

103^D CONGRESS
1ST SESSION

H. R. 297

To permit States in certain cases to waive application of the requirements of the Commercial Motor Vehicle Safety Act of 1986 with respect to a vehicle which is being operated for the purpose of removing snow or ice from a roadway by plowing, sanding, or salting.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 5, 1993

Mr. PETRI introduced the following bill; which was referred to the Committee on Public Works and Transportation

A BILL

To permit States in certain cases to waive application of the requirements of the Commercial Motor Vehicle Safety Act of 1986 with respect to a vehicle which is being operated for the purpose of removing snow or ice from a roadway by plowing, sanding, or salting.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. APPLICATION OF COMMERCIAL MOTOR VEHI-**
4 **CLE REQUIREMENTS TO VEHICLES USED FOR**
5 **SNOW OR ICE REMOVAL.**

6 (a) STATE WAIVER AUTHORITY.—Subject to sub-
7 section (b), a State may waive application of the require-

1 ments of the Commercial Motor Vehicle Safety Act of
2 1986 (49 U.S.C. 2701 note) with respect to a vehicle
3 which is being operated within the boundaries of an eligi-
4 ble unit of local government by an employee of such unit
5 for the purpose of removing snow or ice from a roadway
6 by plowing, sanding, or salting.

7 (b) LIMITATION.—The waiver authority contained in
8 subsection (a) shall only apply in a case in which the em-
9 ployee described in subsection (a) is needed to operate the
10 vehicle because the employee of the eligible unit of local
11 government who ordinarily operates the vehicle and has
12 a commercial driver’s license is temporarily unavailable or
13 is in need of additional assistance due to a snow emer-
14 gency.

15 (c) ELIGIBLE UNIT OF LOCAL GOVERNMENT DE-
16 FINED.—For the purposes of this section, the term “eligi-
17 ble unit of local government” means a city, town, borough,
18 county, parish, district, or other public body created by
19 or pursuant to State law which has a total population of
20 3,000 individuals or less.

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