

Hazardous Materials Permit Facts

PERMIT REQUIREMENTS

Colorado law requires that any person transporting hazardous materials that require placarding under Parts 172 or 173 of Title 49, Code of Federal Regulations (C.F.R.), must obtain a permit from the Colorado Department of Transportation prior to performing any transportation of these materials in, to, from, or through Colorado. Additionally, both Colorado and federal law require that no motor carrier shall operate a motor vehicle until the motor carrier has obtained and has in effect the minimum levels of financial responsibility as set forth in of 49 C.F.R., Part 387.

Questions concerning the regulations regarding the safe transportation and routing of hazardous and nuclear materials should be directed to the Colorado State Patrol, Troop 8-C, Hazardous Material Transport Safety and Response, at (303) 273-1900. Questions concerning hazardous material permits should be directed to the Colorado Department of Transportation at (303) 757-9539 or toll free (800) 350-3765.

To apply for a Colorado Hazardous Materials permit you must create an account on the Colorado Oversize Overweight Permitting and Routing (COOPR) system available at coopr.codot.gov

You will need to provide the following information:

- Insurance
- Federal HazMat Registration ID Number
- Type of carrier (i.e. for hire, private, intrastate and/or interstate)
- The number of vehicles you wish to permit
- Vehicle Combination weight (over or under 10,001 pounds)
- The division and/or class of hazardous commodity(ies) you haul

APPLICATION REQUIREMENTS

All Certificates of Insurance (Acord forms), MCS-90, and/or MCS-82 forms must be uploaded directly to the COOPR permit website (coopr.codot.gov) located on the bottom right-hand side of your Company Dashboard under the Upload Acord link. Once you have uploaded your insurance documentation please allow our staff 10 - 15 minutes to verify insurance. Once insurance is verified, you will see your insurance expiration date posted on your Company Dashboard.

Hazardous material carriers are required to have a Federal HazMat Registration ID number which is issued by the Pipeline and Hazardous Materials Safety Administration (PHMSA). If the quantity of hazardous material you haul does not meet their requirements or you fall under another exception, please list the exception in Permit Notes when you apply. The PHMSA website is <https://www.phmsa.dot.gov/registration/registration-information> or, they can be reached at 202-366-4109/1-800-467-4922.

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INSURANCE MINIMUM LEVELS

387.9 Financial responsibility, minimum levels. § 387.9 Financial responsibility, minimum levels. The minimum levels of financial responsibility referred to in § 387.7 of this subpart are hereby prescribed as follows:

Schedule of Limits - Public Liability

TYPE OF CARRIAGE	COMMODITY TRANSPORTED	January 1, 1985
(1) For-hire (In interstate or foreign commerce, with a gross vehicle weight rating of 10,001 or more pounds)	Property (nonhazardous)	\$750,000
(2) For-hire and Private (In interstate, foreign, or intrastate commerce, with a gross vehicle weight rating of 10,001 or more pounds)	Hazardous substances, as defined in 49 CFR 171.8, transported in cargo tanks, portable tanks, or hopper-type vehicles with capacities in excess of 3,500 water gallons; or in bulk Division 1.1, 1.2 and 1.3 materials. Division 2.3, Hazard Zone A, or Division 6.1, Packing Group I, Hazard Zone A material; in bulk Division 2.1 or 2.2; or highway route controlled quantities of a Class 7 material, as defined in 49 CFR 173.403	\$5,000,000
(3) For-hire and Private (In interstate or foreign commerce, in any quantity; or in intrastate commerce, in bulk only; with a gross vehicle weight rating of 10,001 or more pounds)	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 (2) above or (4) below	\$1,000,000
(4) For-hire and Private (In interstate or foreign commerce with a gross vehicle weight rating of less than 10,001 pounds)	Any quantity of Division 1.1, 1.2, or 1.3 material; any quantity of a Division 2.3, Hazard Zone A, or Division 6.1, Packing Group I, Hazard Zone A material; or highway route controlled quantities of a Class 7 material as defined in 49 CFR 173.403	\$5,000,000

[73 FR 76496, Dec. 16, 2008]

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INSURANCE SELF-INSURER QUALIFICATIONS

387.309 Qualifications as a self-insurer and other securities or agreements.

§387.309 Qualifications as a self-insurer and other securities or agreements. (a) As a self-insurer. The FMCSA will consider and will approve, subject to appropriate and reasonable conditions, the application of a motor carrier to qualify as a self-insurer, if the carrier furnishes a true and accurate statement of its financial condition and other evidence that establishes to the satisfaction of the FMCSA the ability of the motor carrier to satisfy its obligation for bodily injury liability, property damage liability, or cargo liability. Application Guidelines: In addition to filing Form BMC 40, applicants for authority to self-insure against bodily injury and property damage claims should submit evidence that will allow the FMCSA to determine:

