	0	1 Yr Disq 3 Yr Disq if "H" (lifetime for 2nd offense)	5 Yr Rev	No	Yes* (120 days)	up to \$10,000 **** up to 10 Yrs prison
Refusal 1st Offense	0	1 Yr Disq 3 Yr Disq if "H"	1 Yr Rev <sup>2</sup>	No	Yes* (30 days)	\$0
2nd Offense	0	Lifetime Disq	2 Yr Rev <sup>2</sup>	No	Yes* (90 days)	\$0
3rd Offense	0	Lifetime Disq	3 Yr Rev <sup>2</sup>	No	Yes* (120 days)	\$0
Using a CMV to make, dispense, or distribute drugs illegally	0	Lifetime Disq	1 Yr Rev	No	Yes* (15 days)	varies depending upon crime

Source:  
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Failure to stop after accident ...if no injury	6	1 Yr Disq 3 Yr Disq if "H" (lifetime for 2nd offense)	None	No	NA	\$300 - \$1,000 or up to 6 Mo jail or both
...if injury	6	1 Yr Disq 3 Yr Disq if "H" (lifetime for 2nd offense)	1 Yr Rev	No	Yes* (15 days)	\$300 - \$5,000 or 10 days - 1 Yr jail or both
...if serious injury	6	1 Yr Disq 3 Yr Disq if "H" (lifetime for 2nd offense)	2 Yr Rev	No	Yes* (15 days)	up to \$10,000 or up to 2 Yrs prison or both
...if death	6	1 Yr Disq 3 Yr Disq if "H" (lifetime for 2nd offense)	5 Yr Rev	No	Yes* (15 days)	up to \$10,000 or up to 5 Yrs prison or both
Failure to report accident	0	1 Yr Disq 3 Yr Disq if "H" (lifetime for 2nd offense)	None	No	NA	up to \$200
Using a CMV to commit a felony	0	1 Yr Disq 3 Yr Disq if "H" (lifetime for 2nd offense)	5 Yr Rev	No	Yes* (15 days)	varies depending upon crime
Any measurable alcohol concentration	0	24 Hr	None	NA	NA	\$10
Possession of alcohol	3	Out of Service				
Consumption of alcohol within 4 hours	0					

**WISCONSIN CDL SERIOUS TRAFFIC VIOLATIONS**

Speeding in Excess (15 - 19 mph over)	4	**	***	NA	NA	\$30 - \$600
(20 mph or more over)	6	**	***	NA	NA	\$30 - \$600
Following Too Closely	3	**	***	NA	NA	\$30 - \$300
Passing Illegally	3	**	***	NA	NA	\$30 - \$300
Improper Lane Change	4	**	***	NA	NA	\$30 - \$300
Reckless Driving	6	**	***	NA	NA	\$25 - \$500
Also, <u>any</u> moving violation in connection with a fatal crash	Varies	**	***	NA	NA	Varies

\* If driver meets all requirements

\*\* 2 convictions in 3 years = 60 day Disq  
3 convictions in 3 years = 120 day Disq

\*\*\* Points accumulated affect all license classes.  
12 points = all privileges and licenses revoked or suspended.

\*\*\*\* plus \$250 surcharge

**NOTE:** Similar convictions in other jurisdictions may cause loss of CDL.

OWI = Operating While Intoxicated

AC = Alcohol Concentration

Refusal = Refusal to submit to chemical testing

Disq = Disqualified (cannot drive CMV or get CDL-OCC)

"H" = If hauling hazardous materials at time of offense

OCC = Occupational license

Sus = Suspended license

Rev = Revoked license

NA = Not Applicable

**NOTE:** There are other CDL disqualifications not listed here.

Contact a DMV Service Center for details.

January, 1997

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<sup>2</sup> Suspension/Revocation periods and penalties double if a person under 16 was in vehicle.

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