Farm Exemptions Presentation
Definitions

- **G. S. 20-4.01 (11) Farm Tractor** – Every motor vehicle designed and used primarily as a farm implement for drawing plows, mowing machines, and other implements of husbandry.
Definitions

(11a) For-Hire Motor Carrier. - A person who transports passengers or property by motor vehicle for compensation.

(15) Implement of Husbandry. - Every vehicle which is designed for agricultural purposes and used exclusively in the conduct of agricultural operations

G.S. 20-4.01 cont.
Definitions

(31) Property Hauling Vehicles

a. vehicles used for the transportation of property.

d. Semitrailers. - Vehicles without motive power designed for carrying property or persons and for being drawn by a motor vehicle, and so constructed that part of their weight or their load rests upon or is carried by the pulling vehicle.

e. Trailers. - Vehicles without motive power designed for carrying property or persons wholly on their own structure and to be drawn by a motor vehicle, including "pole trailers" or a pair of wheels used primarily to balance a load rather than for purposes of transportation.

G.S. 20-4.01 cont.
Age limits for drivers of public passenger-carrying vehicles.

- **G. S. 20-10**
  
  No person 14 years of age or under, whether licensed under this Article or not, shall operate any road machine, farm tractor or motor driven implement of husbandry on any highway within this State.
Exempt from Registration

- G. S. 20-51

1. Any such vehicle which is driven or moved upon a highway only for the purpose of crossing such highway from one property to another.

3. Any implement of husbandry, farm tractor, road construction or maintenance machinery or other vehicle which is not self-propelled that was designed for use in work off the highway and which is operated on the highway for the purpose of going to and from such non-highway projects.
(5) Farm tractors equipped with rubber tires and trailers or semitrailers when attached thereto and when used by a farmer, his tenant, agent, or employee in transporting his own farm implements, farm supplies, or farm products from place to place on the same farm, from one farm to another, from farm to market, or from market to farm. This exemption shall extend also to any tractor, implement of husbandry, and trailer or semitrailer while on any trip within a radius of 10 miles from the point of loading, provided that the vehicle does not exceed a speed of 35 miles per hour. This section shall not be construed as granting any exemption to farm tractors, implements of husbandry, and trailers or semitrailers which are operated on a for-hire basis, whether money or some other thing of value is paid or given for the use of such tractors, implements of husbandry, and trailers or semitrailers.

G.S. 20-51 cont.
(6) Any trailer or semitrailer attached to and drawn by a properly licensed motor vehicle when used by a farmer, his tenant, agent, or employee in transporting unginned cotton, peanuts, soybeans, corn, hay, tobacco, silage, cucumbers, potatoes, all vegetables, fruits, greenhouse and nursery plants and flowers, Christmas trees, livestock, live poultry, animal waste, pesticides, seeds, fertilizers or chemicals purchased or owned by the farmer or tenant for personal use in implementing husbandry, irrigation pipes, loaders, or equipment owned by the farmer or tenant from place to place on the same farm, from one farm to another, from farm to gin, from farm to dryer, or from farm to market, and when not operated on a for-hire basis. The term "transporting" as used herein shall include the actual hauling of said products and all unloaded travel in connection therewith.

G.S. 20-51 cont.
(7) Those small farm trailers known generally as tobacco-handling trailers, tobacco trucks or tobacco trailers when used by a farmer, his tenant, agent or employee, when transporting or otherwise handling tobacco in connection with the pulling, tying or curing thereof.

G.S. 20-51 cont.
(16) A vehicle that meets all of the following conditions is exempt from the requirement of registration and certificate of title. The provisions of G.S. 105-449.117 continue to apply to the vehicle and to the person in whose name the vehicle would be registered.

- a. Is an agricultural spreader vehicle. An "agricultural spreader vehicle" is a vehicle that is designed for off-highway use on a farm to spread fertilizer, seed, lime, or other agricultural products.
- b. Is driven on the highway only for the purpose of going from the location of its supply source for fertilizer or other products to and from a farm.
- c. Does not exceed a speed of 45 miles per hour.
- d. Does not drive outside a radius of 50 miles from the location of its supply source for fertilizer and other products.
- e. Is driven by a person who has a license appropriate for the class of the vehicle.
- f. Is insured under a motor vehicle liability policy in the amount required under G.S. 20-309.
- g. Displays a valid federal safety inspection decal if the vehicle has a gross vehicle weight rating of at least 10,001 pounds.
ALLOW ALL-TERRAIN VEHICLES AND UTILITY VEHICLES USED FOR AGRICULTURAL PURPOSES TO OPERATE ON PUBLIC ROADS

"§ 20-171.22. Exceptions.

(a1) Any person may operate an all-terrain vehicle or utility vehicle on a public street or highway while engaged in farming operations.
Apportioned Registration

- Farm Tags and other Restricted plates are exempt. This is referred in the International Registration Plan Manual.

- Raleigh Office: 919-861-3720
- Charlotte Office: 704-392-2112
Property-Hauling Vehicles

- G. S. 20-88

- License plates issued at the farmer rate shall be placed upon trucks and truck-tractors that are operated for the primary purpose of carrying or transporting the applicant's farm products, raised or produced on the applicant's farm, and farm supplies. The license plates shall not be used on a vehicle operated in hauling for hire.
Property-Hauling Vehicles

- The term "farmer" as used in this subsection means any person engaged in the raising and growing of farm products on a farm in North Carolina not less than 10 acres in area, and who does not engage in the business of buying products for resale.

G.S. 20-88 cont.
(4) "Farm products" means any food crop, livestock, poultry, dairy products, flower bulbs, or other nursery products and other agricultural products designed to be used for food purposes, including in the term "farm products" also cotton, tobacco, logs, bark, pulpwood, tannic acid wood and other forest products grown, produced, or processed by the farmer.
The total outside width of any vehicle or the load thereon shall not exceed 102 inches, except as otherwise provided in this section. When hogsheads of tobacco are being transported, a tolerance of six inches is allowed. When sheet or bale tobacco is being transported the load must not exceed a width of 114 inches at the top of the load and the bottom of the load at the truck bed must not exceed the width of 102 inches inclusive of allowance for load shifting or settling. Vehicles (other than passenger buses) that do not exceed the overall width of 102 inches and otherwise provided in this section may be operated in accordance with G.S. 20-115.1(c), (f), and (g).
ALLOW OVERSIZE TRANSPORTATION OF HAY BALES

SECTION 5. G.S. 20-116 is amended by adding a new subsection to read:


…

(o) Any vehicle carrying baled hay from place to place on the same farm, from one farm to another, from farm to market, or from market to farm that does not exceed 12 feet in width may be operated on the highways of this State. Vehicles carrying baled hay that exceed 10 feet in width may only be operated under the following conditions:

(1) The vehicle may only be operated during daylight hours.

(2) The vehicle shall display a red flag or a flashing warning light on both the rear and front ends. The flags or lights shall be attached to the equipment as to be visible from both directions at all times while being operated on the public highway for not less than 300 feet."
G. S. 20-116(d)

(d) Maximum Length. - The following maximum lengths apply to vehicles. A truck-tractor and semitrailer shall be regarded as two vehicles for the purpose of determining lawful length and license taxes.

(1) Except as otherwise provided in this subsection, a single vehicle having two or more axles shall not exceed 40 feet in length overall of dimensions inclusive of front and rear bumpers.

(2) Trucks transporting unprocessed cotton from farm to gin, or unprocessed sage from farm to market shall not exceed 50 feet in length overall of dimensions inclusive of front and rear bumpers.

(3) Recreational vehicles shall not exceed 45 feet in length overall, excluding bumpers and mirrors.
Combines and Self Propelled Farm Equipment

- **G. S. 20-116 (j)**
  - (j) Nothing in this section shall be construed to prevent the operation of self-propelled grain combines or other self-propelled farm equipment with or without implements, **not exceeding 25 feet** in width on any highway, unless the operation violates a provision of this subsection. Farm equipment includes a vehicle that is designed exclusively to transport compressed seed cotton from a farm to a gin and has a self-loading bed. Combines or equipment which exceed 10 feet in width may be operated only if they meet all of the conditions listed in this subsection. A violation of one or more of these conditions does not constitute negligence per se.

- **(1) The equipment may only be operated during daylight hours.**
Combines and Self Propelled Farm Equipment

(2) The equipment must display a red flag on front and rear ends or a flashing warning light. The flags or lights shall be attached to the equipment as to be visible from both directions at all times while being operated on the public highway for not less than 300 feet.

