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PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Resolution 18229
Transportation Division

A

RESOLUTION AMENDING GENERAL ORDER 100-L
CONCERNING HAZARDOUS MATERIALS INSURANCE LIMITS

By Resolution 18227 dated November 13, 1985, the Commission adopted minimum levels of hazardous materials insurance to be required of highway carriers and others subject to its jurisdiction. These rules were implemented as a result of Assembly Bill 1299 (Chapter, 1304, Statutes 1985) which added Section 3631.5 to the Public Utilities Code to require this Commission to establish public liability and property damage (PL&PD) insurance requirements for carriers of hazardous materials which are not less than such requirements established by the United States Department of Transportation (U.S.D.O.T.) for interstate and foreign motor carriers.

Resolution 18227 inadvertently established minimum PL&PD insurance limits higher than those required by the U.S.D.O.T. for (1) carriers transporting liquefied compressed gas or compressed gas in containers with a capacity of 3,500 gallons or less and (2) carriers transporting hazardous commodities (other than explosives, poison gas, or radioactive material) in vehicles with a gross vehicle weight rating of less than 10,000 pounds. Such higher limits have made it difficult for carriers to readily obtain the required insurance. Under the circumstances, General Order 100-L should be amended to make this Commission's requirements conform more closely to the U.S.D.O.T. regulations. This amendment should be made effective immediately.

IT IS ORDERED that:

1. General Order 100-L is amended by substituting the attached First Revised Page 3 to Appendix A of Resolution 18227 for Original Page 3 of said appendix.
2. Copies of this Resolution and attachment should be mailed to all highway carriers and others to whom Resolution 18227 was mailed.
3. This order shall become effective immediately.

I hereby certify that the foregoing Resolution was duly introduced, passed and adopted at a regular meeting of the Public Utilities Commission of the State of California, held on JAN 8 - 1986. The following Commissioners voted favorably.

- DONALD VIAL
President
- VICTOR CALVO
- PRISCILLA C. GREW
- WILLIAM T. BAGLEY
- FREDERICK R. DUDA
Commissioners

Joseph E. Dobson
Executive Director

Commodity transported ¹	Combined Single Limit Coverage
(a) 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 (c) or (d).	\$1,000,000
(b) Hazardous waste as defined in Section 25117 of the California Health and Safety Code and Title 22 of the California Administrative Code, but not mentioned in (c) or (d).	\$1,000,000
(c) Hazardous substances, as defined in 49 CFR 171.8, or liquefied compressed gas or compressed gas, transported in cargo tanks, portable tanks, or hopper-type vehicles with capacities in excess of 3,500 water gallons.	\$5,000,000
(d) Any quantity of Class A or B explosives; any quantity of poison gas (Poison A); or highway route controlled quantity radioactive materials as defined in 49 CFR 173.403.	\$5,000,000

¹ Note: Items (a), (b) and (c) apply to vehicles with a gross vehicle weight rating of 10,000 pounds or more.
Item (d) applies to all vehicles.

Exceptions: (1) California intrastate carriers of bulk petroleum and petroleum products, including waste petroleum and petroleum products, are subject to Item (2) of this General Order and therefore are required to maintain minimum coverage of \$1,200,000 rather than \$1,000,000, as specified above.
(2) Carriers that transport commodities listed in (a), (b) or (c) but who are exempt because of vehicle size are required to maintain coverage of \$600,000 rather than \$1,000,000 or \$5,000,000, as specified above.

(4)(a) The protection required under Sections (1) and (2) hereof shall be evidenced by the deposit with the Public Utilities Commission, covering each vehicle used or to be used in conducting the service performed by each such highway carrier, freight forwarder which operates motor vehicles, and household goods carrier, of a Commission-authorized certificate of public liability and property damage insurance, issued by a company licensed to write such insurance in the State of California, or by nonadmitted insurers subject to Section 1763 of the Insurance Code, or of an original bond of a surety company licensed to write surety bonds in the State of California.

(b) The protection required under Section (3) hereof shall be evidenced by the deposit with the Public Utilities Commission, covering each vehicle used or to be used in conducting the service performed by each such highway carrier, freight forwarder which operates motor vehicles, and household goods carrier, of Public Utilities Commission Form TL 844 Series, Certificate of Insurance, issued by a company licensed to write such insurance in the State of California, or by nonadmitted insurers subject to Section 1763 of the Insurance Code, or of an original bond of a surety company licensed to write surety bonds in the State of California.