

ORIGINAL HOUSE
BILL NO. 0003

ENROLLED ACT NO. 5, HOUSE OF REPRESENTATIVES

FIFTY-NINTH LEGISLATURE OF THE STATE OF WYOMING
2007 GENERAL SESSION

AN ACT relating to the department of transportation and commercial drivers licenses; requiring rulemaking for out-of-service orders as required by federal law; providing for a security threat assessment before issuance of a hazardous materials driver's license endorsement; coordinating penalties for certain vehicles violating stopping requirements with federal civil penalties; and providing for an effective date.

Be It Enacted by the Legislature of the State of Wyoming:

Section 1. W.S. 31-18-607 is created to read:

31-18-607. Out-of-service orders.

(a) The department shall adopt regulations regarding issuance of out-of-service orders for drivers committing violations identified in 49 C.F.R., as amended as of March 1, 2007, or the 2006 North American uniform out-of-service criteria published by the Commercial Vehicle Safety Alliance.

(b) A driver or employer of a driver convicted of violating an out-of-service order shall be subject to the civil penalties specified by 49 C.F.R. 383.53, as amended as of March 1, 2007.

Section 2. W.S. 31-7-108 by creating a new subsection (e) and 31-18-605 by creating a new subsection (d) are amended to read:

31-7-108. Persons not to be licensed; investigation by the division.

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(e) The division shall not issue, renew, upgrade or transfer a hazardous materials endorsement for a commercial driver's license to any person unless the Transportation Security Administration of the United States Department of Homeland Security has completed a security threat assessment of the person seeking the endorsement and determined that the person does not pose a security risk warranting denial of the endorsement.

31-18-605. Stopping requirements for certain vehicles at railroad crossings.

(d) A driver or employer of a driver who is convicted of violating this section shall also be subject to the civil penalties provided by 49 C.F.R. 383.53, as amended as of March 1, 2007.

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Section 2. This act is effective July 1, 2007.

(END)

Speaker of the House

President of the Senate

Governor

TIME APPROVED: _____

DATE APPROVED: _____

I hereby certify that this act originated in the House.

Chief Clerk