

Commercial Motor Vehicles



**Presented by the
Montgomery County Police
Commercial Vehicle Unit**

**Officer Phil Butler
Traffic Division**



Texting

A law took effect in Maryland in 2009 that banned texting while driving. The primary texting law prohibits a driver from writing or sending text messages while operating a motor vehicle that is in motion or in the travel portion of the roadway. This law does not apply to texting 9-1-1 or using a global position system. Only a few 911 centers in Maryland can receive text messages.

Things to remember

- A driver of a motor vehicle that is in motion may not use the driver's hands to use a handheld telephone (cell phone) other than to initiate or terminate a wireless telephone call or to turn on or turn off the handheld telephone
- It does not apply to law enforcement and emergency personnel when those individuals **are acting within the scope of their safety and emergency duties**
- Calls to 9-1-1, a hospital, ambulance provider, fire department, law enforcement agency and first aid squad are all exempt for emergency situations only

What am I?

- I am more powerful than the combined armies of the world. I have destroyed more men than all wars of all nations. I massacre thousands of people every year. I am more deadly than bullets and bombs. I have wrecked more homes than any natural disaster.
- I find my victims among the rich, the poor, the young, the old, the weak and the strong. You are warned against me, yet, you heed me not.
- I lurk in unseen places and do most of my work silently. I am everywhere: in the home, on the streets, in the factory, in the air and on the sea.
- I am relentless, merciless and cruel. I bring sickness, degradation and death, yet few seek me out to destroy me. I crush, I maim, I will give you nothing and rob you of all you have.
- I know you will not see me coming even though I am your worst enemy! I am undefeated.

Carelessness





Pre-Trip and Post Trip Inspections

15 minutes
can save you
hundreds of
dollars...



Hazardous Materials Warning Placards

Actual placard size: at least 273 mm (10.8 inches) on all sides

CLASS 1 Explosives



§172.522
§172.523
§172.524
§172.525

* For Divisions 1.1, 1.2, or 1.3, enter division number and compatibility group letter, when required; placard any quantity. For Divisions 1.4, 1.5, and 1.6, enter compatibility group letter, when required; placard 454 kg (1,001 lbs) or more.

CLASS 2 Gases



§172.528
§172.530
§172.532
§172.540

For NON-FLAMMABLE GAS, OXYGEN (compressed gas or refrigerated liquid), and FLAMMABLE GAS, placard 454 kg (1,001 lbs) or more gross weight. For POISON GAS (Division 2.3), placard any quantity.

CLASS 3 Flammable Liquid and Combustible Liquid



§172.542
§172.544

For FLAMMABLE, placard 454 kg (1,001 lbs) or more. GASOLINE may be used in place of FLAMMABLE placard displayed on a cargo tank or portable tank transporting gasoline by highway. Placard combustible liquid transported in bulk. See §172.504(f)(2) for use of FLAMMABLE placard in place of COMBUSTIBLE. FUEL OIL may be used in place of COMBUSTIBLE on a cargo or portable tank transporting fuel oil not classed as a flammable liquid by highway.

CLASS 4 Flammable Solid, Spontaneously Combustible, and Dangerous When Wet



§172.546, §172.547, §172.548

For FLAMMABLE SOLID and SPONTANEOUSLY COMBUSTIBLE, placard 454 kg (1,001 lbs) or more. For DANGEROUS WHEN WET (Division 4.3), placard any quantity.

CLASS 5 Oxidizer & Organic Peroxide



Organic Peroxide, Transition-2011 (rail, vessel, and aircraft) 2014 (highway)

§172.550, §172.552

For OXIDIZER and ORGANIC PEROXIDE (other than TYPE B, temperature controlled), placard 454 kg (1,001 lbs) or more. For ORGANIC PEROXIDE (Division 5.2), Type B, temperature controlled, placard any quantity.

CLASS 6 Poison (Toxic) and Poison Inhalation Hazard



§172.504(f)(10), §172.554, §172.555

For POISON (PG I or PG II, other than inhalation hazard) and POISON (PG III), placard 454 kg (1,001 lbs) or more. For POISON-INHALATION HAZARD (Division 6.1), inhalation hazard only, placard any quantity.

CLASS 7 Radioactive



§172.556

Placard any quantity - packages bearing RADIOACTIVE YELLOW-III labels only. Certain low specific activity radioactive materials in "exclusive use" will not bear the label, but the radioactive placard is required for exclusive use shipments of low specific activity material and surface contaminated objects transported in accordance with §172.504(e) Table 1 and §173.427(a)(6).

CLASS 8 Corrosive



§172.558

For CORROSIVE, placard 454 kg (1,001 lbs) or more.

CLASS 9 Miscellaneous



§172.560

Not required for domestic transportation. A bulk packaging containing a Class 9 material must be marked with the appropriate ID number displayed on a Class 9 placard, an orange panel, or a white square-on-point display.

