

## 2009 SESSION

INTRODUCED

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### HOUSE BILL NO. 2238

Offered January 14, 2009

Prefiled January 14, 2009

A *BILL to amend and reenact § 46.2-341.18:01 of the Code of Virginia, relating to transport of hazardous materials; commercial motor vehicles.*

Patron—Valentine

Referred to Committee on Transportation

#### Be it enacted by the General Assembly of Virginia:

#### 1. That § 46.2-341.18:01 of the Code of Virginia is amended and reenacted as follows:

§ 46.2-341.18:01. Disqualification for violation of out-of-service order; commercial motor vehicle designed to transport 16 or more passengers; commercial motor vehicle used to transport hazardous materials.

The Commissioner shall disqualify, *for a period of two years*, any person convicted of violating an out-of-service order while operating (i) a commercial motor vehicle designed to transport 16 or more passengers, including the driver, ~~for a period of two years~~ or (ii) *notwithstanding the provisions of § 46.2-341.18, a commercial motor vehicle while used in the transport of hazardous materials required to be placarded under federal Hazardous Materials Regulations (49 C.F.R. Part 172, Subpart F)*. If the person is convicted of two or more violations of this section, and each offense arose from a separate incident committed within a period of 10 years, the disqualification shall be for five years.

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