PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

HIGHWAY SAFETY REQUIREMENTS FOR CHARTER-PARTY CARRIERS

Before completing this form, refer to "A Guide To Filling Out Form TL706-I"

I. GENERAL HIGHWAY SAFETY REQUIREMENTS

Public Utilities Code Section 5374 states that:

(a) Before a permit is issued or renewed, the Commission shall require the applicant to establish reasonable fitness and financial responsibility to initiate and conduct or continue to conduct the proposed or existing transportation services. The Commission shall not issue a permit pursuant to this chapter unless the applicant certifies on a form acceptable to the Commission that the applicant will maintain its vehicles in a safe operating condition and in compliance with the Vehicle Code and with regulations contained in Title 13 of the California Administrative Code relative to motor vehicle safety.

(b)(1) Before a certificate is issued or renewed, the Commission shall require the applicant to establish reasonable fitness and financial responsibility to initiate and conduct or continue to conduct the proposed or existing transportation services. The Commission shall not issue or renew a certificate pursuant to this chapter unless the applicant meets all of the following requirements:

(A) It is financially and organizationally capable of conducting an operation that complies with the rules and regulations of the Department of the California Highway Patrol governing highway safety.

(B) It is committed to observing the hours of service regulations of state and, where applicable, federal law, for all persons, including employees and subcarriers, operating vehicles in transportation for compensation under the certificate or the permit.

(C) It has a preventive maintenance program in effect for its vehicles used in transportation for compensation that conforms to regulations of the Department of California Highway Patrol in Title 13 of the California Code of Regulations.

(D) It participates in a program to regularly check the driving record of all persons, whether employees or subcarriers, operating vehicles used in transportation for compensation requiring a class A or class B driver's license under the certificate or the permit.

(E) It has a safety education and training program in effect for all persons, including employees and subcarriers, operating vehicles used in transportation for compensation.

(F) It will maintain its vehicles used in transportation for compensation in a safe operating condition and in compliance with the Vehicle Code and with regulations contained in Title 13 of the California Code of Regulations relative to motor vehicle safety.

(G) It has filed with the Commission the certificate of workers' compensation coverage or statement required by Section 5378.1.

(H) It has provided the Commission an address of an office or terminal where documents supporting the factual matters specified in the showing required by this section may be inspected by the Commission and the Department of the California Highway Patrol.

(b)(2) With respect to subparagraphs (B) and (F) of paragraph (1), the Commission may base a finding on a certification by the Commission that an applicant has filed, with the Commission, sworn declaration of ability to comply and intent to comply.

(c) In addition to the requirements in subdivision (b), class A and Class B charter-party carriers shall meet all other state and, where applicable, federal regulations as prescribed.

II. PREVENTIVE MAINTENANCE PROGRAM

Note: Each prime carrier shall make reasonable efforts to ensure that its subcarriers comply with required preventive maintenance and inspection of vehicles.

A. Attach a copy of your preventive maintenance schedule and the form(s) you will be using to record preventive maintenance completed. (See Samples I. A., B. and C.)

B. Attach a copy of the driver's daily vehicle condition report form that you will use. (See Sample II.)

III. SAFETY EDUCATION AND TRAINING PROGRAM

A. Describe your safety education and training program. (See samples III. A., B. and C.)

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Attach copies of any written materials you will use. If you have enrolled or are enrolling yourself, employee/drivers or subcarriers in a safety program provided by another organization, attach documents showing that fact and identify the program. If you or your employees or subcarriers have completed such a program, attach documents of proof.

B. Will employee/drivers be enrolled in this program? _____

C. Will subcarriers be enrolled in this program? _____

IV. ORGANIZATIONAL REQUIREMENTS

Name of person(s) in your business responsible for highway safety: _____

_____

V. CERTIFICATION

I (we) certify that I (we) have read and understand the requirements in Sections I. through VI. above and that I am (we are) able to and will comply with each of them; and that the information I (we) have provided on this form, and in the attachments, is true and correct to the best of my (our) knowledge and belief. I (we) certify (or declare), under penalty of perjury, that the foregoing is true and correct.

Date: _____

_____

_____
Signature of Applicant(s)

If applicant is a corporation:

_____
Signature of Corporate Officer

_____
Title of Corporate Officer