

## **BASIS, PURPOSE, AND STATUTORY AUTHORITY**

The purpose for these rules is to establish standards for registering interstate motor vehicle carriers. These standards include but are not limited to registration issuance, insurance requirements, civil penalties and registration revocations. Sections 40-2-110.5(2), 40-7-112 through 116, 40-10-120(4), and 40-11-115(2), C.R.S., provide the specific basis for these rules. The general statutory authority for the Commission's rulemaking authority is found at § 40-2-108, C.R.S.

### **RULE (4 CCR) 723-6-1. APPLICATION OF RULES.**

These rules apply to all for-hire motor vehicle carriers operating in interstate commerce throughout Colorado.

### **RULE (4 CCR) 723-6-2. DEFINITIONS.**

When used in these rules the following shall have the meanings as stated:

**723-6-2.1** "Commission" means the Colorado Public Utilities Commission.

**723-6-2.2** "Exempt Motor Vehicle Carrier" means a carrier by motor vehicle for compensation in interstate or foreign commerce of passengers or property exempt from regulation by the FMCSA under the Interstate Commerce Act.

**723-6-2.3** "FMCSA" means the Federal Motor Carrier Safety Administration and includes predecessor agencies performing similar duties.

**723-6-2.4** "Form D-1" means a NARUC Uniform identification Cab Card for vehicle or driveway operations conducted by an exempt motor vehicle carrier, attached as Appendix A.

**723-6-2.5** "Form E" means the NARUC Uniform Motor Carrier Bodily Injury and Property Damage Liability Certificate of Insurance, attached as Appendix B.

**723-6-2.6** "Form G" means the NARUC Uniform Motor Carrier Bodily Injury and Property Damage Liability Surety Bond, attached as Appendix C.

**723-6-2.7** "Form K" means the NARUC Uniform Notice of Cancellation of Motor Carrier Insurance Policies, attached as Appendix D.

**723-6-2.7** "Form L" means the NARUC Uniform Notice of Cancellation of Motor Carrier Surety Bonds, attached as Appendix E.

**723-6-2.8** "GVWR" means gross vehicle weight rating.

**723-6-2.9** "Jurisdiction" means a state of the United States, the District of Columbia, a province or territory of Canada or the Republic of Mexico.

**723-6-2.10** "Motor Vehicle" means any automobile, truck, motor bus, or other self-propelled vehicle, or trailer drawn thereby, excluding vehicles operating up on fixed rails and excluding amusement rides.

**723-6-2.11** "NARUC" means National Association of Regulatory Utility Commissioners.

**723-6-2.12** "FMCSA authority" means a Certificate of Public Convenience and Necessity authorizing operations as a Common Carrier by Motor Vehicle or a permit authorizing operations as a

Contract Carrier by Motor Vehicle issued by the FMCSA.

**723-6-2.13** "Registration Receipt" means a receipt issued to the regulated motor vehicle carrier that indicates the required proof of insurance has been filed with the Commission and fees have been paid.

**723-6-2.14** "Registration state" means the State where the regulated motor vehicle carrier maintains its principal place of business. If the regulated motor vehicle carrier's principal place of business is located in a jurisdiction that is not a participating SSRS registration state, the regulated motor vehicle carrier shall apply for registration in the state in which the regulated motor vehicle carrier will operate the largest number of motor vehicles during the next registration year. If the regulated motor vehicle carrier will operate the largest number of vehicles in more than one state, the regulated motor vehicle carrier shall choose which participating state will be the carrier's registration state. Once the registration state jurisdiction is determined, this designation shall be effective until the regulated motor vehicle carrier changes its principal place of business.

**723-6-2.15** "Regulated Motor Vehicle Carrier" means a carrier by motor vehicle for compensation in interstate or foreign commerce of passengers or property that is not exempted from regulation by the FMCSA under the Interstate Commerce Act.

**723-6-2.16** "SSRS" means the Single State Registration System, an insurance registration system for regulated motor vehicle carriers authorized by § 4005 of the federal "Intermodal Surface Transportation Efficiency Act of 1991", 49 U.S.C. § 14506.

#### **RULE (4 CCR) 723-6-3. REGISTRATION OF REGULATED MOTOR VEHICLE CARRIERS.**

**723-6-3.1** All regulated motor vehicle carriers that designate or that are required to designate the State of Colorado as their SSRS registration state shall register with the Commission for all states of travel.

**723-6-3.2** A regulated motor vehicle carrier must register before it commences operating.

**723-6-3.3** The registration year is a calendar year.

**723-6-3.4** A regulated motor vehicle carrier shall register annually between the 1st day of August and the 30th day of November of the year preceding the registration year. The registration application shall be submitted on a prescribed form(s) and/or supplement(s) supplied by the Commission; shall be properly completed; and shall be verified and signed by a proprietor or authorized agent of the regulated motor vehicle carrier submitting the application. The application shall be accompanied by the payment of the required fees.

**723-6-3.5** A regulated motor vehicle carrier registering with the Commission as both an interstate and intrastate carrier, with vehicles operating in both interstate and intrastate commerce, is required to pay only the interstate vehicle registration fees. Proof of dual registration can only be accomplished if appropriate intrastate credentials accompany the regulated motor vehicle carrier's interstate credentials.

**723-6-3.6** The regulated motor vehicle carrier must file its current FMCSA authority with the Commission.

**723-6-3.7** A regulated motor vehicle carrier shall retain the original registration receipt at its principal place of business for a period of three years.

**723-6-3.8** A regulated motor vehicle carrier may add additional vehicles or states of travel by filing a supplemental application and paying the appropriate state fees. If a regulated motor vehicle carrier is applying to add additional states of travel, the supplemental application shall include a

FMCSA authority authorizing travel to that state(s). The regulated motor vehicle carrier must carry copies of all supplemental registration receipts in the cab of each motor vehicle with any other copies needed.

**723-6-3.9** Prior to operating a motor vehicle in interstate commerce, the regulated motor vehicle carrier shall place and keep a copy of the current year registration receipt, including supplemental registration receipts, issued by the Commission in each motor vehicle to be operated in interstate commerce by the regulated motor vehicle carrier.

**723-6-3.10** Upon demand, the driver of a motor vehicle operated by a regulated motor carrier shall present a copy of the regulated motor vehicle carrier's registration receipt to any authorized government personnel for inspection.