(3) Equipment covered by this section, which by necessity must travel more than 10 miles or where by nature of the terrain or obstacles the flags or lights referred to in subdivision (2) of this subsection are not visible from both directions for 300 feet at any point along the proposed route, must be preceded at a distance of 300 feet and followed at a distance of 300 feet by a flagman in a vehicle having mounted thereon an appropriate warning light or flag. No flagman in a vehicle shall be required pursuant to this subdivision if the equipment is being moved under its own power or on a trailer from any field to another field, or from the normal place of storage of the vehicle to any field, for no more than ten miles and if visible from both directions for 300 feet at any point along the proposed route.

G.S. 20-116 (j) cont.
Combines and Self Propelled Farm Equipment  

- (4) Every piece of equipment so operated shall operate to the right of the center line unless the combined width of the traveling lane and the accessible shoulder is less than the width of the equipment.
- (5) Repealed by Session Laws 2008-221, s. 6, effective September 1, 2008.
- (6) When the equipment is causing a delay in traffic, the operator of the equipment shall move the equipment off the paved portion of the highway at the nearest practical location until the vehicles following the equipment have passed.
- (7) The equipment shall be operated in the designed transport position that minimizes equipment width. No removal of equipment or appurtenances is required under this subdivision.
§ 20-146. Drive on right side of highway; exceptions.

- “…
- (a1) Self-propelled grain combines or other self-propelled farm equipment shall be operated to the right of the centerline except as provided in G.S. 20-116(j)(4).
- “…”
G.S. 20-118 (4)

(4) A truck or other motor vehicle shall be exempt from such light-traffic road limitations provided for pursuant to G.S. 20-118(b)(4), when transporting supplies, material or equipment necessary to carry out a farming operation engaged in the production of meats and agricultural crops and livestock or poultry by-products or a business engaged in the harvest or processing of seafood when the destination of such vehicle and load is located solely upon said light-traffic road.
Weight of Vehicles & Load

G.S. 20-118 (12)

'(12) Subsections (b) and (e) of this section do not apply to a vehicle or vehicle combination that meets all of the conditions set out below:

a. Is transporting any of the following items within 150 miles of the point of origination:
   1. Agriculture, dairy, and crop products transported from a farm or holding facility to a processing plant, feed mill, or market.
   2. Water, fertilizer, pesticides, seeds, fuel, or animal waste transported to or from a farm.
   3. Meats, livestock, or live poultry transported from the farm where they were raised to a processing plant or market.
   3a. Feed or feed ingredients that are used in the feeding of poultry or livestock and transported from a storage facility, holding facility, or mill to a farm.
   4. Forest products originating and transported from a farm or woodlands to market with delay interruption or delay for further packaging or processing after initiating transport.
   5. Wood residuals, including wood chips, sawdust, mulch, or tree bark from any site.
   6. Raw logs to market.
   7. Trees grown as Christmas trees from field, farm, stand, or grove to a processing point.


b1. Does not operate on an interstate highway or exceed any posted bridge weight limits during transportation or hauling of agricultural products.

c. Meets any of the following vehicle configurations:
   1. Does not exceed a single-axle weight of 22,000 pounds, a tandem-axle weight of 42,000 pounds, or a gross weight of 90,000 pounds.
   2. Consists of a five or more axle combination vehicle that does not exceed a single-axle weight of 26,000 pounds, a tandem-axle weight of 44,000 pounds and a gross weight of 90,000 pounds, with a length of at least 48 feet between the center of axle one and the center of the last axle of the vehicle and a minimum of 11 feet between the center of axle one and the center of axle two of the vehicle.
   3. Consists of a two-axle vehicle that does not exceed a gross weight of 37,000 pounds and a single-axle weight of no more than 27,000 pounds, with a length of at least 14 feet between the center of axle one and the center of axle two of the vehicle.
G. S. 20-118 (c)(5)

(5) The light-traffic road limitations provided for pursuant to subdivision (b)(4) of this section do not apply to a vehicle while that vehicle is transporting only the following from its point of origin on a light-traffic road to either one of the two nearest highways that is not a light-traffic road. If that vehicle's point of origin is a non-light-traffic road and that road is blocked by light-traffic roads from all directions and is not contiguous with other non-light-traffic roads, then the road at point of origin is treated as a light-traffic road for purposes of this subdivision:
Weight of Vehicles & Load

- a. Processed or unprocessed seafood transported from boats or any other point of origin to a processing plant or a point of further distribution.
- b. Meats, live poultry, or agricultural crop products transported from a farm to a processing plant or market.
- c. Forest products originating and transported from a farm or from woodlands to market without interruption or delay for further packaging or processing after initiating transport.
- d. Livestock or live poultry transported from their point of origin to a processing plant or market.
- e. Livestock by-products or poultry by-products transported from their point of origin to a rendering plant.

