

carriers for which it acts as a registration State. The records must, at a minimum, include copies of annual and supplemental registration applications containing the information required by §367.4(c). A registration State must retain all such records for a minimum of 3 years.

[58 FR 28933, May 18, 1993. Redesignated at 61 FR 54707, Oct. 21, 1996, as amended at 62 FR 15420, Apr. 1, 1997]

§367.7 Violations unlawful; criminal penalties and civil sanctions.

Any violation of the provisions of these standards is unlawful. Nothing in these standards shall be construed to prevent a State from imposing criminal penalties or civil sanctions upon any person or organization violating any provision of them.

APPENDIX A TO PART 367—UNIFORM APPLICATION FOR SINGLE STATE REGISTRATION FOR MOTOR CARRIERS REGISTERED WITH THE SECRETARY OF TRANSPORTATION

Motor Carrier Identification Numbers:
FMCSA MC No.(s.)
US DOT No.
Applicant (Identical to name on FMCSA order):
Name:
D/B/A
Principal Place of Business Address:1
Street
City
State
Zip
Mailing Address if Different From Business Address Above:
Street
City
State
Zip

Type of Registration:
[ ] New Carrier Registration— The motor carrier has not previously registered.
[ ] Annual Registration— The motor carrier is renewing its annual registration.
[ ] Supplemental Registration— The motor carrier is adding additional vehicles or States of travel after its annual registration.

1 A principal place of business is a single location that serves as a motor carrier's headquarters and where it maintains or can make available its operational records.

[ ] New Registration State Selection— The motor carrier has changed its principal place of business or its prior registration State has left the registration program. The prior registration State was

[ ] Additional States not registered in prior years. List

Type of Motor Carrier: (Check one)
[ ] Individual [ ] Partnership [ ] Corporation

If corporation, give State in which incorporated:

List names of partners or officers:

Name:

Title:

Name:

Title:

Name:

Title:

Type of FMCSA Registered Authority:

Permanent Certificate or Permit [ ] Temporary Authority (TA) [ ] Emergency Temporary Authority (ETA) [ ]

FMCSA Certificate(s) or Permit(s):

[ ] FMCSA Authority Order(s) attached for initial registration.

[ ] FMCSA Authority Order(s) attached for additional grants received.

[ ] No change from prior year registration.

Proof of Public Liability Security:

[ ] The applicant is filing, or causing to be filed, a copy of its proof of public liability security submitted to and accepted by the FMCSA under 49 CFR part 387, subpart C.

[ ] The applicant has filed, or caused to be filed, a copy of its proof of public liability security submitted to and accepted by the FMCSA under 49 CFR part 387, subpart C, and the security remains in effect.

FMCSA Approved Self-Insurance or Other Securities:

[ ] FMCSA Insurance order attached for new carrier registration. (Check one when completing for annual registration.)

[ ] The FMCSA Order approving the self-insurance plan or other security is still in full force and effect, and the carrier is in full compliance with all conditions imposed by the FMCSA Order.

[ ] The motor carrier is no longer approved under a self-insurance plan or other security, and the motor carrier will file, or cause to be filed, a copy of proof of public liability security with this application in the registration State.

Hazardous Materials: (Check one)

- The applicant *will not* haul hazardous materials in any quantity.
- The applicant will haul hazardous materials that require the following limits in accordance with Title 49 CFR 387.303:

(Check one)

- Public Liability and Property Damage Insurance of \$1 million.
- Public Liability and Property Damage Insurance of \$5 million.

*Process Agents:*

- FMCSA Form No. BOC-3 or blanket designation attached for new registration.
- FMCSA Form No. BOC-3 or blanket designation attached reflecting changes of designation of process agents.
- No change from prior year registration.

*Certification:*

I, the undersigned, under penalty for false statement, certify that the above information is true and correct and that I am authorized to execute and file this document on behalf of the applicant. (Penalty provisions subject to the laws of the registration State.)

Name (Printed) \_\_\_\_\_

Signature \_\_\_\_\_

Title \_\_\_\_\_

Telephone Number \_\_\_\_\_

Date \_\_\_\_\_

[58 FR 28933, May 18, 1993. Redesignated at 61 FR 54707, Oct. 21, 1996, as amended at 62 FR 15420, Apr. 1, 1997]

**PART 368—APPLICATION FOR A CERTIFICATE OF REGISTRATION TO OPERATE IN MUNICIPALITIES IN THE UNITED STATES ON THE UNITED STATES-MEXICO INTERNATIONAL BORDER OR WITHIN THE COMMERCIAL ZONES OF SUCH MUNICIPALITIES.**

Sec.

368.1 Certificate of registration.

368.2 Definitions.

368.3 Applying for a certificate of registration.

368.4 Requirement to notify FMCSA of change in applicant information.

368.5 Re-registration of certain carriers holding certificates of registration.

368.6 FMCSA action on an application.

368.7 Requirement to carry certificate of registration in the vehicle.

368.8 Appeals.

AUTHORITY: 49 U.S.C. 13301 and 13902; Pub. L. 106-159, 113 Stat. 1748; and 49 CFR 1.73.

SOURCE: 67 FR 12660, Mar. 19, 2002, unless otherwise noted.

**§ 368.1 Certificate of registration.**

(a) A Mexico-domiciled motor carrier must apply to the FMCSA and receive a Certificate of Registration to provide interstate transportation in municipalities in the United States on the United States-Mexico international border or within the commercial zones of such municipalities as defined in 49 U.S.C. 13902(c)(4)(A).

(b) A certificate of registration permits only interstate transportation of property in municipalities in the United States on the United States-Mexico international border or within the commercial zones of such municipalities. A holder of a Certificate of Registration who operates a vehicle beyond this area is subject to applicable penalties and out-of-service orders.

**§ 368.2 Definitions.**

*Interstate transportation* means transportation described at 49 U.S.C. 13501, and transportation in the United States otherwise exempt from the Secretary's jurisdiction under 49 U.S.C. 13506(b)(1).

*Mexico-domiciled motor carrier* means a motor carrier of property whose principal place of business is located in Mexico.

**§ 368.3 Applying for a certificate of registration.**

(a) If you wish to obtain a certificate of registration under this part, you must submit an application that includes the following:

(1) Form OP-2—Application for Mexican Certificate of Registration for Foreign Motor Carriers and Foreign Motor Private Carriers Under 49 U.S.C. 13902;

(2) Form MCS-150—Motor Carrier Identification Report; and

(3) A notification of the means used to designate process agents, either by submission in the application package of Form BOC-3—Designation of Agents—Motor Carriers, Brokers and Freight Forwarders or a letter stating that the applicant will use a process agent service that will submit the Form BOC-3 electronically.

(b) The FMCSA will only process your application for a Certificate of Registration if it meets the following conditions: