



DESIGNATION AS A HAWAII COVERED FARM VEHICLE

The undersigned designates the following vehicle as a "covered farm vehicle", as defined in 49 CFR 390.5 and 390.39, adopted via 19-141, Hawaii Administrative Rule:

Vehicle: _____

	Year	Make	Model	Vehicle Identification Number / Serial No.
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Tare Weight: _____ Manufacturer's Gross Vehicle Weight Rating _____

Description of Vehicle: _____

Owner Name: _____

Owner Address: _____

	Street/Road/Highway	City	State	Zip
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Signature – Owner/Authorized Representative	Printed Name
Date	Title (if applicable)

The owner or authorized representative certifies that the above is true and correct. Upon review and signature by an appropriate Motor Carrier Safety Officer, this designation form serves as proof of certification by the Motor Vehicle Safety Office that the vehicle noted above is a "covered farm vehicle" as defined in 49 CFR 390.5.

Signature of Motor Carrier Safety Officer / Badge No.	Date	Time
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NOTE: This designation is only applicable when the vehicle is being operated within the scope of 49 CFR 390.5 and 390.39, which provides for certain exemptions for "covered farm vehicles." This supersedes the previous category for "farm exemption" as defined in HRS 286-208. This designation does not exempt the individual from being duly licensed to operate the vehicle noted as a "covered farm vehicle" and the vehicle is not exempt from registration, insurance and safety inspection as required by the State".

THIS DESIGNATION IS VEHICLE SPECIFIC, AND IS NOT VALID UNLESS IT IS CARRIED IN THE POWER UNIT OF THE VEHICLE DURING ALL COVERED OPERATIONS. This **DESIGNATION** must also be exhibited upon the demand of any law enforcement officer. Before operating in states outside Hawaii, consult with those states to determine whether they recognize the "covered farm vehicle exceptions" provided for in MAP-21. The proper use of this designation is subject to verification by DOT Personnel at any time the vehicle is in operation on a public highway. The status as a "covered farm vehicle" may be suspended or revoked for misuse, or when the vehicle no longer meets the definition of a "covered farm vehicle".

49 CFR 390.39

Section 390.39 of Title 49, Code of Federal Regulations, provides a statutory exemption from certain Federal Motor Carrier Safety Regulation (FMCSRs), including those pertaining to commercial driver licenses (CDLs) and driver physical qualifications (medical) requirements, for the operation of covered farm vehicles by farm and ranch operators, and their employees and family members under specific circumstances. Specifically, the operation of covered farm vehicles is exempt from the following:

- 49 CFR § 382: Controlled Substances and Alcohol Use and Testing
- 49 CFR § 383: Commercial Driver's License Standards; Requirements and Penalties
- 49 CFR § 391: Subpart E: Physical Qualifications and Examinations
- 49 CFR § 395: Hours of Service of Drivers
- 49 CFR § 396: Inspection, Repair and Maintenance

Covered farm vehicles and their operators are not exempt from and must comply with 49 CFR 390, FMCSRs, General; 49 CFR 392, Driving of Commercial Motor Vehicles (CMV); 49 CFR 393, Parts and Accessories Necessary for Safe Operation; and all state size and weight, safety, and operation laws applicable to the operation of motor vehicles.

What is a covered farm vehicle? A commercial motor vehicle as defined in 49 CFR 390.5, including an articulated vehicle, which meets the following criteria:

- (1) Means a straight truck or articulated vehicle –
 - (i) Registered in a State with a license plate or other designation issued by the State of registration that allows law enforcement officials to identify it as a farm vehicle;
 - (ii) Operated by the owner of a farm or ranch, or an employee or family member of an owner or operator of a farm or ranch;
 - (iii) Used to transport agricultural commodities, livestock, machinery or supplies to or from a farm or ranch;
 - (iv) Not used in for-hire motor carrier operations; however, for-hire motor carrier operations do not include the operation of a vehicle meeting the requirements of paragraphs (1)(i) through (iii) of this definition by a tenant pursuant to a crop share farm lease agreement to transport the landlord's portion of the crops under that agreement.
- (2) Meeting the requirements of paragraphs (1)(i) through (iv) of this definition:
 - (i) With a gross vehicle weight or gross vehicle weight rating, whichever is greater, of 26,001 pounds or less may utilize the exemptions in §390.39 anywhere in the United States; or
 - (ii) With a gross vehicle weight or gross vehicle weight rating, whichever is greater, of more than 26,0001 pounds may utilize the exemptions in §390.39 anywhere in the State of registration or across State lines within 150 air miles of the farm or ranch with respect to which the vehicle is being operated.