G.S. 20-118 (c)(5) continued
Weight of Vehicles & Load

- i. Apples when transported from the orchard to the first processing or packing point.
- j. Trees grown as Christmas trees from the field, farm, stand, or grove, and other forest products, including chips and bark, to a processing point.
- k. Water, fertilizer, pesticides, seeds, fuel, and animal waste transported to or from a farm by a farm vehicle as defined in G.S. 20-37.16(e)(3).

G.S. 20-118 (c)(5) continued
(k) A vehicle which is equipped with a self-loading bed and which is designed and used exclusively to transport compressed seed cotton from the farm to a cotton gin, or sage to market, may operate on the highways of the State, except interstate highways, with a tandem-axle weight not exceeding 50,000 pounds. Such vehicles shall be exempt from light-traffic road limitations only from point of origin on the light-traffic road to the nearest State-maintained road which is not posted to prohibit the transportation of statutory load limits. This exemption does not apply to restricted, posted bridge structures.
Penalties

G. S. 20-118

- The penalties for the following vehicles shall be assessed at ½ the normal Rate:
  - Processed or unprocessed seafood transported from boats or any other point of origin to a processing plant or a point of further distribution.
  - Meats or agricultural crop products transported from a farm to first market.
  - Forest products originating and transported from a farm or from woodlands to first market without interruption or delay for further packaging or processing after initiating transport.
  - Livestock or poultry transported from their point of origin to first market.
  - Livestock by-products or poultry by-products transported from their point of origin to a rendering plant.
  - Apples when transported from the orchard to the first processing or packing point.
  - Trees grown as Christmas trees from the field, farm, stand, or grove to first processing point.
Vehicle Markings

G. S. 20-101

- A motor vehicle that is subject to 49 C.F.R. Part 390, the federal motor carrier safety regulations, shall be marked as required by that Part.

- A motor vehicle that is not subject to those regulations, has a gross vehicle weight rating of more than 10,000 pounds, but less than 26,001 pounds, and is used in intrastate commerce, and is not a farm vehicle, as further described in G.S. 20-118 (c)(4), (c)(5), or (c)(12), shall have the name of the owner printed on the side of the vehicle in letters not less than three inches in height.
Vehicles Required to Stop at Weigh Stations

- **G. S. 20-118.1**
  - Any person operating a vehicle or a combination of vehicles having a GVWR of 10,001 pounds or more or any vehicle transporting hazardous materials that is required to be placarded under 49 C.F.R. § 171-180 must enter a permanent weigh station or temporary inspection or weigh site as directed by duly erected signs or an electronic transponder for the purpose of being electronically screened for compliance, or weighed, or inspected.
Vehicles Required to Stop at Weigh Stations

- A privately owned noncommercial horse trailer constructed to transport four or fewer horses shall not be required to stop at any permanent weigh station in the State while transporting horses, unless the driver of the vehicle hauling the trailer is directed to stop by a law enforcement officer. A "privately owned noncommercial horse trailer" means a trailer used solely for the occasional transportation of horses and not for compensation or in furtherance of a commercial enterprise.

G.S. 20-118.1 continued
Special Overweight/Size Permits

- G. S. 20-119

- Annual Fees do not apply to farm equipment or machinery being used at the time for agricultural purposes

- 1-888-221-8166
Oversize/Overweight Permits

G.S. 20-119

Permits may be issued for loads, which cannot be reasonably divided, dismantled or disassembled, or so loaded to meet legal requirements.
The Permit Unit issues over dimensional permits for qualifying vehicle/vehicle combination to include:

- width
- length
- height
- weight
The exemption in G.S. 20-116 for the transportation of farm equipment up to 25’ wide only applies to self-propelled farm equipment.

Farm equipment that exceeds 8’6”, which is hauled or pulled with a motor vehicle, must have an oversize permit.

Permits for a farm truck transporting farm equipment can be obtained at no fee.

