



Colonel Kenneth B. Marshall
Superintendent
Ohio State Highway Patrol
1970 W. Broad Street
P.O. Box 182074
Columbus, OH 43218-2074



OHIO DEPARTMENT OF PUBLIC SAFETY

- Administration
- Ohio State Highway Patrol
- Bureau of Motor Vehicles
- Division of Emergency Medical Services
- Emergency Management Agency

October 30, 1998

Ms. Diana Lilly
Ohio Trucking Association
50 W. Broad St. Suite 1111
Columbus, Ohio 43215-3318

SAMPLE C-3 (191)

RECEIVED
NOV 03 1998

Dear Ms. Lilly,

This letter is in response to your inquiry concerning the operation of an antique semi tractor. This response has been developed by contacting the various state offices who regulate specific issues concerning commercial vehicle operation. A list of those offices is attached for future reference. If the antique vehicle is driven outside the state of Ohio, you are encouraged to contact each state you intend to drive through, to obtain their interpretations to your questions. I have listed your individual questions and offer an interpretation to each. If you have any questions please contact Staff Lieutenant Larry Woolum for clarification.

DOES A DRIVER OF AN ANTIQUE SEMI TRACTOR NEED A CDL TO OPERATE THE VEHICLE?

NO. Ohio exempted the operation of a Commercial Motor Vehicle for personal use (HB213). If the antique vehicle is strictly operated for personal use, the driver would not need a CDL. The vehicle could not be operated in commerce to qualify for the exception.

DOES THE VEHICLE HAVE TO BE REGISTERED UNDER IRP?

NO. Again, the vehicle would have to meet the weight thresholds and be used in commerce to require a commercial plate or Ohio IRP plate. The historical or collector plates have restrictions concerning the amount time and miles the vehicle can be driven. That restriction negates the need for IRP plates.

WHAT PLATES COULD BE DISPLAYED ON THE ANTIQUE SEMI TRACTOR?

A HISTORICAL plate could be displayed if the vehicle was 25 years old or older. The use of the vehicle would be narrowly permitted to include exhibits, tours or parades. Transportation to and from would be permitted. A copy of the invitation or registration for the exhibit should be carried when the vehicle is being operated. This would reduce or eliminate any questions concerning the proper operation within the restrictions. Operations in commerce would be prohibited.

A COLLECTOR plate could be displayed if the vehicle meets the criteria set by the Bureau of Motor Vehicles. This means the vehicle would have to be a collector item, such as a limited addition, special addition, or collectors addition. The use of the vehicle is limited and operations in commerce would be prohibited.



Antique Semi Tractor
October 30, 1998
page 2

SAMPLE C-3 (P9Z)

DOES THE VEHICLE HAVE TO DISPLAY OHIO FUT OR IFTA DECALS?

No. Provided the vehicle is not operated in commerce.

WOULD THE DRIVER AND VEHICLE FALL UNDER THE FMCSR'S?

No. Provided the vehicle is not operated in interstate commerce. The FMCSR's apply to CMV's operated in interstate commerce. This could be considered personal use provided the operation meets the personal use exception.

WOULD THE DRIVER AND VEHICLE FALL UNDER THE PUCO INTRASTATE RULES?

No. Provided the vehicle was not engaged in intrastate commerce.

Thank you for this opportunity to assist you. If you have any further needs, please do not hesitate to contact the Ohio State Highway Patrol, Office of Licensing and Commercial Standards 1970 West Broad Street, Columbus, Ohio 43223.

Respectfully,


Major R. N. Rucker
Commander

RNR/LGW/gw
antique