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CHAMBER ACTION

<u>Senate</u>	.	<u>House</u>
Comm: WD	.	
4/8/2008	.	
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The Committee on Transportation (Constantine) recommended the following **amendment**:

Senate Amendment

Delete line(s) 25-99

and insert:

(8) This section also applies to all contract carriers transporting railroad employees under the terms of a contractual agreement with a railroad company on a road or highway of this state. In addition:

(a) Each driver for such contract carrier must hold a commercial driver's license.

(b) Such contract carriers shall perform alcohol and drug testing on drivers before employment, on suspicion of drug or alcohol use, and randomly at least once every 365 days.

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16 (c) Such contract carrier operators must not perform duties
17 in excess of 14 hours per shift, with a total driving time of 12
18 hours, and shall have a minimum of 10 hours rest between shifts.

19 (d) Such contract carriers shall keep logs, signed by both
20 the employee and the employer on a weekly basis, of hours of
21 service recording time on duty, driving time, and total time
22 worked per shift. The logs shall be kept by the contract carrier
23 for a minimum of 3 years.

24 (e) Such contract carrier companies shall maintain a
25 minimum liability insurance coverage of \$1.5 million per vehicle
26 and equivalent uninsured and underinsured motorist coverage.

27 (f) The Department of Transportation is authorized to adopt
28 rules relating to the implementation and administration of this
29 subsection.

30 (g) The Department of Transportation shall inform contract
31 carriers and railroad companies in this state of the applicable
32 requirements and statutes.

33 ~~(9)~~ For the purpose of enforcing this section, any law
34 enforcement officer of the Department of Transportation or duly
35 appointed agent who holds a current safety inspector
36 certification from the Commercial Vehicle Safety Alliance may
37 require the driver of any commercial vehicle operated on the
38 highways of this state to stop and submit to an inspection of the
39 vehicle or the driver's records. If the vehicle or driver is
40 found to be operating in an unsafe condition, or if any required
41 part or equipment is not present or is not in proper repair or
42 adjustment, and the continued operation would present an unduly
43 hazardous operating condition, the officer may require the
44 vehicle or the driver to be removed from service pursuant to the
45 North American Uniform Out-of-Service Criteria, until corrected.



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46 | However, if continuous operation would not present an unduly
47 | hazardous operating condition, the officer may give written
48 | notice requiring correction of the condition within 14 days.

49 | (a) Any member of the Florida Highway Patrol or any law
50 | enforcement officer employed by a sheriff's office or municipal
51 | police department authorized to enforce the traffic laws of this
52 | state pursuant to s. 316.640 who has reason to believe that a
53 | vehicle or driver is operating in an unsafe condition may, as
54 | provided in subsection (11) ~~(10)~~, enforce the provisions of this
55 | section.

56 | (b) Any person who fails to comply with an officer's
57 | request to submit to an inspection under this subsection commits
58 | a violation of s. 843.02 if the person resists the officer
59 | without violence or a violation of s. 843.01 if the person
60 | resists the officer with violence.