Permits are issued vehicle specific and are not transferrable from vehicle to vehicle.
Annual Permits

12’ & 14’ wide –

good on all roads in North Carolina
posted roads and bridges must be observed

14’ wide – one certified escort is required except when transporting farm equipment from the farm to the dealer or from the dealer to the farm
Single Trip Permits

- Single trip permits can be obtained for vehicles that do not have an annual permit.
- Single trip permits are required for equipment exceeding 14’ wide that is being hauled or towed by a motor vehicle.
Permit Restrictions

- Mover must comply with the restrictions of the permit based upon the dimensions stated on permit.

- Travel is authorized Monday – Saturday from sunrise to sunset -- no movement on Sunday.

- Travel is not authorized from noon on the weekday before the holiday until noon on the weekday after the holiday for the following holidays:
  
  Independence Day
  Thanksgiving Day
  Christmas Day
Based upon the dimensions, the vehicle may be required to have flags, banners, escorts, etc.
Escort Certification

- All escort vehicle operators are required to obtain an approved certification prior to performing the duties of an oversize/overweight load escort vehicle operator in North Carolina.

- Operator must attend an 8-hour class offered through the community college system.

- Operator must be 21 years of age or have a Class A CDL driver license.

- Operator must have a valid driver license without restrictions other than for corrective lens.
Escort Certification (cont.)

- Operator’s driver license must have been valid for the previous 12 months without conviction of operating in a reckless manner or driving while impaired.
- Certification is valid for 4 years unless revoked.
Contact Information

- **www.ncdot.org/~osowpermits**
- Annual permit – 1-888-221-8166
- Single Trip permit – 1-888-574-6683
Operation of flat trucks on State highways regulated; trucks hauling leaf tobacco in barrels or hogsheads

- G. S. 20-120

- It shall be unlawful for any person, firm or corporation to operate, or have operated on any public highway in the State, any open flat truck loaded with logs, cotton bales, boxes or other load piled on said truck, without having the said load securely fastened on said truck.
Cont.

- It shall be unlawful for any firm, person or corporation to operate or permit to be operated on any highway of this State a truck or trucks on which leaf tobacco in barrels or hogsheads is carried unless each section or tier of such barrels or hogsheads are reasonably securely fastened to such truck or trucks by metal chains or wire cables, or manila or hemp ropes of not less than five-eighths inch in diameter, to hold said barrels or hogsheads in place under any ordinary traffic or road condition: Provided that the provisions of this paragraph shall not apply to any truck or trucks on which the hogsheads or barrels of tobacco are arranged in a single layer, tier, or plane, it being the intent of this paragraph to require the use of metal chains or wire cables only when barrels or hogsheads of tobacco are stacked or piled one upon the other on a truck or trucks. Nothing in this paragraph shall apply to trucks engaged in transporting hogsheads or barrels of tobacco between factories and storage houses of the same company unless such hogsheads or barrels are placed upon the truck in tiers. In the event the hogsheads or barrels of tobacco are placed upon the truck in tiers same shall be securely fastened to the said truck as hereinbefore provided in this paragraph.

G.S. 20-120 cont.
Fuel Tax Registration

- A qualified Vehicle means a motor vehicle used, designed, or maintained for the transportation of persons or property and:

  1. Having two axles and a gross vehicle weight or registered gross vehicle weight exceeding 26,000 pounds or 11,797 kilograms; or

  2. Having three or more axles regardless of weight; or

  3. Is used in combination, when the weight of such combination exceeds 26,000 pounds or 11,797 kilograms gross vehicle or registered gross vehicle weight.

- **Qualified Motor Vehicle** does not include recreational vehicles.
- Farm Vehicles are *Not* Exempt. IFTA Manual
- Motor Fuels Tax Division - Raleigh: 919-733-3409 or 877-308-9092
Brakes

G.S. 20-124(e1):

- "(e1) Every motor truck and truck-tractor with semitrailer attached, shall be equipped with brakes acting on all wheels, except trucks and truck-tractors having three or more axles need not have brakes on the front wheels if manufactured prior to July 25, 1980. However, such trucks and truck-tractors must be capable of complying with the performance requirements of G.S. 20-124(e)."
G.S. 20-124(g):

"(g) The provisions of this section shall not apply to a trailer when used by a farmer, a farmer's tenant, agent, or employee if the trailer is exempt from registration by the provisions of G.S. 20-51. This exemption does not apply to trailers that are equipped with brakes from the manufacturer and that are manufactured after October 1, 2009."
MAP-21-Farm Vehicle Roadside Inspections
Section 32101

