

112TH CONGRESS
1ST SESSION

H. R. 2429

To exempt certain class A CDL drivers from the requirement to obtain a hazardous material endorsement while operating a service vehicle with a fuel tank containing 3,785 liters (1,000 gallons) or less of diesel fuel.

IN THE HOUSE OF REPRESENTATIVES

JULY 6, 2011

Mr. NEUGEBAUER introduced the following bill; which was referred to the
Committee on Transportation and Infrastructure

A BILL

To exempt certain class A CDL drivers from the requirement to obtain a hazardous material endorsement while operating a service vehicle with a fuel tank containing 3,785 liters (1,000 gallons) or less of diesel fuel.

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. HAZARDOUS MATERIAL ENDORSEMENT EX-**
4 **EMPTION.**

5 (a) EXCLUSION.—Section 5117(d)(1) of title 49,
6 United States Code, is amended—

7 (1) in subparagraph (B), by striking “and” at
8 the end;

1 (2) in subparagraph (C), by striking the period
2 at the end and inserting “; and”; and

3 (3) by adding at the end the following:

4 “(D) a service vehicle carrying diesel fuel
5 in quantities of 3,785 liters (1,000 gallons) or
6 less that is—

7 “(i) driven by a class A commercial
8 driver’s license holder who is a custom har-
9 vester, an agricultural retailer, an agricul-
10 tural business employee, an agricultural
11 cooperative employee, or an agricultural
12 producer; and

13 “(ii) clearly marked with a placard
14 reading ‘Diesel Fuel.’”.

15 (b) EXEMPTION.—Section 31315(b) of title 49,
16 United States Code, is amended by adding at the end the
17 following:

18 “(8) HAZARDOUS MATERIALS ENDORSEMENT
19 EXEMPTION.—The Secretary shall exempt all class A
20 commercial driver’s license holders who are custom
21 harvesters, agricultural retailers, agricultural busi-
22 ness employees, agricultural cooperative employees,
23 or agricultural producers from the requirement to
24 obtain a hazardous material endorsement under part
25 383 of title 49, Code of Federal Regulations, while

1 operating a service vehicle carrying diesel fuel in
2 quantities of 3,785 liters (1,000 gallons) or less if
3 the tank containing such fuel is clearly marked with
4 a placard reading ‘Diesel Fuel.’.”

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