A covered farm vehicle does not include a vehicle that is transporting hazardous materials in an amount that requires placarding, nor a vehicle that is operating on a for-hire basis. These vehicles and their operators are not eligible for the covered farm vehicle exemptions.

If you need information regarding the FMCSRs or Hawai'i law regarding the operation of CMVs, designated as a covered farm vehicles or otherwise, call the Hawaii DOT Motor Vehicle Safety Office (MVSO) at 808-692-7661. If you have any further questions regarding Federal regulations of Motor Carriers, please call the Hawaii state field office of the Federal Motor Carrier Safety Administration at (808)541-2790.

INSTRUCTIONS FOR THE
“DESIGNATION AS A HAWAII COVERED FARM VEHICLE” FORM

Effective September 15, 2022

All “Designation as a Hawaii Covered Farm Vehicle” Forms will be processed by **APPOINTMENTS ONLY** on Oahu, Hilo and Maui. Print out and read the information sheet to make sure that your vehicle meets the criteria as a “covered farm vehicle”. Complete the form and review to ensure that all information is correct before you arrive for your appointment.

FOR OAHU:

- 1) Call (808) 692-7661 to schedule an appointment. Appointments to process the “Designation as a Hawaii Covered Farm Vehicle” forms are available on Tuesday, Wednesday and Thursday of each week. No forms will be processed on Monday or Friday.
- 2) On your scheduled appointment date:
 - a. If you have a previously approved Exempt Vehicle form for farm use, please bring that approved form with you along with the completed new “Designation as a Hawaii Covered Farm Vehicle” form, your vehicle registration, insurance for the vehicle and any available vehicle documents that you have to your appointment.
 - b. If this is your first time applying for a farm exempt, then you will need to complete and bring the “Designation as a Hawaii Covered Farm Vehicle” form, your vehicle registration, insurance for the vehicle, any available vehicle documents **along with the vehicle** to your appointment.

Please report to: The Motor Vehicle Safety Office, 98-339 Ponohana Place, Aiea, HI 96701

FOR HILO:

- 1) Call Marissa Bondaug at (808) 933-8865 to schedule an appointment. Appointments to process the “Designation as a Hawaii Covered Farm Vehicle” form are only available on Thursdays.
- 2) On your scheduled appointment date:
 - a. If you have a previously approved Exempt Vehicle form for farm use, please bring that approved form with you along with the completed new “Designation as a Hawaii Covered Farm Vehicle” form, your vehicle registration, insurance for the vehicle and any available vehicle documents that you have to your appointment.
 - b. If this is your first time applying for a farm exempt, then you will need to complete and bring the “Designation as a Hawaii Covered Farm Vehicle” form, your vehicle registration, insurance for the vehicle, any available vehicle documents **along with the vehicle** to your appointment.

Please report to: The Motor Vehicle Safety Office, 50 Makaala Street, Hilo, Hawaii 96720

FOR MAUI:

- 1) Call Benjamin Sarian at (808) 873-3093 to schedule an appointment.
- 2) On your scheduled appointment date:
 - a. If you have a previously approved Exempt Vehicle form for farm use, please bring that approved form with you along with the completed new “Designation as a Hawaii Covered Farm Vehicle” form, your vehicle registration, insurance for the vehicle and any available vehicle documents that you have to your appointment.
 - b. If this is your first time applying for a farm exempt, then you will need to complete and bring the “Designation as a Hawaii Covered Farm Vehicle” form, your vehicle registration, insurance for the vehicle, any available vehicle documents **along with the vehicle** to your appointment.

Please report to: The Motor Vehicle Safety Office, 650 Palapala Drive, Kahului, Hawaii 96732

FOR KONA and KAUAI:

Complete and submit the “Designation as a Hawaii Covered Farm Vehicle” form, along with a copy of your Certificate of Registration and a copy of the vehicle insurance, and if you have a previously approved Exempt Vehicle form. The form will not be processed without the required documents. Make sure you have a valid, legible contact number listed on the form, in case, there are any questions.

- 1) FAX all the documents to (808)692-7665 OR
- 2) Email all the documents to: DOT.MVSO.HWYV@hawaii.gov