

**AMENDMENT TO COMMITTEE PRINT**  
**OFFERED BY MS. FALLIN OF OKLAHOMA**

At the end of subtitle B of title IV of the Committee  
Print, add the following:

1 **SEC. 4038. EXEMPTIONS FOR CERTAIN COMMERCIAL**  
2 **MOTOR VEHICLE DRIVERS; MOTOR VEHICLE**  
3 **WEIGHT CHANGES.**

4 (a) EXEMPTIONS FOR CERTAIN COMMERCIAL MOTOR  
5 VEHICLE DRIVERS.—Section 31102 is further amended  
6 by adding at the end the following:

7 “(i) EXEMPTIONS FOR CERTAIN COMMERCIAL  
8 MOTOR VEHICLE DRIVERS.—The Secretary of Transpor-  
9 tation shall not require a State that receives a grant under  
10 this section to require drivers of intrastate commercial ve-  
11 hicles engaged in agricultural-related purposes to comply  
12 with the following provisions of title 49, Code of Federal  
13 Regulations—

14 “(1) parts 380, 383, and 390;

15 “(2) paragraphs (1), (6), or (8) of section  
16 391.11(b) of part 391;

17 “(3) subparts C, D, E (excluding section  
18 391.41 which shall apply to a driver), and F of part  
19 391;

1 “(4) part 395; and

2 “(5) sections 396.11, 396.13, and 396.15, and  
3 paragraphs (b) and (c) of section 396.3 of part  
4 396.”.

5 (b) MOTOR VEHICLE WEIGHT CHANGES.—

6 (1) SAFETY REGULATION.—Section  
7 31132(1)(A) is amended by striking “10,001” and  
8 inserting “26,001”.

9 (2) COMMERCIAL MOTOR VEHICLE OPERA-  
10 TORS.—Section 31301(4) is amended to read as fol-  
11 lows:

12 “(4) ‘commercial motor vehicle’ means a motor  
13 vehicle used in commerce to transport passengers or  
14 property that—

15 “(A) has a gross vehicle weight rating or  
16 gross vehicle weight of at least 26,001 pounds,  
17 whichever is greater;

18 “(B) is designed to transport at least 16  
19 passengers, including the driver; or

20 “(C) is used to transport material found  
21 by the Secretary to be hazardous under section  
22 5103, except that a vehicle shall not be included  
23 as a commercial motor vehicle under this sub-  
24 paragraph if—

1           “(i) the vehicle is transporting mate-  
2           rial listed as hazardous under section  
3           306(a) of the Comprehensive Environ-  
4           mental Response, Compensation, and Li-  
5           ability Act of 1980 (42 U.S.C. 9656(a))  
6           and is not otherwise regulated by the Sec-  
7           retary or is transporting a consumer com-  
8           modity or limited quantity of hazardous  
9           material as defined in section 171.8 of title  
10          49, Code of Federal Regulations; and

11           “(ii) the Secretary does not deny the  
12          application of this exception to the vehicle  
13          (individually or as part of a class of motor  
14          vehicles) in the interest of safety.”.

15          (c) EFFECTIVE DATE.—The amendments made by  
16          this section shall take effect on the date that is 90 days  
17          after the date of enactment of this Act.