**723-6-3.11** Any erasure, alteration, or unauthorized use of the original registration receipt or a copy of the registration receipt by anyone associated with the regulated motor vehicle carrier, including a driver, shall render the registration of the regulated motor vehicle carrier void and be considered an intentional violation of the registration requirements set forth in § 40-10-120(2), C.R.S.

#### **RULE (4 CCR) 723-6-4. REGISTRATION OF EXEMPT MOTOR VEHICLE CARRIERS.**

**723-6-4.1** Any exempt motor vehicle carrier operating into, from, within, or through the state of Colorado shall not operate in Colorado until it has filed, and had approved by the Commission, an application for the registration of its operations in Colorado. An exempt motor vehicle carrier shall file a supplemental application to report a change in operations.

**723-6-4.2** The application for registration as an exempt motor vehicle carrier shall be submitted on a prescribed form(s) and/or supplement(s) supplied by the Commission; shall be properly filled out; and shall be verified and signed by a proprietor or authorized agent of the exempt motor vehicle carrier submitting the application.

**723-6-4.3** The application for registration as an exempt motor vehicle carrier shall be accompanied by:

**723-6-4.3.1** Registration fee required by § 40-10-109, C.R.S.

**723-6-4.3.2** Vehicle identification fees required by § 40-2-110.5, C.R.S.

**723-6-4.3.3** Form E as required by Rule 6.4 or Form G as required by Rule 6.5.

**723-6-4.4** An exempt motor vehicle carrier registering with the Commission as both an interstate and intrastate carrier, with vehicles operating in both interstate and intrastate commerce, is required to pay only the interstate vehicle registration fees. Proof of dual registration can only be accomplished if appropriate intrastate credentials accompany the exempt motor vehicle carrier's interstate credentials.

**723-6-4.5** On or before the 31st day of January of each calendar year, each exempt motor vehicle carrier shall apply to the Commission for the issuance of vehicle identification stamps for any motor vehicle which it intends to operate within Colorado for that calendar year.

**723-6-4.6** On or before the 31st day of January of each calendar year, each exempt motor vehicle carrier shall apply to NARUC for the issuance of a sufficient supply of Uniform Identification cab cards for use in connection with the identification of any vehicle which it intends to operate within Colorado during that calendar year. Cab cards shall be a NARUC Form D-1. Prior to operating a motor vehicle within Colorado during the calendar year, the exempt motor vehicle carrier shall place the identification stamp issued by the Commission on the back of the cab card in the square bearing the name of the State of Colorado in a manner that the stamp cannot be removed without

defacing it. The motor vehicle carrier shall complete and execute the form of the certificate on the front of the cab card in order to identify itself and the motor vehicle.

723-6-4.7 The identification of motor vehicles under the provisions of this rule, the identification stamp, and the cab card shall become void on the 1st day of February in the succeeding year unless the registration has previously been terminated.

723-6-4.8 The cab card shall be maintained in the cab of the motor vehicle for which it was prepared. The cab card shall only be used for the motor vehicle for which it was originally prepared.

723-6-4.9 Upon demand, the driver of a motor vehicle operated by an exempt motor vehicle carrier shall present the cab card to any authorized government personnel for inspection.

723-6-4.10 Any erasure, alteration, or unauthorized use of a cab card shall render it void, and be considered an intentional violation of the registration requirements set forth in § 40-10-120(3), C.R.S.

723-6-4.11 If a cab card is mutilated or becomes illegible, the exempt motor vehicle carrier may prepare a new cab card and attach the mutilated or illegible cab card. If a cab card is lost or destroyed, the exempt motor vehicle carrier may prepare a new cab card and must apply for a new vehicle identification stamp with the appropriate fee.

#### **RULE (4 CCR) 723-6-5. DESIGNATION OF AGENT.**

723-6-5.1 Each regulated motor vehicle carrier and exempt motor vehicle carrier shall file a designation of process agent for each state of travel. Designations shall be made using the BOC-3 form as required under 49 C.F.R. Part 366. Regulated motor vehicle carriers and exempt motor vehicle carriers shall supplement this filing as necessary to ensure that current information is on file.

723-6-5.2 Regulated motor vehicle carriers and exempt motor vehicle carriers may only cancel or change a designation by filing a new designation.

#### **RULE (4 CCR) 723-6-6. PROOF OF INSURANCE.**

723-6-6.1 Each regulated motor vehicle carrier or exempt motor vehicle carrier required to register under the provisions of § 40-10-120, C.R.S., shall obtain and keep in force at all times, public liability insurance coverage issued by an insurance company authorized to do business in the State of Colorado. Coverage shall meet the minimum amounts set forth in Rule 7. A regulated motor vehicle carrier registration or an exempt motor vehicle carrier registration is immediately revoked upon lapse of insurance coverage.

723-6-6.2 Each regulated motor vehicle carrier registering under the provisions of § 40-10-120(2), C.R.S., shall cause to be filed with the Commission, in lieu of the original policy, one or more of the following applicable forms.

- **Form BMC 91** - Motor carrier automobile bodily injury and property damage liability certificate of insurance, attached as Appendix F.
- **Form BMC 91X** - Motor carrier automobile bodily injury liability and property damage liability certificate of insurance, attached as Appendix G.
- **Form BMC 91MX** - Motor carrier surety bond.
- **Form BMC or MCS 90** - Endorsement for motor carrier policies of insurance for public liability (to be attached to the motor carrier's policy), attached as Appendix H.

- **Form MCS 82** - Motor carrier public liability surety bond, attached as Appendix I.
- **Form BMC 35** - Notice of cancellation of motor carrier insurance policies, attached as Appendix J.
- **Form BMC 36** - Notice of cancellation of motor carrier surety bonds, attached as Appendix K.

**723-6-6.3** A regulated motor vehicle carrier may file evidence of self-insurance in lieu of a certificate of insurance by filing and maintaining a true and readily legible copy of the currently effective FMCSA order authorizing the regulated motor vehicle carrier to self-insure under the provisions of the Interstate Commerce Act. In the event of change in the self-insured status, the affected regulated motor vehicle carrier shall immediately notify the Commission of the change and file either evidence of a reinstatement of the authority to self-insure, or evidence of insurance in accordance with Rule 6.2, with an effective date on or before the date of the status change.

**723-6-6.4** Each exempt motor vehicle carrier registering under the provisions of § 40-10-120(3), C.R.S., shall cause to be filed with the Commission, in lieu of the original policy, a Form E executed by a duly authorized agent of the insurer. Governmental entities may file a certificate of self insurance issued by the Division of Insurance in the Colorado Department of Regulatory Agencies in lieu of a Form E. Exempt motor vehicle carriers shall retain the original policy and keep it available for inspection by any authorized representative of the Commission. Proof of the required coverage shall be shown in a "Waiver of Description" endorsement on each policy, and a copy of such endorsement shall be attached to and made a part of the Form E filed with the Commission.