Dangerous



§172.521

A freight container, unit load device, transport vehicle, or rail car which contains non-bulk packages with two or more categories of hazardous materials that require different placards specified in Table 2 may be placarded with DANGEROUS placards instead of the specific placards required for each of the materials in Table 2. However, when 1,000 kg (2,205 lbs) or more of one category of material is loaded at one loading facility, the placard specified in Table 2 must be applied.



§172.527

White square background required for placard for highway route controlled quantity radioactive material and for rail shipment of certain explosives and poisons, and for flammable gas in a DOT 113 tank car (§172.507 and §172.510).

PLACARDS OR ORANGE PANELS



§172.332

and



Appropriate placard must be used.

IDENTIFICATION NUMBER DISPLAYS

MUST BE DISPLAYED ON: (1) Tank Cars, Cargo Tanks, Portable Tanks, and other Bulk Packagings; (2) Vehicles or containers containing 4,000 kg (8,820 lbs) in non-bulk packages of only a single hazardous material having the same proper shipping name and identification number; and (3) 1,000 kg (2,205 lbs) of materials poisonous by inhalation in Hazard Zone A or B. See §172.301(a)(3) and §172.313(c).

Response begins with identification!

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State Law Violations

- Covered Loads/Loose Materials
- Projected Loads
- Extended Loads
- Bed Enclosures
- Removal of Spillage
- Load Securement
- Gross Weight

Commercial Vehicle Alcohol and Drug violations

Commercial vehicle Regulations

Transportation Article

Civil Violations

FMSCA Penalties

Maryland Transportation Article DUI Laws

- **21-902 A1**

- A person may not drive or attempt to drive any vehicle while under the influence of alcohol

- **21-902 A2**

- A person may not drive or attempt to drive any vehicle while under the influence per se

- Penalties for A charge

- \$1000 and/or 1 year in jail 1st offense

- \$1000 and or 2 years in jail 2nd or subsequent

Maryland Transportation article continued

- **21-902 B**

- Driving while impaired by alcohol

- A person may not drive or attempt to drive any vehicle while impaired by alcohol
 - Penalty \$500 and or 60 days in jail

- **21 -903**

- consumption of Alcoholic beverages while driving on highway

- A driver of a motor vehicle may not consume an alcoholic beverage in the passenger area of a motor vehicle on a highway
 - Penalty - \$530 and 1 point

Maryland Civil Violations

- CR 10-125 (b)(2)- It is illegal for passenger to consume alcohol in a motor vehicle.
 - **Penalty \$25.00**
- CR 10-125(a) – An occupant of a motor vehicle may not possess an open container that contains any amount of alcoholic beverage in a passenger area of a motor vehicle on a highway (driven, stopped or standing)
 - **Penalty \$25.00**

CDL Suspension Lengths

Violation	In CMV			HazMat			Non CMV		
	1st	2nd	3rd	1st	2nd	3rd	1st	2nd	3rd
D.U.I./Refusal	1 Year	LIFE		3 Years	LIFE		1 Year	LIFE	
.04 or Greater	1 Year	LIFE		3 Years	LIFE		N/A	LIFE	
C.D.S	1 Year	LIFE		3 Years	LIFE		1 Year	LIFE	
Leaving the scene	1 Year	LIFE		3 Years	LIFE		1 Year	LIFE	
Using vehicle in felony	1 Year	LIFE		3 Years	LIFE		1 Year	LIFE	
Suspended/Revoked*	1 Year	LIFE		3 YEARS	LIFE		N/A	N/A	
Fatality(Negligent Op)	1 Year	LIFE		3 Years	LIFE		N/A	N/A	
Felony CDS**		LIFE			LIFE			LIFE	

Violation	In CMV	Within 3 Years			Non CMV ***		
		2nd	3rd			2nd	3rd
Speeding (+15)		60 Days	120 Days			60 Days	120 Days
Reckless		60 Days	120 Days			60 Days	120 Days
Improper Lane Change		60 Days	120 Days			60 Days	120 Days
Follow Too Closely		60 Days	120 Days			60 Days	120 Days
Drive CMV w/o CDL		60 Days	120 Days			N/A	N/A
Drive CMV w/o CDL in Posession		60 Days	120 Days			N/A	N/A
Drive CMV w/o Endorsements		60 Days	120 Days			N/A	N/A
Texting		60 Days	120 Days			N/A	N/A
Cell Phone		60 Days	120 Days			N/A	N/A

Violation	In CMV (Within 10 Years) HazMat & Buses						
	1st	2nd	3rd	1st	2nd	3rd	
Violate OOS Order	180-365 D	2-5 Years	3-5 Years	180 D-2 Y	3-5 Years	3-5 Years	

*As a result of prior violations committed operating a CMV, the CDL is revoked, suspended or canceled. Driver DQ

**Using vehicle in comission of a felony involving manufacturing, distributing or dispensing CDS

***if the conviction results in revocation, cancellation or suspension of CDL or non-CDL

Disruptive Behavior Orders
Trespass orders

QUESTIONS?

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