

State of Arkansas

77th General Assembly

Regular Session, 1989

H.C.R.

1039

By: Transportation Committee

HOUSE CONCURRENT RESOLUTION

REQUESTING THAT THE ARKANSAS CONGRESSIONAL DELEGATION  
COORDINATE WITH THE CONGRESSIONAL DELEGATIONS OF OTHER RURAL  
STATES TO REVIEW THE BROAD IMPACT OF THE COMMERCIAL MOTOR  
VEHICLE SAFETY ACT OF 1986 (TITLE XXII OF PUB. LAW 99-570)  
AND TO DEVELOP AND IMPLEMENT A STRATEGY TO ELIMINATE THE  
UNNECESSARY AND UNINTENDED BURDEN BEING PLACED ON THE SMALL  
INDEPENDENT OPERATORS AND PUBLIC EMPLOYEES.

WHEREAS, the purpose of the Commercial Motor Vehicle Safety Act of 1986 is to reduce or prevent commercial motor vehicle accidents, fatalities and injuries; and

WHEREAS, in order to achieve this purpose states are mandated to follow minimum federal guidelines to ensure that commercial drivers hold only one license, to disqualify commercial drivers who have committed certain serious traffic violations, or other specified offenses, and to strengthen licensing and testing standards for commercial drivers; and

WHEREAS, a commercial vehicle is defined generally as one with a gross weight rating of 26,001 or more pounds or one designed to transport sixteen (16) or more passengers, including the driver, or one that is transporting hazardous materials; and

WHEREAS, county and city street workers, part-time loggers, back hoe operators, and many other public workers and small independent operators are designated commercial drivers under the broadness of this all-encompassing definition; and

WHEREAS, it was not the intent of the Commercial Motor Vehicle Safety Act of 1986 to affect the operations of these many individuals who cannot afford the extra burden of complying with the act nor are they a group whose safety record has ever been questioned.

NOW THEREFORE;

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE SEVENTY-SEVENTH GENERAL ASSEMBLY OF THE STATE OF ARKANSAS, THE SENATE CONCURRING THEREIN:

That the Arkansas Congressional Delegation coordinate with the Congressional Delegations of other rural states to review the broad impact of the Commercial Motor Vehicle Safety Act of 1986 and to develop and implement a strategy to eliminate the unnecessary and unintended burden being placed on the small independent operators and public employees.