**723-6-6.5** Exempt motor vehicle carriers may file a surety bond in lieu of a certificate of insurance by filing a surety bond as stated in Form G. All bonds filed shall be subject to the requirements set forth in Rule 6.6 and Rule 7.

**723-6-6.6** All insurance coverage must be filed with the name, initials, corporate name, and trade name (if any) as stated in the registration application and the current address of the regulated motor vehicle carrier or exempt motor vehicle carrier. Any subsequent name changes, address changes, or policy number changes shall be reflected on the certificates of insurance or surety bonds by filing an endorsement.

**RULE (4 CCR) 723-6-7. MINIMUM LEVELS OF FINANCIAL RESPONSIBILITY.**

**723-6-7.1** Regulated motor vehicle carriers of passengers and non-hazardous materials and exempt motor vehicle carriers of passengers and non-hazardous materials shall maintain insurance coverage in the amounts set forth in the following table:

|  |             |
|--|-------------|
| Freight vehicles less than 10,000 lbs. GVWR.                         | \$300,000   |
| Freight vehicles greater than or equal to 10,000 lbs. GVWR.          | \$750,000   |
| Passenger vehicles with a seating capacity of 15 passengers or less. | \$1,500,000 |
| Passenger vehicles with a seating capacity of 16 passengers or more. | \$5,000,000 |

**723-6-7.2** All motor vehicle carriers of hazardous materials shall maintain insurance pursuant to

requirements of § 42-20-202(2)(a), C.R.S.

#### **RULE (4 CCR) 723-6-8. CANCELLATION OF INSURANCE.**

**723-6-8.1** An insurer filing proof of insurance under the provisions of Rule 6.2 shall give the Commission notice of cancellation of motor carrier insurance policies or, if applicable notice of cancellation of motor carrier surety bonds. Notice shall be accomplished by filing either a Form BMC 35 or BMC 36 with the Commission.

**723-6-8.2** An insurer filing proof of insurance under the provisions of Rule 6.4 shall give the Commission notice of cancellation of motor carrier insurance policies. Notice shall be accomplished by filing a NARUC Form K with the Commission.

**723-6-8.3** A surety filing proof of insurance under the provisions of Rule 6.5 shall give the Commission notice of the cancellation of motor carrier surety bonds. Notice shall be accomplished by filing a NARUC Form L with the Commission.

**723-6-8.4** The effective date of the cancellation notice shall be computed as thirty days from the date the Commission receives the notice.

**723-6-8.5** More recent certificates of insurance or surety bonds shall replace and terminate previously filed certificates of insurance or surety bonds. The liability of the retiring insurer shall terminate as of the effective date of the replacement certificate of insurance or surety bond provided the replacement is filed in accordance with the procedures set forth in these rules. A filing received for primary coverage can only terminate and replace another filing for primary coverage. Excess coverage can only terminate and replace excess coverage.

#### **RULE (4 CCR) 723-6-9. COMPLIANCE AND CIVIL PENALTY ASSESSMENTS.**

**723-6-9.1** The Commission may suspend or revoke the registration of any regulated motor vehicle carrier or exempt motor vehicle carrier that fails to comply with §§ 40-10-120 and 40-11-115, C.R.S., or these rules.

**723-6-9.2** A violation of §§ 40-10-120(2), 40-10-120(3), 40-11-115(2), or 40-11-115(3), C.R.S., may result in the assessment of a civil penalty of \$400.00 per day.

**723-6-9.3** A violation of Rules 3, 4, 5, 6, or 7 may result in the assessment of a civil penalty of up to \$400.00

**723-6-9.4** Failure to carry proof of interstate registration required by §§ 40-10-120 or 40-11-115, C.R.S., may result in the assessment of a civil penalty of \$25.00 per day.

**723-6-9.5** Repeat violations of statutes or rules.

**723-6-9.5.1** Any person who receives a second civil penalty assessment for a violation of the same statute or rule listed in Rule 9.2 or 9.3 of these rules within one year after the first violation, may be assessed two times the amount specified in the applicable rule for such second violation.

**723-6-9.5.2** Any person who receives more than two civil penalty assessments for a violation of the same statutes or rules listed in Rule 9.2 or 9.3 of these rules within one year may be assessed three times the amount specified in the applicable rule for each such subsequent violation.

**723-6-9.6** Multiple offenses. The violation of more than one statute, rule or regulation during the course

of one 24-hour period shall constitute multiple offenses for which civil penalties may be assessed as set forth in these rules.

723-6-9.7 Separate offenses. Each violation of a statute, rule, or regulation within the scope of these rules shall constitute a separate offense for which a civil penalty may be assessed as set forth in these rules.

**RULE (4 CCR) 723-6-10. INCORPORATION BY REFERENCE.**

723-6-10.1 The Commission incorporates by reference the regulations published at Title 49, Code of Federal Regulations, Part 366 revised as of October 1, 1998. These rules do not incorporate later amendments to or editions of the Code of Federal Regulations.

723-6-10.2 The title, address and telephone number of the person employed by the Commission from whom information concerning how the material incorporated by reference may be obtained or examined is:

Director of Transportation Colorado Public Utilities Commission 1580 Logan Street, OL2  
Denver, Colorado 80203 Telephone (303) 894-2000.

723-6-10.3 The material incorporated by reference may be examined at the offices of the Commission, 1580 Logan Street, OL2, Denver, Colorado 80203, between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday, except when such days are state holidays.

723-15-10.4 The material incorporated by reference may be examined also at any state publications library.

