

## Supplemental Information On Insurance Coverage

DTSC Form 1309 (Revision 04/2020)

---

---

Insurance coverage required pursuant to Health and Safety Code section 25169 must cover “public liability” which includes bodily injury, property damage, and environmental restoration. Environmental restoration includes restitution for the loss, damage, or destruction of natural resources arising out of the accidental discharge, dispersal, release, or escape into or upon the land, atmosphere, watercourse, or body of water of any commodity transported by a motor carrier. This liability includes the cost of removal and the cost of necessary measures taken to minimize or mitigate damage or potential for damage to human health, the natural environment, fish, shellfish, and wildlife.

The terms of the insurance policy or bond must conform to the federal Form MCS-90 or Form MCS-82 as defined in 49 Code of Federal Regulations (CFR) sections 387.7 to 387.15 for hazardous materials and hazardous substances, which includes hazardous waste. Waste petroleum in bulk shipments and vehicles weighing less than 10,000 Gross Vehicle Weight Rating (GVWR) are exceptions. The limits of liability are outlined below.

Please give this instruction sheet to your insurance company as they can issue the necessary endorsement to your insurance policy and send us proper documentation. Attached is a Certificate of Insurance for Public Liability Coverage form (DTSC 8038), which may be completed and signed by your insurance company. Alternately, your insurance company can issue an insurance endorsement to your insurance policy, Form MCS-90 or surety bond, Form MCS-8.

### Commodity Transporter

- A. Transporters of petroleum and/or petroleum products in bulk, including waste petroleum and/or waste petroleum products, in tank or vacuum-type trucks or trailers. [Vehicle Code section 34631.5(a)(3)]. **Combined single limit coverage: \$1,200,000.**
- B. Transporters whose vehicles have GVWR of 10,000 pounds or more. [Vehicle Code section 34631.5(a)(4)]
  1. Oil listed in 49 CFR section 172.101 not mentioned in B.2.; hazardous waste, hazardous materials and hazardous substances defined in 49 CFR section 171.8 but not mentioned in B.2.; hazardous waste as defined in Health and Safety Code section 25117 and the California Code of Regulations, Title 22, Chapter 11, Article 1 but not mentioned in B. **Combined single limit coverage: \$1,000,000.**

2. Hazardous substances, as defined in 49 CFR section 171.8, transported in cargo tanks, portable tanks, or hopper-type vehicles with capacities in excess of 3,500 water gallons; or any quantity of class 1.1, 1.2, or 1.3 explosives; any quantity of poison gas (Poison A); or highway route controlled quantity radioactive materials as defined in 49 CFR section 173.403. **Combined single limit coverage: \$5,000,000.**

- C. Transporters of hazardous wastes whose vehicles have GVWR of less than 10,000 pounds [Health and Safety Code section 25169(c)(1)], except from item A above, please sign and submit the certification below attached to the certificate of insurance. **Combined single limit coverage: \$600,000.**

---

---

**Applicant Certification**

I certify under penalty of law that all vehicles to be certified under my hazardous waste transporter registration have a gross vehicle weight rating of less than 10,000 pounds and that I do not transport waste petroleum products in bulk.

Name (printed or type): \_\_\_\_\_ Title: \_\_\_\_\_

Business Name: \_\_\_\_\_

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

---

---