CHAPTER 229. INTERSTATE MOTOR CARRIER SAFETY REQUIREMENTS

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§ 229.1. General information and requirements.

(a) Purpose. This chapter prescribes the minimum requirements and qualifications for drivers, vehicles and other matters relating to the interstate operation of commercial motor vehicles. Much of this chapter incorporates by reference provisions of 49 CFR Parts 382, 385, 387 and 390—396. Appropriate parts may be obtained from the following:

Application.

(1) Every motor carrier and its officers, drivers, agents, employees and representatives involved in, or related to, the transportation of interstate commerce shall comply with this chapter and take measures necessary to ensure compliance.

(2) Officers, agents, representatives, drivers and employees of motor carriers involved or concerned with the management, maintenance, operation or driving of vehicles engaged in interstate commerce shall be conversant with and knowledgeable of the rules in this chapter.

Forms and documents. References to forms in the Federal regulations incorporated by reference will be replaced by the appropriate forms prescribed by the Department.

Source

§ 229.2. Scope.

(a) Except as otherwise provided, this chapter applies to commercial motor vehicles engaged in interstate commerce.

(b) This chapter applies to motor carriers of property or passengers, whether common carriers, contract carriers or private carriers, involved in interstate commerce.

Source

§ 229.3. Definitions.

The following words and terms, when used in this chapter, have the following meanings, unless the context clearly indicates otherwise:

229-2
Qualified Commonwealth employee—The term as it is defined in 75 Pa.C.S. § 102 (relating to definitions).

Source

Cross References

§ 229.4—229.6. [Reserved].

Source

§§ 229.7—229.12. [Reserved].

Source

§ 229.13. [Reserved].

Source

The Department incorporates by reference the following portions of 49 CFR (relating to transportation), subject to §§ 229.3 and 229.15 (relating to definitions; and additions or modifications to 49 CFR).

(1) Part 382 (relating to controlled substances and alcohol use and testing).
(2) Part 385 (relating to safety fitness procedures).
(3) Part 387 (relating to minimum levels of financial responsibility for motor carriers).
(4) Part 390 (relating to Federal motor carrier safety regulations; general).
(5) Part 391 (relating to qualifications of drivers and longer combination vehicle (LCV) driver instructors).
(6) Part 392 (relating to driving of commercial motor vehicles).
(7) Part 393 (relating to parts and accessories necessary for safe operation).
(8) Part 395 (relating to hours of service of drivers).
(9) Part 396 (relating to inspection, repair, and maintenance).

Source

Cross References
This section cited in 67 Pa. Code § 229.17 (relating to interpretations of Federal Motor Carrier Safety Regulations).

§ 229.15. Additions or modifications to 49 CFR.
A reference to special agent includes a police officer or a qualified Commonwealth employee.

Source

Cross References

§ 229.16. Adoption of Out-of-Service criteria.

Source

§ 229.17. Interpretations of Federal Motor Carrier Safety Regulations.
The Department will be guided by interpretations of the Federal Motor Carrier Safety Regulations issued by the Federal Motor Carrier Safety Administration for those parts enumerated in § 229.14 (relating to adoption of portions of 49 CFR by reference). Copies of these interpretations may be obtained by contacting the Director, Bureau of Highway Safety and Traffic Engineering, 400 North Street, P. O. Box 2047, Harrisburg, PA 17105-2047, or through the Federal Motor Carrier Safety Administration web site: http://www.fmcsa.dot.gov/rules-regulations/administration/fmcsr/fmcsrguide.aspx?section_type=G.

Source

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Subchapter B. [Reserved]

GENERAL

Sec. 229.21. [Reserved].
229.22. [Reserved].
229.23—229.25. [Reserved].

QUALIFICATION AND DISQUALIFICATION OF DRIVERS

229.31—229.32. [Reserved].

BACKGROUND AND CHARACTER

229.41. [Reserved].
229.42—229.44. [Reserved].

EXAMINATIONS AND TESTS

229.51—229.52. [Reserved].
229.53. [Reserved].
229.54. [Reserved].

PHYSICAL QUALIFICATIONS AND EXAMINATIONS

229.61—229.63. [Reserved].
229.64. [Reserved].
229.65. [Reserved].
229.66. [Reserved].

FILES AND RECORDS

229.71. [Reserved].

LIMITED EXEMPTIONS

229.81. [Reserved].
229.82—229.85 [Reserved].

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§ 229.21. [Reserved].

Source

§ 229.22. [Reserved].

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§§ 229.23—229.25. [Reserved].

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QUALIFICATION AND DISQUALIFICATION OF DRIVERS

§§ 229.31—229.32. [Reserved].

Source

BACKGROUND AND CHARACTER

§ 229.41. [Reserved].

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§§ 229.42—229.44. [Reserved].

Source
EXAMINATIONS AND TESTS

§§ 229.51—229.52. [Reserved].

Source

§ 229.53. [Reserved].

Source

§ 229.54. [Reserved].

Source

PHYSICAL QUALIFICATIONS AND EXAMINATIONS

§§ 229.61—229.63. [Reserved].