FORM D-1

UNIFORM IDENTIFICATION CAB CARD FOR VEHICLE OR DRIVEAWAY OPERATION EXEMPT FROM ICC REGULATION

Operating Motor Carrier

Name of Carrier \_\_\_\_\_
Street \_\_\_\_\_
City \_\_\_\_\_ State \_\_\_\_\_

Vehicle

Type \_\_\_\_\_ \* Make \_\_\_\_\_
\* Year \_\_\_\_\_ Serial No. \_\_\_\_\_
\*\* State of Vehicle Registration \_\_\_\_\_
\* Name of Owner of Vehicle \_\_\_\_\_

The operation of the vehicle or conduct of the driveaway operation, described above, is exempt from regulation by the Interstate Commerce Commission under the Interstate Commerce Act, as amended, pursuant to the authority checked below:

- Sec. 10523 (a) - Terminal Area Exemption
Sec. 10523 (b) Terminal Area Exemption
Sec. 10521 (a) (1) (C-E) Foreign Commerce Exemption
Sec. 10526 (a) (1) School Bus Exemption
Sec. 10526 (a) (2) Taxicab Exemption
Sec. 10526 (a) (3) Hotel Exemption
Sec. 10526 (a) (9) National Park Exemption
Sec. 10526 (a) (4) Farm Exemption
Sec. 10526 (a) (5) Farm Cooperative Exemption
Sec. 10526 (a) (6) Commodities Exemption
Sec. 10526 (a) (7) Newspaper Exemption
Sec. 10526 (a) (8) Air Transport Exemption
Sec. 10526 (b) (1) Municipal Exemption
Sec. 10526 (b) (2) Occasional Exemption
Sec. 10526 (b) (3) Emergency Tow Exemption
Specify Other Exemption

Such vehicle or driveaway operation has been registered in accordance with the laws of each State whose current identification stamp or number is placed on the reverse side of this card.

I, the undersigned, under penalty for false statement, do hereby certify that the above information is true and correct and that I am authorized to execute this document on behalf of the above carrier. (State penalties as prescribed by law.)

RECEIVED

OCT 02 1998 Signature \_\_\_\_\_
Title \_\_\_\_\_
Date Executed \_\_\_\_\_

This card expires at 12:01 AM February 1, 19\_\_ or \_\_\_, 19\_\_, whichever is earlier.

\* Not applicable to driveaway operations.
\*\* If the State of vehicle registration changes during the period this cab card is effective, the motor carrier shall immediately indicate the change above by marking out the name of the State listed and inserting the name of the new State of vehicle registration in lieu thereof. This change shall be initialed by an official of the motor carrier.

|             |          |                      |               |            |               |
|-------------|----------|----------------------|---------------|------------|---------------|
| Alabama     | Alaska   | Arizona              | Arkansas      | California | Colorado      |
| Connecticut | Delaware | District of Columbia | Florida       | Georgia    | Hawaii        |
| Idaho       | Illinois | Indiana              | Iowa          | Kansas     | Kentucky      |
| Louisiana   | Maine    | Maryland             | Massachusetts | Michigan   | Minnesota     |
| Mississippi | Missouri | Montana              | Nebraska      | Nevada     | New Hampshire |

|               |            |              |                |                |              |
|---------------|------------|--------------|----------------|----------------|--------------|
| New Jersey    | New Mexico | New York     | North Carolina | North Dakota   | Ohio         |
| Oklahoma      | Oregon     | Pennsylvania | Rhode Island   | South Carolina | South Dakota |
| Tennessee     | Texas      | Utah         | Vermont        | Virginia       | Washington   |
| West Virginia | Wisconsin  | Wyoming      |                |                |              |

Form E

UNIFORM MOTOR CARRIER BODILY INJURY AND  
PROPERTY DAMAGE LIABILITY CERTIFICATE OF INSURANCE  
(Executed in triplicate)

Filed with \_\_\_\_\_ (hereinafter called Commission)  
(Name of commission)

This is to certify, that the \_\_\_\_\_  
(Name of company)

(hereinafter called Company) of \_\_\_\_\_  
(Home office address of company)

has issued to \_\_\_\_\_ of \_\_\_\_\_  
(Name of motor carrier) (Address of motor carrier)

a policy or policies of insurance effective from \_\_\_\_\_  
12:01 a.m. standard time at the address of the insured stated in said policy  
or policies and continuing until canceled as provided herein, which, by  
attachment of the uniform motor carrier bodily injury and property damage  
liability insurance endorsement, has or have been amended to provide  
automobile bodily injury and property damage liability insurance covering the  
obligations imposed upon such motor carrier by the provisions of the motor  
carrier law of the State in which the commission has jurisdiction or  
regulations promulgated in accordance therewith.

Whenever requested, the company agrees to furnish the commission a  
duplicate original of said policy or policies and all endorsements thereon.

This certificate and the endorsement described herein may not be  
canceled without cancellation of the policy to which it is attached. Such  
cancellation may be effected by the company or the insured giving thirty (30)  
days' notice in writing to the State commission, such thirty (30) days'  
notice to commence to run from the date notice is actually received in the  
office of the commission.

Countersigned at \_\_\_\_\_  
(Street address) (City) (State) (Zip Code)

this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

\_\_\_\_\_  
(Authorized company representative)

Insurance company file No. \_\_\_\_\_  
(Policy No.)

Form C  
 UNIFORM MOTOR CARRIER BODILY INJURY AND  
 PROPERTY DAMAGE LIABILITY SURETY BOND  
 (Executed in Indiana)

Know all men by these presents, that we, \_\_\_\_\_ of \_\_\_\_\_ as principal (hereinafter called principal), and \_\_\_\_\_ as \_\_\_\_\_ (Name of motor carrier principal) \_\_\_\_\_ (City) \_\_\_\_\_ (State) principal (hereinafter called principal), and \_\_\_\_\_ (Name of surety) a corporation created and existing under the laws of the State of \_\_\_\_\_, with principal office at \_\_\_\_\_ (City) \_\_\_\_\_ (State)

Surety (hereinafter called surety), are held and firmly bound unto the State of \_\_\_\_\_ in the sum or sums hereinafter provided for which payment, well and truly to be made, the principal and surety hereby bind themselves, their successors and assigns, firmly by these presents.

The condition of this obligation is such that, Whereas, the principal is or intends to become a motor carrier subject to the laws of such State and the rules and regulations of \_\_\_\_\_ (Name of Commission)

(hereinafter called Commission), relating to insurance or other security for the protection of the public, and has elected to file with the commission a surety bond conditioned as hereinafter set forth; and

Whereas, this bond is written to assure compliance by the principal as a motor carrier of passengers or property with the laws of such State and the rules and regulations of the Commission relating to insurance or other security for the protection of the public, and shall issue to the benefit of any person or persons who shall recover a final judgment or judgments against the principal for any of the damages hereto described.

Now, therefore, if every final judgment recovered against the principal for bodily injury to or the death of any person or loss of or damage to the property of others, sustained while this bond is in effect, and resulting from the negligent operation, maintenance or use of motor vehicles in transportation (but excluding injury to or death of the principal's employees while engaged in the course of their employment, and loss of or damage to property of the principal and property transported by the principal described as cargo), shall be paid, then this obligation shall be void, otherwise to remain in full force and effect.