- (1) The adequacy of the tangible net worth of the motor carrier in relation to the size of operations and the extent of its request for self-insurance authority. Applicant should demonstrate that it will maintain a net worth that will ensure that it will be able to meet its statutory obligations to the public to indemnify all claimants in the event of loss.
 - (2) The existence of a sound self-insurance program. Applicant should demonstrate that it has established, and will maintain, an insurance program that will protect the public against all claims to the same extent as the minimum security limits applicable to applicant under § 387.303 of this part. Such a program may include, but not be limited to, one or more of the following: Irrevocable letters of credit; irrevocable trust funds; reserves; sinking funds; third-party financial guarantees, parent company or affiliate sureties; excess insurance coverage; or other similar arrangements.
 - (3) The existence of an adequate safety program. Applicant must submit evidence of a current “satisfactory” safety rating by the United States Department of Transportation. Non-rated carriers need only certify that they have not been rated. Applications by carriers with a less than satisfactory rating will be summarily denied. Any self-insurance authority granted by the FMCSA will automatically expire 30 days after a carrier receives a less than satisfactory rating from DOT.
 - (4) Additional information. Applicant must submit such additional information to support its application as the FMCSA may require.
- (b) Other securities or agreements. The FMCSA also will consider applications for approval of other securities or agreements and will approve any such application if satisfied that the security or agreement offered will afford the security for protection of the public contemplated by 49 U.S.C. 13906.

[48 FR 51780, Nov. 14, 1983, and 51 FR 15008, Apr. 22, 1986, as amended at 52 FR 3815, Feb. 6, 1987; 62 FR 49941, Sept. 24, 1997; 68 FR 56199, Sept. 30, 2003]

Hazardous Materials Permit Facts

HRCQ - ANNUAL NUCLEAR PERMIT APPLICATION

Colorado law requires that no transportation of nuclear materials shall take place in, to, from, or through the State of Colorado until the Colorado Department of Transportation issues a permit. Nuclear materials are defined as highway route controlled quantities of radioactive materials as defined in 49 CFR 173.403.

Nuclear material includes radioactive materials being transported to the waste isolation pilot plant in New Mexico and radioactive materials being transported to any facility provided pursuant section 135 of the federal "Nuclear Waste Policy Act of 1982", 42 USC 10101 et seq., or any repository licensed by the United States nuclear regulatory commission that is used for permanent deep geological disposal of high-level radioactive waste and spent nuclear fuel.

The Colorado Department of Transportation will not issue a permit until the applicant has obtained and has in effect the minimum levels of financial responsibility as set forth in of 49 C.F.R., Part 387. For transportation of highway route controlled quantities of radioactive materials, the minimum level of financial responsibility is \$5,000,000.

Prior to submission of a nuclear materials transportation permit application, nuclear materials transporters operating within the State of Colorado are required to obtain a motor carrier identification number pursuant to the provisions of 49 CFR 390.19. Additionally, interstate motor carriers are required to have a current year UCR registration.

Each permit issued shall be valid for one year following its issuance and shall be issued after approval of the carrier's permit application and upon payment of a five-hundred-dollar (\$500) permit fee.

In addition to the permit fee, each carrier is required to pay a two-hundred-dollar (\$200) fee for each shipment. Shipment fees shall be paid online on the COOPR website.). If a regularly scheduled shipment is to be made, the carrier may make arrangements with the Colorado Department of Transportation to pay shipment fees on a monthly basis or by escrow.

All vehicles carrying nuclear materials entering the state on the public highways shall be inspected by a Colorado state patrol officer, at the nearest point at which the shipments enter the state or at a location specified by the Colorado state patrol. For shipments originating within the state, inspections shall be made at the point of origination.

Each person transporting nuclear materials within this state shall carry a copy of the shipping papers required in 49 CFR 172, Subpart C, as revised October 1, 2012, and a copy of the nuclear materials transportation permit in the motor vehicle.

Questions concerning the regulations governing safe transportation, permitting, and routing of nuclear materials should be directed to the Colorado State Patrol, Troop 8-C, Hazardous Material Transport Safety, and Response, at 303-273-1900.

PERMIT FEES

Permit fees may be paid by credit card. If using a credit card there is an additional \$4 credit card processing fee. If you plan on purchasing multiple permits throughout the year and wish to set up an escrow account to be able to pay by check, you may create an escrow account at coopr.codot.gov and select Escrow on the left-hand side of your Company Dashboard. Make checks payable to the Colorado Department of Transportation (CDOT). Please note that all fees are non-refundable.

Single Trip Hazardous Material Permit Fee \$25

Annual Hazardous Material Permit Fee (based on the number of vehicles being permitted) 1 - 5 \$10, 6 - 10 \$25, 11 - 50 \$125, 51 - 100 \$200, 101 - 300 \$350, 301 or more \$400

Annual Nuclear Material Permit Fee* \$500

*In addition to the Annual Nuclear Material permit fee, each carrier is required to pay a \$200 fee for each shipment.