Applies to vehicles transporting Agriculture Commodities and Farm Supplies within 150 miles from source to a retail distribution point or point of distribution.
Section 32934

Applies to commercial motor vehicles registered as Farm Vehicles
Exemption: CDL Driver’s License, Drug Screening, Physical Qualifications, Hours of Service, Inspection, Repair and Maintenance.
MAP-21

Agricultural Exemption – Section 32934

- Statutory Exemption for covered farm vehicles:
  - 49 CFR Part 383: Commercial Driver’s License Standards; Requirements and Penalties
  - 49 CFR Part 382: Controlled Substances and Alcohol Use and Testing
  - 49 CFR Part 391, Subpart E: Physical Qualifications and Examinations
  - 49 CFR Part 395: Hours of Service
  - 49 CFR Part 396: Inspection, Repair and Maintenance
Covered Farm Vehicle

Must be equipped with a special license plate or other designation by the State in which it is register to allow for identification.

Must be operated by a farm or ranch owner or operator (includes employees and family members).

Used to transport agricultural commodities, livestock, or machinery or supplies to a farm or ranch.
What type of Driver’s License do I need? Farmers are exempt from CDL’s but still need the proper vehicle class license.

EXCEPTIONS
Drivers of the following are exempt from obtaining a CDL.
1. Vehicles for personal use.
4. Farm vehicles that meet all exemption requirements.
   a. Operated by the farmer or employees for the exclusive use of farm.
   b. Used for the transport of agricultural products, supplies, or equipment to and from the farm.
   c. Not used for hire.
   d. Used within 150 miles of the farmer’s farm.

Note: An exemption of CDL does not include an exemption from the proper vehicle classification requirements.

ENDORSEMENTS
T = Double/Triple Trailers
P = Passenger vehicle designed to carry 16 or more passengers, including the driver.
N = Tanker
H = Hazardous Materials
X = Hazardous Materials & Tanker
HAZARDOUS MATERIAL EXEMPTIONS

49 CFR Part 173.5 Agricultural operations.

(a) For other than a Class 2 material, the transportation of an agricultural product over local roads between fields of the same farm is excepted from the requirements of this subchapter. A Class 2 material transported over local roads between fields of the same farm is excepted from subparts G and H of part 172 of this subchapter. In either instance, transportation of the hazardous material is subject to the following conditions:
(a)(1) It is transported by a farmer who is an intrastate private motor carrier; and
(a)(2) The movement of the agricultural product conforms to requirements of the State in which it is transported and is specifically authorized by a State statute or regulation in effect before October 1, 1998.

This exemption is authorized in NCGS 20-381 (b)

(b) The transportation of an agricultural product to or from a farm, within 150 miles of the farm, is excepted from the requirements in subparts G and H of part 172 of this subchapter and from the specific packaging requirements of this subchapter when:
(b)(1) It is transported by a farmer who is an intrastate private motor carrier;
(b)(2) The total amount of agricultural product being transported on a single vehicle does not exceed:
(b)(2)(i) 7,300 kg (16,094 lbs.) of ammonium nitrate fertilizer properly classed as Division 5.1, PG III, in a bulk packaging, or
(b)(2)(ii) 1900 L (502 gallons) for liquids or gases, or 2,300 kg (5,070 lbs.) for solids, of any other agricultural product;
Subpart “G”   Emergency Response
§172.600 Applicability and general requirements.
Scope. Except as provided in paragraph (d) of this section, this subpart prescribes requirements for providing and maintaining emergency response information during transportation and at facilities where hazardous materials are loaded for transportation, stored incidental to transportation or otherwise handled during any phase of transportation.

(Farmers are exempt from this part)
Subpart “H”  Training
§172.700 Purpose and scope.

Purpose. This subpart prescribes requirements for training hazmat employees.

(b) Scope. Training as used in this subpart means a systematic program that ensures a hazmat employee has familiarity with the general provisions of this subchapter, is able to recognize and identify hazardous materials, has knowledge of specific requirements of this subchapter applicable to functions performed by the employee, and has knowledge of emergency response information, self-protection measures and accident prevention methods and procedures (see §172.704).

(Farmers are exempt from this requirement)
Questions?