Within the limits hereinafter provided, the liability of the surety extends to such losses, damages, injuries, or

losses, regardless of whether such motor vehicles are specifically described herein and whether occurring on the route or in the territory authorized to be licensed by the principal or elsewhere.

This bond is effective from \_\_\_\_\_ (12.01 a.m. standard time at the address of the principal as stated herein) and shall continue in force until terminated as hereinafter provided. The principal or the surety may at any time terminate this bond by written notice to the commission, such termination to become effective not less than thirty (30) days after actual receipt of said notice by the commission. The surety shall not be liable hereunder for the payment of any judgment or judgments against the principal for bodily injury to or the death of any person or persons or loss of or damage to property resulting from accidents which occur after the termination of this bond as herein provided, but such termination shall not affect the liability of the surety hereunder for the payment of any such judgment or judgments resulting from accidents which occur during the time the bond is in effect.

The liability of the surety on each motor vehicle shall be the limits prescribed in the laws of such State and the rules and regulations of the commission governing the filing of surety bonds, which were in effect at the time this bond was executed, and will be a continuing one notwithstanding any recovery hereunder.

In witness whereof, the said principal and surety have executed this instrument on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

\_\_\_\_\_  
 (Principal)  
 By \_\_\_\_\_  
 (AFFIX CORPORATE SEAL)

\_\_\_\_\_  
 (Surety)  
 \_\_\_\_\_ (City) \_\_\_\_\_ (State)  
 By \_\_\_\_\_

Countersigned at \_\_\_\_\_  
 this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.  
 Bond No. \_\_\_\_\_

\_\_\_\_\_  
 (Registered resident agent)

Form K

UNIFORM NOTICE OF CANCELLATION  
OF MOTOR CARRIER INSURANCE POLICIES  
(Executed in triplicate)

Check type canceled: BI and PD  Cargo

Filed with \_\_\_\_\_ (hereinafter called commission)  
(Name of commission)

This is to advise that under the terms of a policy or policies issued

to \_\_\_\_\_  
(Name of motor carrier)

of \_\_\_\_\_  
(Address of motor carrier)

by \_\_\_\_\_  
(Name of company)

of \_\_\_\_\_  
(Address)

said policy or policies, including any and all endorsements forming a part thereof or certificates issued in connection therewith, is (are) hereby canceled effective as of the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, 12:01 a.m., standard time at the address of the Insured as stated in said policy or policies provided such date is not less than thirty (30) days after the actual receipt of this notice by the commission.

\_\_\_\_\_  
(Signature of insurer)

Insurance Company File No. \_\_\_\_\_  
(Policy No.)

Form L

UNIFORM NOTICE OF CANCELLATION OF MOTOR  
CARRIER SURETY BONDS

(Executed in triplicate)

Check type canceled: BI and PD  Cargo

Filed with \_\_\_\_\_  
(Name of commission)

(hereinafter called commission)

This is to advise that, under the terms of surety bond(s)  
executed in behalf of \_\_\_\_\_

(Name of principal)

of \_\_\_\_\_  
(Address)

by \_\_\_\_\_  
(Name of surety)

of \_\_\_\_\_  
(Address)

said bond(s), including any and all riders or certificates  
attached thereto or issued in connection therewith, is (are)  
hereby canceled effective as of the \_\_\_\_\_ day of \_\_\_\_\_  
\_\_\_\_\_, 19\_\_\_\_, 12:01 a.m. standard  
time at the address of the Principal as stated in said  
bond(s) provided such date is not less than thirty (30)  
days after the actual receipt of this notice by the com-  
mission.

\_\_\_\_\_  
(Signature of principal or surety)

Insurance company File No. \_\_\_\_\_  
(Policy No.)

According to the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. It is estimated that an average of 10 minutes are required to complete this collection of information. This estimate includes time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Comments concerning the accuracy of this burden estimate or suggestions for reducing this burden should be directed to the Federal Highway Administration, 400 7th St., W., Washington, DC 20591.

MOTOR CARRIER AUTOMOBILE BODILY INJURY AND PROPERTY DAMAGE LIABILITY CERTIFICATE OF INSURANCE  
filed with

Received  
Date

FEDERAL HIGHWAY ADMINISTRATION  
OFFICE OF MOTOR CARRIERS  
LICENSING & INSURANCE DIVISION  
400 Virginia Ave., SW, Suite 600  
Washington, D.C. 20024

Approved by OMB  
2125-0570  
Expires: 11/30/2001

FHWA Docket No.  
MC \_\_\_\_\_  
FF \_\_\_\_\_

Filer Account No. \_\_\_\_\_

This is to certify, that the \_\_\_\_\_

(NAME OF INSURANCE COMPANY)

(hereinafter called Company) of \_\_\_\_\_

(HOME OFFICE ADDRESS OF INSURANCE COMPANY)

has issued to \_\_\_\_\_

(NAME OF MOTOR CARRIER OR FREIGHT FORWARDER)

of \_\_\_\_\_

(ADDRESS OF MOTOR CARRIER OR FREIGHT FORWARDER)

insurance under terms described on the back of this form to provide for the FULL SECURITY LIMITS required under Section 387.303(b)(1) or 387.303(b)(2) of the Code of Federal Regulations.

Effective from \_\_\_\_\_ (12:01 a.m. standard time at the address of the Insured as stated in said policy or policies) and continuing until cancelled provided in the rules and regulations under Section 13906 of Title 49 of the United States Code.

Countersigned at \_\_\_\_\_

Street Address

City

State

Zip

Date \_\_\_\_\_

Insurance Company Policy No. \_\_\_\_\_

(Policy Number)

(Issuing Office - Full Name of Agency or Branch)

FHWA BMC 91

MC 1669d (12-98) UNIFORM INFORMATION SERVICES, ETC.

(Signature of Authorized Representative)

The receipt of this certificate by the FHWA certifies that a policy or policies of Public Liability (or Automobile Bodily Injury and Property Damage Liability) has been issued by the company identified on the face of this form, that the company is qualified to make this filing under Section 387.315 or Section 387.411 of title 49 Code of Federal Regulations, and that by the attachment of endorsement BMC 90, MCS 90 or a form of similar import prescribed by the U.S. Department of Transportation, Federal Highway Administration, is amended to provide the coverage or security for the protection of the public required under Section 387.303 of Title 49 of the Code of Federal Regulations. The amendment governs the operation, maintenance, or use of motor vehicles under certificate or permit issued to the Insured by the Federal Highway Administration or otherwise in transportation subject to Subchapter I or III of Chapter 135, of title 49 United States Code, and the pertinent rules and regulations of the Federal Highway Administration, regardless of whether or not such motor vehicles are specifically described in the policy or policies. The liability of the Company shall extend to all losses, damages, injuries, or deaths occurring within the authority granted to the insured by the Federal Highway Administration or elsewhere.