Source

§ 229.64. [Reserved].

Source
§ 229.65. [Reserved].

Source

§ 229.66. [Reserved].

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FILES AND RECORDS

§ 229.71. [Reserved].

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LIMITED EXEMPTIONS

§ 229.81. [Reserved].

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§§ 229.82—229.85. [Reserved].

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Subchapter C. [Reserved]

GENERAL

Sec.
229.101. [Reserved].
229.102—229.103. [Reserved].
229.104. [Reserved].
229.105—229.109. [Reserved].
229.110—229.111. [Reserved].

DRIVING OF VEHICLES

229.121—229.123 [Reserved].
229.124. [Reserved].
229.125—229.127. [Reserved].
229.128. [Reserved].

STOPPED VEHICLES

229.131. [Reserved].
229.132—229.135. [Reserved].

USE OF LIGHTED LAMPS AND REFLECTORS

229.141. [Reserved].
229.142—229.144. [Reserved].

ACCIDENTS AND LICENSE REVOCATION;
DUTIES OF DRIVER

229.151—229.152. [Reserved].
229.153. [Reserved].

FUELING PRECAUTIONS

229.161—229.163. [Reserved].

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PROHIBITED PRACTICES

229.171. [Reserved].
229.172—229.177. [Reserved].
229.178—229.180. [Reserved].
229.181. [Reserved].

GENERAL

§ 229.101. [Reserved].

Source

§§ 229.102—229.103. [Reserved].

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§ 229.104. [Reserved].

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§§ 229.105—229.109. [Reserved].

Source

§§ 229.110—229.111. [Reserved].

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DRIVING OF VEHICLES

§§ 229.121—229.123. [Reserved].

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§ 229.124. [Reserved].

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§§ 229.125—229.127. [Reserved].

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§ 229.128. [Reserved].

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STOPPED VEHICLES

§ 229.131. [Reserved].

Source
§§ 229.132—229.135. [Reserved].

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USE OF LIGHTED LAMPS AND REFLECTORS

§ 229.141. [Reserved].

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§§ 229.142—229.144. [Reserved].

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ACCIDENTS AND LICENSE REVOCATION; DUTIES OF DRIVER

§§ 229.151—229.152. [Reserved].

Source

§ 229.153. [Reserved].

Source
FUELING PRECAUTIONS

§§ 229.161—229.163. [Reserved].

Source

PROHIBITED PRACTICES

§ 229.171. [Reserved].

Source

§§ 229.172—229.177. [Reserved].

Source

§§ 229.178—229.180. [Reserved].

Source

§ 229.181. [Reserved].

Source

Notes of Decisions

Search and Seizure
Warrantless seizure of a radar detector would have been permissible under the plain view doctrine when the officer, who responded to a dispatch informing him of an accident and who approached a truck involved in the accident to assure that the emergency brake was set, viewed the radar detector

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on the truck’s dashboard from his lawful vantage point outside of the truck; the seizure was not rendered impermissible because it was delayed until a time when the truck was impounded. Commonwealth v. Petroll, 738 A.2d 993 (Pa. 1999).

Subchapter D. [Reserved]

GENERAL

Sec.
229.191. [Reserved].
229.192—229.193. [Reserved].

LIGHTING DEVICES, REFLECTORS AND ELECTRICAL EQUIPMENT

229.201. [Reserved].
229.202. [Reserved].
229.203—229.207. [Reserved].
229.208. [Reserved].
229.209. [Reserved].
229.210—229.211. [Reserved].
229.212. [Reserved].
229.213—229.216. [Reserved].
229.217. [Reserved].
229.218—229.221. [Reserved].
229.222. [Reserved].
229.223. [Reserved].

BRAKES

229.231—229.232. [Reserved].
229.233. [Reserved].
229.234. [Reserved].
229.235—229.239. [Reserved].
229.240. [Reserved].
229.241. [Reserved].
229.242. [Reserved].
229.243. [Reserved].

GLAZING AND WINDOW CONSTRUCTION

229.251. [Reserved].
229.252—229.254. [Reserved].
FUEL SYSTEMS

229.261—229.262. [Reserved].
229.263. [Reserved].

COUPLING DEVICES AND TOWING METHODS

229.271—229.272. [Reserved].

MISCELLANEOUS PARTS AND ACCESSORIES

229.281. [Reserved].
229.282—229.286. [Reserved].
229.287. [Reserved].
229.288—229.291 [Reserved].
229.292—229.296. [Reserved].
229.297—229.299. [Reserved].

EMERGENCY EQUIPMENT

229.301. [Reserved].

PROTECTION AGAINST SHIFTING OR FALLING CARGO

229.311. [Reserved].
229.312—229.314. [Reserved].

FRAMES, CAB AND BODY COMPONENTS,
WHEELS, STEERING AND SUSPENSION SYSTEMS

229.321—229.322. [Reserved].
229.323—229.325. [Reserved].
§ 229.191. [Reserved].

Source

§§ 229.192—229.193. [Reserved].

Source

LIGHTING DEVICES, REFLECTORS AND ELECTRICAL EQUIPMENT

§ 229.201. [Reserved].

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§ 229.202. [Reserved].

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§§ 229.203—229.207. [Reserved].

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§ 229.208. [Reserved].

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§ 229.209. [Reserved].

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§§ 229.210—229.211. [Reserved].

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§ 229.212. [Reserved].

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§§ 229.213—229.216. [Reserved].

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§ 229.217. [Reserved].

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§§ 229.218—229.221. [Reserved].

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§ 229.222. [Reserved].

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§ 229.223. [Reserved].

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BRAKES

§§ 229.231—229.232. [Reserved].

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§ 229.233. [Reserved].

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§ 229.234. [Reserved].

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§§ 229.235—229.239. [Reserved].

Source
§ 229.240. [Reserved].

Source


§ 229.241. [Reserved].

Source


§ 229.242. [Reserved].

Source


§ 229.243. [Reserved].

Source


Notes of Decisions

Search and Seizure

The police lacked a reasonable basis to conduct a seizure and search of a driver’s logbook, a bank bag, which contained toll receipts, and a brown bag, which contained shipping invoices and other documents, where, in view of the fact that the police had detained the driver and were planning to impound his tractor-trailer, the police had already taken a potentially dangerous vehicle and driver off the road. Commonwealth v. Petroll, 738 A.2d 993 (Pa. 1999).

GLAZING AND WINDOW CONSTRUCTION

§ 229.251. [Reserved].

Source


§§ 229.252—229.254. [Reserved].

Source


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§§ 229.261—229.262. [Reserved].

Source

§ 229.263. [Reserved].

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COUPLING DEVICES AND TOWING METHODS

§§ 229.271—229.272. [Reserved].

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MISCELLANEOUS PARTS AND ACCESSORIES

§ 229.281. [Reserved].

Source

§§ 229.282—229.286. [Reserved].

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§ 229.287. [Reserved].

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§§ 229.288—229.291. [Reserved].

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§§ 229.292—229.296. [Reserved].

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§§ 229.297—229.299. [Reserved].

Source

EMERGENCY EQUIPMENT

§ 229.301. [Reserved].

Source

PROTECTION AGAINST SHIFTING OR FALLING CARGO

§ 229.311. [Reserved].

Source

§§ 229.312—229.314. [Reserved].

Source
FRAMES, CAB AND BODY COMPONENTS, WHEELS, STEERING AND SUSPENSION SYSTEMS

§§ 229.321—229.322. [Reserved].

Source

§§ 229.323—229.325. [Reserved].

Source

Subchapter E. [Reserved]

GENERAL

Sec.
229.331. [Reserved].

DRIVERS SERVICE TIME

229.341. [Reserved].
229.342—229.344. [Reserved].
229.345. [Reserved].
229.346. [Reserved].
229.347. [Reserved].
229.348. [Reserved].

GENERAL

§ 229.331. [Reserved].

Source

DRIVERS SERVICE TIME

§ 229.341. [Reserved].

Source
§§ 229.342—229.344. [Reserved].

Source

§ 229.345. [Reserved].

Source

§ 229.346. [Reserved].

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§ 229.347. [Reserved].

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§ 229.348. [Reserved].

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Subchapter F. [Reserved]
§ 229.361. [Reserved].

Source

§ 229.362. [Reserved].

Source

§ 229.363. [Reserved].

Source

§ 229.364. [Reserved].

Source

Notes of Decisions

Search and Seizure

The police lacked a reasonable basis to conduct a seizure and search of a driver’s logbook, a bank bag, which contained toll receipts, and a brown bag, which contained shipping invoices and other documents, where, in view of the fact that the police had detained the driver and were planning to impound his tractor-trailer, the police had already taken a potentially dangerous vehicle and driver off the road. Commonwealth v. Petroll, 738 A.2d 993 (Pa. 1999).

§ 229.365. [Reserved].

Source

Cross References

This section cited in 67 Pa. Code § 179.10 (relating to general conditions).

§ 229.366. [Reserved].

Source
§ 229.367. [Reserved].

Source

§§ 229.368—229.371. [Reserved].

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Subchapter G. [Reserved]

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229.381—229.382. [Reserved].
229.383—229.384. [Reserved].
229.385. [Reserved].
229.386—229.390. [Reserved].
229.391. [Reserved].
229.392. [Reserved].

§§ 229.381—229.382. [Reserved].

Source

§§ 229.383—229.384. [Reserved].

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§ 229.385. [Reserved].

Source

§§ 229.386—229.390. [Reserved].

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§ 229.391  [Reserved].

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§ 229.392  [Reserved].

Source

Subchapter H. [Reserved]

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§ 229.411  [Reserved].

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Subchapter I. [Reserved]

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§ 229.431  [Reserved].

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§ 229.432  [Reserved].

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Subchapter J. [Reserved]

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229.453.  [Reserved].

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§ 229.451. [Reserved].

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§ 229.452. [Reserved].

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§ 229.453. [Reserved].

Source
