

INTRASTATE EXEMPTIONS

Intrastate Motor Carriers are exempt from the Federal Motor Carrier Safety Regulations if they meet the following criteria:

- Operate a Commercial Motor Vehicle (CMV) that **does not** require the driver to possess a Commercial Driver's license as defined in 49 CFR 383.5; and
- Is **not** designed or used to transport more than 15 passengers, including the driver; and
- Is **not** used in transporting material found by the Secretary of Transportation to be hazardous under 49 U.S.C. 5103 and transported in a quantity requiring placarding under regulations prescribed by the Secretary under 49 CFR, subtitle B, chapter I, subchapter C.

FARMER EXEMPTIONS

Farmer means any person who operates a farm or is directly involved in the cultivation of land, crops, or livestock which—

- Are owned by that person; or
- Are under the direct control of that person.

Farm vehicle driver means a person who drives only a commercial motor vehicle that is—

- Controlled and operated by a farmer as a private motor carrier of property;
- Being used to transport either—
 - Agricultural products, or
 - Farm machinery, farm supplies, or both, to or from a farm;
- Not being used in the operation of a for-hire motor carrier;
- Not carrying hazardous materials of a type or quantity that requires the commercial motor vehicle to be placarded in accordance with § 177.823;
- Being used within 150 air-miles of the Farmer's farm

A Farmer, as defined in 49 CFR 390.5, operating a vehicle(s), as defined in 49 CFR 390.5, *Covered Farm Vehicle*, must comply with 49 CFR 390.39, Exemptions for covered farm vehicles, 49 CFR 391.67 Farm vehicle drivers of articulated commercial motor vehicles, 49 CFR 391.2 General Exceptions, and 49 CFR 391.2 Interpretation Question #2.

Farmers, as defined in 49 CFR 171.8, transporting a Hazardous Material(s) as defined in 49 CFR 171.8 must comply with 49 CFR 173.5, Agricultural Operations. Also, see exceptions in 49 CFR 107.601 and 49 CFR 172.800.

WEIGHT RESTRICTIONS

Title 32-9-20(4)(j) states that "Two and three axle vehicles being used exclusively for the purpose of transporting agricultural commodities or products to and from a farm and for agricultural purposes relating to the operation and maintenance of a farm by any farmer, custom harvester or husbandman may not be made to conform to the axle requirements of paragraph (4)a of this section or the gross weight requirements of paragraph (4)c of this section."

- There are no size/weight exemptions afforded to farm vehicles on the interstate highway system.
- There are no size/weight exemptions afforded to farm vehicles larger than three axles (straight trucks or combinations).
- There is no size/weight exemption for any class of vehicle with regard to weight-restricted bridges.