The endorsement(s) described herein may not be canceled or withdrawn until thirty (30) days after written notice has been submitted to the Federal Highway Administration at its offices in Washington, DC, on the prescribed Form BMC-35, Notice of Cancellation Motor Carrier Policies of Insurance under 49 U.S.C. 13906. Said notice shall become effective to run from the date notice is actually received at the office of the FHWA.

Falsification of this document can result in criminal penalties provided under 18 U.S.C. 1001.

SAMPLE

If it is estimated that an average of 5 minutes per response is required to complete this collection of information, this estimate includes time for reviewing instructions, gathering data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Comments concerning the accuracy of these estimates or suggestions for reducing this burden should be directed to the Section of Administrative Services, Interstate Commerce Commission and the Office of Information Policy Affairs, Office of Management and Budget.

**MOTOR CARRIER AUTOMOBILE BODILY INJURY AND PROPERTY DAMAGE LIABILITY CERTIFICATE OF INSURANCE**

Received \_\_\_\_\_ Date \_\_\_\_\_

filed (in triplicate) with:  
**INTERSTATE COMMERCE COMMISSION**  
**INSURANCE BRANCH**  
**WASHINGTON, DC. 20423**

ICC DOCKET NO. \_\_\_\_\_  
 MC \_\_\_\_\_  
 for FF \_\_\_\_\_

Approved \_\_\_\_\_  
 Through \_\_\_\_\_

This is to certify that the \_\_\_\_\_

(hereinafter called Company) of \_\_\_\_\_

has issued to \_\_\_\_\_

of \_\_\_\_\_

insurance under terms described on the back of this form to provide coverage, as follows: CHECK AS APPLICABLE:

Full Security Limits Required in Title 49 of the Code of Federal Regulations:  Under Section 1043.2(b)(1)  Under Section 1043.2(b)(2)

Security Limits Required under Section 1043.2(b)(1) or 1043.2(b)(2) of the same Title as follows:

This insurance is primary and the company shall not be liable for amounts in excess of \$ \_\_\_\_\_ for each accident

This insurance is excess and the company shall not be liable for amounts in excess of \$ \_\_\_\_\_ for each accident in excess of underlying limit of \$ \_\_\_\_\_ for each accident.

Effective from \_\_\_\_\_ (12:01 a.m., standard time at the address of the Insured as stated in said policy or policies) and continuing until \_\_\_\_\_ or until cancelled as provided in the rules and regulations under Section 10927 of Title 49 of the United States Code.

Signed at \_\_\_\_\_ Street \_\_\_\_\_ City \_\_\_\_\_ State \_\_\_\_\_ Date \_\_\_\_\_

Insurance Company Policy No. \_\_\_\_\_

Form B.M.C. 91X

UNIFORM CERTIFICATE OF LIABILITY FOR MOTOR CARRIERS MC 161-1

The receipt of this certificate by the Commission certifies that a policy or policies of Public Liability (for Automobile Bodily Injury and Property Damage) insurance has been issued by the company identified on the face of this form, that the company is qualified to make the filing under Section 1043.8 or Section 1084.6 of Title 49 of the Code of Federal Regulations, and that by the attachment of endorsement BMC 90, prescribed by the Interstate Commerce Commission and/or an endorsement prescribed by the U.S. Department of Transportation (its MCS 90 or a form of similar importation) to provide the coverage or security for the protection of the public required under Section 1043.2 of Title 49 of the Code of Federal Regulations. The amendment governs the operation, maintenance, or use of motor vehicles under certificate of public convenience and necessity or permit issued to the Insured by the Commission or otherwise in transportation subject to Subchapter II of Chapter 105 of Title 49, United States Code, and the rules and regulations of the Commission, regardless of whether or not such motor vehicles are specifically described in the policy or policy endorsement. The liability of the Company extends to all losses, damages, injuries, or deaths occurring within the authority granted to the Insured by this certificate or elsewhere.

The endorsement(s) described may not be cancelled or withdrawn until thirty (30) days after written notice has been submitted to the Commission at its offices in Washington, D.C., on the prescribed Form BMC-35, Notice of Cancellation Motor Carrier Policies of Insurance under 49 U.S.C. 10927. Said thirty (30) days notice to commence to run from the date the notice is actually received at the Office of the Commission.

Falsification of this document can result in criminal penalties prescribed under 18 U.S.C. 1001.

ENDORSEMENT FOR  
MOTOR CARRIER POLICIES OF INSURANCE FOR PUBLIC LIABILITY  
UNDER SECTIONS 29 AND 30 OF THE MOTOR CARRIER ACT OF 1980

DEFINITIONS AS USED IN THIS ENDORSEMENT

**ACCIDENT** includes continuous or repeated exposure to conditions which results in bodily injury, property damage, or environmental damage which the insured neither expected nor intended.

**MOTOR VEHICLE** means a land vehicle, machine, truck, tractor, trailer, or semitrailer propelled or drawn by mechanical power and used on a highway for transporting property, or any combination thereof.

**BODILY INJURY** means injury to the body, sickness, or disease to any person, including death resulting from any of these.

**ENVIRONMENTAL RESTORATION** means restitution for the loss, damage or destruction of natural resources arising out of the accidental discharge, dispersal, release or escape into or upon the land, atmosphere, watercourse, or body of water, of any commodity transported by a motor carrier. This shall include the cost of removal and the cost of necessary measures taken to minimize or mitigate damage to human health, the natural environment, fish, shellfish and wildlife.

**PROPERTY DAMAGE** means damage to or loss of use of tangible property.

**PUBLIC LIABILITY** means liability for bodily injury, property damage, and environmental restoration.

The insurance policy to which this endorsement is attached provides automobile liability insurance and is amended to assure compliance by the insured, within the limits stated herein, as a motor carrier of property, with Sections 29 and 30 of the Motor Carrier Act of 1980 and the rules and regulations of the Federal Highway Administration (FHWA) and the Interstate Commerce Commission (ICC).

