Duty Engine and Vehicle Omnibus

Safety Regulations for Agricultural Machinery

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Code of Federal Regulations
Title 40 - Protection of Environment
Part 1036 - Control of Emissions from New Heavy-Duty Engines and Vehicles
Subpart C - Emission Standards and Related Requirements
Section 1036.108 - Emission standards for model year 2027 and later engines.

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Safety Precautions for Personnel and Vehicle Engine

Heavy-Duty Engine and Vehicle Omnibu

(a) Except as provided in paragraphs (b), (c), (d), (e), (f), (g), (h), and (i) of this section, every person who operates a commercial motor vehicle must have in his/her possession a valid CDL which authorizes him/her to operate that class of vehicle.

(b) Persons who operate a commercial motor vehicle for certain military purposes are not required to obtain a CDL. This exception applies to:

(1) Active duty military personnel;

(2) Members of the military reserves;

(3) Members of the National Guard on active duty, including personnel on full-time National Guard duty, personnel on part-time National Guard training, and National Guard military technicians (civilians who are employed full-time by the National Guard or Reserves);

(4) Active duty U.S. Coast Guard personnel; and

(5) Active duty U.S. Coast Guard reservists.

(c) Persons who operate a commercial motor vehicle for farm purposes are not required to obtain a CDL. This exception applies to a person operating a vehicle controlled and operated by a farmer that is:

(1) Used to transport agricultural products, farm machinery, farm supplies, or both to or from a farm;

(2) Not used in the operations of a for-hire motor carrier;

(3) Used within 150 air-mile radius of the farm; and

(4) Used by a farmer with a current medical certificate.

(d) Persons who operate fire equipment for fire-fighting purposes are not required to obtain a CDL. This exception applies to:

(1) Fire equipment that is necessary to the mission of a fire department or fire company;

(2) Persons who are employed by or are members of a fire department or fire company; and

(3) Persons who are operating fire equipment while under the direction of a fire official.

(e) Persons who operate a recreational vehicle for personal use are not required to obtain a CDL. This exception applies to:

(1) A vehicle that is operated for recreational activities and not for business purposes; and

(2) A vehicle that is not used in commerce.

(f) Persons who operate a commercial motor vehicle for certain emergency purposes are not required to obtain a CDL. This exception applies to:

(1) Operators of an emergency vehicle as defined in § 383.5;

(2) Persons who are employed by or are members of a governmental or volunteer organization; and

(3) Persons who are operating the vehicle while responding to a natural or man-made disaster, an emergency, a catastrophe, a riot, or while under the direction of a governmental official.

(g) Persons who operate a commercial motor vehicle within the scope of their employment by a custom harvester operation are not required to obtain a CDL. This exception applies to:

(1) A vehicle that is traveling custom harvesting operations;

(2) A vehicle that is not used in the operations of a for-hire motor carrier;

(3) A vehicle that is used within a 150 air-mile radius of the harvester's base of operations; and

(4) A vehicle that is used by a custom harvester with a current medical certificate.

(h) Persons who operate a commercial motor vehicle within the scope of their employment by a farm custom operation are not required to obtain a CDL. This exception applies to:

(1) A vehicle that is traveling custom farming operations;

(2) A vehicle that is not used in the operations of a for-hire motor carrier;

(3) A vehicle that is used within a 150 air-mile radius of the farm custom operation's base of operations; and

(4) A vehicle that is used by a farm custom operation with a current medical certificate.

(i) Persons who operate a commercial motor vehicle for pipeline purposes are not required to obtain a CDL. This exception applies to:

(1) A vehicle that is traveling pipeline operations;

(2) A vehicle that is not used in the operations of a for-hire motor carrier;

(3) A vehicle that is used within a 150 air-mile radius of the pipeline's base of operations; and

(4) A vehicle that is used by a pipeline with a current medical certificate.

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