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<p><b>WHAT IS A COMMERCIAL MOTOR VEHICLE?</b></p>	<p><b>FMCSR INTERSTATE COMMERCE</b></p> <p>A motor vehicle used on a highway in interstate commerce to transport passengers or property when the vehicle—</p> <ol style="list-style-type: none"> <li>1) Has a GVWR or GCVWR of 10,001 pounds or greater;</li> <li>2) Is designed or used to transport more than 8 passengers (including the driver) for compensation; or</li> <li>3) Is designed or used to transport more than 15 passengers (including the driver); or</li> <li>4) Is used to transport hazardous materials.</li> </ol> <p>49 C.F.R. § 390.5</p>	<p><b>TEXAS INTRASTATE COMMERCE</b></p> <p>A motor vehicle, that is used on a public highway to transport passengers or cargo if the vehicle—</p> <ol style="list-style-type: none"> <li>1) Has a GVWR or GCVWR exceeding 26,000 pounds;</li> <li>2) Is designed or used to transport more than 15 passengers (including the driver); or</li> <li>3) Is used to transport hazardous materials.</li> </ol> <p>Tex. Transp. Code § 548.001</p>
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## INTERSTATE COMMERCE: WHAT IS IT?

The FMCSR define “interstate commerce” as “trade, traffic, or transportation in the United States—

- 1) Between a place in a State and a place outside such State (including a place outside the United States)
- 2) Between two places in a State through another State or a place outside of the United States; or
- 3) Between two places in a State as part of trade, traffic, or transportation originating or terminating outside the State of the United States.

FMCSR § 390.5



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## IS THIS A COMMERCIAL MOTOR VEHICLE?



### FMCSR INTERSTATE

Yes, over 10,001 pounds GVWR.

### TEXAS INTRASTATE

No, under 10,001 pounds GVWR.

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## IS THIS A **COMMERCIAL MOTOR VEHICLE**?



### **FMCSR (INTERSTATE)**

Yes, if transporting passengers for compensation.

No, if transport is not for compensation.

### **TEXAS (INTRASTATE)**

No.

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## IS THIS A **COMMERCIAL MOTOR VEHICLE**?



### **FMCSR INTERSTATE**

Yes, if hauling property. (GCVWR over 10,001 pounds).

### **TEXAS INTRASTATE**

No. GCVWR under 26,001 pounds

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