In consideration of the premium stated in the policy to which this endorsement is attached, the insurer (the company) agrees to pay, within the limits of liability described herein, any final judgment recovered against the insured for public liability resulting from negligence in the operation, maintenance or use of motor vehicles subject to the financial responsibility requirements of Sections 29 and 30 of the Motor Carrier Act of 1980 regardless of whether or not each motor vehicle is specifically described in the policy and whether or not such negligence occurs on any route or in any territory authorized to be served by the insured or elsewhere. Such insurance as is afforded for public liability does not apply to injury or death of the insured's employees while engaged in the course of their employment, or property transported by the insured, designated as cargo.

It is understood and agreed that no condition, provision, stipulation, or limitation contained in the policy, this endorsement, or any other endorsement thereon, or violation thereof, shall relieve the company from liability or from the payment of any final judgment, within the limits of liability herein described, irrespective of the financial condition, insolvency or bankruptcy of the insured. However, all terms, conditions, and limitations in the policy to which the endorsement is attached shall remain in full force and effect as binding between the insured and the company. The insured agrees to reimburse the company for any payment made by the company on account of any accident, claim, or suit involving a breach of the terms of the policy, and for any payment that the company would not have been obligated to make under the provisions of the policy except for the agreement contained in this endorsement.

It is further understood and agreed that, upon failure of the company to pay any final judgment recovered against the insured as provided herein, the judgment creditor may maintain an action in any court of competent jurisdiction against the company to compel such payment.

The limits of the company's liability for the amounts prescribed in this endorsement apply separately to each accident and any payment under the policy because of any one accident shall not operate to reduce the liability of the company for the payment of final judgments resulting from any other accident.

The policy to which this endorsement is attached provides primary or excess insurance, as indicated by 'X', for the limits shown:

- This insurance is primary and the company shall not be liable for amounts in excess of \$ \_\_\_\_\_ for each accident.
- This insurance is excess and the company shall not be liable for amounts in excess of \$ \_\_\_\_\_ for each accident in excess of the underlying limit of \$ \_\_\_\_\_ for each accident.

Whenever required by the FHWA or the ICC the company agrees to furnish the FHWA or the ICC a duplicate of said policy and all its endorsements. The company also agrees, upon telephone request by an authorized representative of the FHWA or the ICC, to verify that the policy is in force as of a particular date. The telephone number to call is:

Cancellation of this endorsement may be effected by the company or the insured by giving (1) thirty-five (35) days notice in writing to the other party (said 35 days notice to commence from the date the notice is mailed, proof of mailing shall be sufficient proof of notice), and (2) if the insured is subject to the ICC's jurisdiction, by providing thirty (30) days notice to the ICC (said 30 days notice to commence from the date notice is received by the ICC at its office in Washington, D.C.).

Issued to \_\_\_\_\_ of \_\_\_\_\_  
 Dated at \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_  
 Amending Policy No. \_\_\_\_\_  
 Effective Date \_\_\_\_\_ Countersigned by \_\_\_\_\_  
 \_\_\_\_\_  
 Authorized Company Representative

Name of Insured Company \_\_\_\_\_

The Motor Carrier Act of 1980 requires limits of financial responsibility according to type of carriage and commodity transported by the motor carrier.

It is the MOTOR CARRIER'S obligation to obtain the required limits of financial responsibility.

**THE SCHEDULE OF LIMITS SHOWN BELOW DOES NOT PROVIDE COVERAGE**

The limits shown in this schedule are for information purposes only.

**SCHEDULE OF LIMITS**  
 Public Liability

| Type of Carriage 1  | Commodity Transported  | Minimum Insurance |
|---|--|-------------------|
| (1) For-hire<br>(in interstate or foreign commerce)   | Property (Non-hazardous)   | \$ 750,000        |
| (2) For-hire and Private<br>(in interstate, foreign or intrastate commerce)   | Hazardous substances, as defined in 49 CFR 171.8, transported in cargo tanks, portable tanks, or hopper-type vehicles with capacities in excess of 3,500 water gallons; or in bulk Divisions 1.1, 1.2, and 1.3 materials, Division 2.3, Hazard Zone A, or Division 6.1, Packing Group I, Hazard Zone A material; in bulk Division 2.1 or 2.2; or highway route controlled quantities of a Class 7 material, as defined in 49 CFR 173.403 | \$5,000,000       |
| (3) For-hire and Private<br>(in interstate or foreign commerce; in any quantity) or<br>(in intrastate commerce; in bulk only) | Oil listed in 49 CFR 172.101; hazardous waste, hazardous materials and hazardous substances defined in 49 CFR 171.8 and listed in 49 CFR 172.101, but not mentioned in (2) or (4)  | \$1,000,000       |
| (4) For-hire and Private<br>(in interstate or foreign commerce)   | Any quantity of Division 1.1, 1.2, or 1.3 material; any quantity of a Division 2.3, Hazard Zone A, or Division 6.1, Packing Group I, Hazard Zone A material; or highway route controlled quantities of a Class 7 material as defined in 49 CFR 173.403   | \$5,000,000       |

**NOTE**

- The type of carriage listed under numbers (1), (2) and (3) apply to vehicles with a gross vehicle weight rating of 10,000 pounds or more. The type of carriage listed under number (4) applies to all vehicles with a gross vehicle weight rating of less than 10,000 pounds.

MOTOR CARRIER PUBLIC LIABILITY SURETY BOND  
UNDER SECTIONS 29 AND 30 OF THE MOTOR CARRIER ACT OF 1960

PARTIES

Surety Company and Principal  
Place of Business Address

Motor Carrier Principal, ICC Docket No.  
and Principal Place of Business Address

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

PURPOSE

This is an agreement between the Surety and the Principal under which the Surety, its successors and assignees, agree to be responsible for the payment of any final judgment or judgments against the Principal for public liability and property damage, and environmental restoration liability claims in the sums prescribed herein, subject to the governing provisions and following conditions.

GOVERNING PROVISIONS

- (1) Sections 29 and 30 of the Motor Carrier Act of 1960 (49 U.S.C. 10927 note)
- (2) Rules and Regulations of the Federal Highway Administration (FHWA)
- (3) Rules and Regulations of the Interstate Commerce Commission (ICC)

CONDITIONS

The Principal is or intends to become a motor carrier of property subject to the applicable governing provisions relating to financial responsibility for the protection of the public.

