

HOUSE BILL NO. HB0089

Safe transportation of Wyoming workers act.

Sponsored by: Representative(s) Esquibel, K., Blake,
Burkhart and Cannady and Senator(s) Barnard
and Hastert

A BILL

for

1 AN ACT relating to transportation; establishing
2 requirements for contract carriers transporting employees
3 as specified; requiring insurance as specified; providing
4 penalties; granting rulemaking authority; and providing for
5 an effective date.

6

7 *Be It Enacted by the Legislature of the State of Wyoming:*

8

9 **Section 1.** W.S. 31-18-1001 through 31-18-1004 are
10 created to read:

11

12

ARTICLE 10

13

SAFE TRANSPORTATION OF EMPLOYEES BY CONTRACT CARRIERS

14

15 **31-18-1001. Contract motor carrier requirements.**

16

1 (a) Any person who hires for compensation a contract
2 motor carrier to transport employees shall require the
3 contract motor carrier to comply with all safety-related
4 procedures or standards that are required of the person's
5 own employees, including all procedures or standards
6 related to the operation of vehicles or vehicle inspection
7 and maintenance.

8
9 (b) A person who hires a contract motor carrier
10 subject to subsection (a) of this section shall require the
11 carrier to annually certify its compliance with subsection
12 (a) of this section. The person hiring the contract motor
13 carrier and requiring a certification is entitled to rely
14 on the certification as proof that the contract motor
15 carrier is complying with all safety-related requirements,
16 standards and procedures without further inquiry.

17

18 **31-18-1002. Insurance requirements.**

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20 Any person who hires for compensation a contract motor
21 carrier to transport employees shall require the contract
22 motor carrier to obtain and maintain an insurance policy
23 with policy limits not less than five million dollars
24 (\$5,000,000.00) for each motor vehicle that transports

1 employees. The insurance policy shall provide coverage for
2 injuries to transported employees related to their
3 transportation and any liability related to a driver's
4 conduct.

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6 **31-18-1003. Requirements not exclusive.**

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8 The requirements imposed by this article are in addition to
9 any other requirements imposed upon persons or contract
10 motor carriers by federal or state law.

11
12 **31-18-1004. Penalties.**

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14 (a) A person who violates a provision of this article
15 is liable to the state for a civil penalty not to exceed
16 one thousand dollars (\$1,000.00) for each violation.

17
18 (b) Each day that a violation continues is a separate
19 offense and each vehicle being driven for the transport of
20 employees constitutes a separate offense.

21
22 (c) The department shall assess penalties for
23 violations under this section by written notice to the

1 violator and in an amount according to the nature,
2 circumstances, extent and severity of the violation.

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4 **Section 2.** W.S. 31-18-101(a)(xix) and 31-18-303(a)
5 are amended to read:

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7 **31-18-101. Definitions.**

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9 (a) As used in this act:

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11 (xix) "This act" means W.S. 31-18-101 through
12 ~~31-18-903~~ 31-18-1004;

13

14 **31-18-303. Authority of department to adopt rules and**
15 **regulations governing drivers, equipment and hazardous**
16 **materials; exceptions; maximum operating hours.**

17

18 (a) The department shall adopt rules and regulations
19 prescribing the permissible operating time and other
20 requirements of motor carrier drivers, equipment and the
21 transportation of hazardous materials which are consistent
22 with comparable regulations of the United States department
23 of transportation. The department may adopt rules and
24 regulations in accordance with the provisions of article 10

1 of this act for the transportation of employees by contract
2 motor carriers.

3

4 **Section 3.** This act is effective July 1, 2011.

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6

(END)