This bond assures compliance by the Principal with the applicable governing provisions and shall insure to the benefit of any person or persons who shall recover a final judgment or judgments against the Principal for public liability, property damage, or environmental restoration liability claims (excluding injury to or death of the Principal's employees while engaged in the course of their employment, and loss of or damage to property of any person, and the cargo transported by the Principal) if every final judgment shall be paid for such claims resulting from the negligent operation, maintenance, or use of motor vehicles in transportation subject to the applicable governing provisions, then this obligation shall be void, otherwise it will remain in full effect.

Within the limits described herein, the Surety agrees to pay such losses regardless of whether such motor vehicles are specifically described herein and whether occurring on the territory authorized to be served by the Principal or elsewhere.

The liability of the Surety on each motor vehicle subject to the financial responsibility requirements of Sections 29 and 30 of the Motor Carrier Act of 1960 for each accident shall not exceed \$\_\_\_\_\_ and shall be a continuing one notwithstanding any recovery thereunder.

The Surety agrees, upon telephone request by an authorized representative of the FHWA or ICC, to verify that the surety bond is in full force as of a particular date. The telephone number to call is: \_\_\_\_\_

This bond is effective from \_\_\_\_\_ (12:01 a.m., standard time, at the address of the Principal as stated herein) and shall continue in force until terminated as described herein. The Principal or the Surety may at any time terminate this bond by giving (1) thirty-five (35) days notice in writing to the other party (said 35 days notice to commence from the date the notice is mailed, proof of mailing shall be sufficient proof of notice), and (2) if the Principal is subject to the ICC's jurisdiction, by providing thirty (30) days notice to the ICC (said 30 days notice to commence from the date notice is received by the ICC at its office in Washington, D.C.). The Surety shall not be liable for the payment of any judgment or judgments against the Principal for public liability or property damage claims resulting from accidents which occur after the termination of this bond as described herein, but such termination shall not affect the liability of the Surety from the payment of any such judgment or judgments resulting from accidents which occur during the time the bond is in effect.

(AFFIX CORPORATE SEAL)

\_\_\_\_\_  
Date  
\_\_\_\_\_  
Surety  
\_\_\_\_\_  
City State  
By \_\_\_\_\_

ACKNOWLEDGMENT OF SURETY

STATE OF \_\_\_\_\_ COUNTY OF \_\_\_\_\_

On this \_\_\_\_\_ day of \_\_\_\_\_, before me personally came \_\_\_\_\_ who, being by me duly sworn, did depose and say that he resides in \_\_\_\_\_ that he is the \_\_\_\_\_ of the \_\_\_\_\_

the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the board of directors of said corporation; that he signed his name thereto by like order, and he duly acknowledged to me that he executed the same for and on behalf of said corporation.

(OFFICIAL SEAL)

\_\_\_\_\_  
Title of official administering oath  
Surety Company File No. \_\_\_\_\_

According to the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. It is estimated that an average of 10 minutes per response is required to complete this collection of information. This estimate includes time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Comments concerning the accuracy of this burden estimate or suggestions for reducing this burden should be directed to the Federal Highway Administration, 400 7th St., SW, Washington, DC 20590.

Form BMC 35

### NOTICE OF CANCELLATION

Approved by OMB

2125-0570

To be sent to:

MOTOR CARRIER INSURANCE UNDER 49 U.S.C. 13906

Expires: 11/30/2001

filed with

FHWA/OMC

FEDERAL HIGHWAY ADMINISTRATION

Licensing & Insurance Division  
400 Virginia Ave., SW, Suite 600

Office of Motor Carriers  
Washington, D.C. 20590

FHWA Docket No.

Washington, D.C. 20024

MC \_\_\_\_\_

FF \_\_\_\_\_

Received

Filer Account No. \_\_\_\_\_

Date:

CERTIFICATE COVERAGE CANCELED

Cargo: BMC 34

Public Liability: BMC 91

BMC 91X

This is to advise that, under the terms of a policy issued to:

\$ \_\_\_\_\_ To \_\_\_\_\_

\_\_\_\_\_  
(NAME OF MOTOR CARRIER)

\_\_\_\_\_  
(ADDRESS OF MOTOR CARRIER)

by \_\_\_\_\_

\_\_\_\_\_  
(NAME OF COMPANY)

\_\_\_\_\_  
(HOME OFFICE ADDRESS OF COMPANY)

the endorsement(s) and certificate(s) issued in connection therewith, as indicated herein, are hereby canceled, effective as of the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, 12:01 a.m. standard time at the address of the Insured as stated in said policy or policies provided said date is not less than thirty (30) days after the receipt of this notice by the FHWA.

Insurance Company Policy No. \_\_\_\_\_

(POLICY NUMBER)

\_\_\_\_\_  
(SIGNATURE OF AUTHORIZED REPRESENTATIVE)

MC 2440e (12-98) (IFORM INFORMATION SERVICES, INC)

(Date)

According to the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. It is estimated that an average of 10 minutes per response is required to complete this collection of information. This estimate includes time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Comments concerning the accuracy of this burden estimate or suggestions for reducing this burden should be directed to the Federal Highway Administration, 400 14th St., SW, Washington, DC 20590.

Form BMC 36

Approved by OMB

### NOTICE OF CANCELLATION

2125-0570

To be sent to:

MOTOR CARRIER AND BROKER'S SURETY BONDS UNDER 49 U.S.C. 13906

Expires: 11/30/2001

filed with

FHWA/OMC

FEDERAL HIGHWAY ADMINISTRATION

Licensing & Insurance Division  
400 Virginia Ave., SW, Suite 600

Office of Motor Carriers

Washington, D.C. 20590

FHWA Docket No.

Washington, D.C. 20024

MC \_\_\_\_\_

FF \_\_\_\_\_

Received

Filer Account No. \_\_\_\_\_

Date:

This is to advise that, under the terms of surety bond(s) executed in behalf of:

SAMPLE

\_\_\_\_\_  
(NAME OF PRINCIPAL)

\_\_\_\_\_  
(ADDRESS OF PRINCIPAL)

by \_\_\_\_\_  
(NAME OF SURETY)

\_\_\_\_\_  
(HOME OFFICE ADDRESS OF SURETY)

said bond(s), including any and all riders or certificates attached thereto or issued in connection therewith, is (are) hereby canceled, effective as of the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, 12:01 a.m., standard time at the address of the Principal as stated in said bond (s) provided said date is not less than thirty (30) days after the receipt of this notice by the FHWA.

Surety Company File No. \_\_\_\_\_

\_\_\_\_\_  
(SIGNATURE OF AUTHORIZED REPRESENTATIVE)

\_\_\_\_\_  
(Date)