

MISSISSIPPI DEPARTMENT OF TRANSPORTATION

CERTIFICATE OF CONVENIENCE AND NECESSITY

The following are the guidelines for applying for a Certificate of Convenience and Necessity.

In order to apply for a Certificate of Convenience and Necessity, a letter of application must be sent to the Mississippi Department of Transportation containing the following information:

1. The name and address of the applicant, and if the applicant is a corporation, the names and addresses of its principal officers.
2. The public highway or highways over which, and cities, towns or villages between which and the route or routes or the territory within which it proposes to operate; in case of irregular route operation, the cities, towns or villages to be served and the territory to be served.
3. The kind of transportation, whether passenger or property, or both, together with a full and complete description of the character of the vehicle or vehicles to be used, including the seating capacity of any vehicle to be used for passenger traffic, and the weight of the vehicle or vehicle to be used.
4. A complete description of the property proposed to be devoted to the public service.
5. Detailed statement showing the assets and liabilities of such applicant; if the applicant is a corporation, such statement shall be sworn to by an executive officer of the applicant.
6. Proof satisfactory to the commission that the applicant will be able immediately upon obtaining a certificate to comply with the laws respecting public liability property damage and cargo insurance or bond.
7. A statement of the existing carriers serving the route or territory proposed to be served and who will be affected by the proposed service.
8. Any other additional information which the commission by order may require.

HEARING AND DISPOSITION ON APPLICATION FOR CERTIFICATE

Upon the filing of an application for a certificate of public convenience and necessity, the commission shall within a reasonable time, fix a time and place for hearing such application, **not less than twenty days** after such filing and shall hear and determine such application within a reasonable length of time.

In determining whether the certificate shall be granted, the commission shall, among other things, give due consideration to the present transportation facilities over the proposed route of the applicant, the volume of traffic over such route, the financial condition of the applicant, and condition of the highway over the proposed route, or routes.

If the commission shall find the proposed operation justified, and that the applicant is fit, willing, and able to properly perform the services proposed and to conform to the provisions of the chapter and of the requirements, rules and regulations of the commission, it shall issue a certificate to the applicant, subject to such terms, limitations and restrictions as the commission may deem proper, authorizing in whole or in part the operations covered by the application. If the commission shall find the proposed operation not justified, the application shall be denied.

MISSISSIPPI DEPARTMENT OF TRANSPORTATION

INTRASTATE CARRIERS

Carriers desiring to transport property (except household goods and passengers) in the State of Mississippi must complete the application packet and submit it to the Mississippi Department of Transportation (MDOT).

In order to process your application, we must complete the entire packet:

1. **Application Form (USDOT/MC #'s)**
 - a. Complete all sections entirely
 - b. Be sure to include official signature and date
 - c. Exhibit A-1- **Clearly label i.e., "Exhibit A"**
2. **Filing Fee**
 - a. Fifty dollar (f \$50.00) filing fee must accompany the application packet
 - b. Fee can be paid by credit card, cashier's check, or money order (Exception of American Express)
 - c. Checks and money orders should be payable to the Mississippi Department of Transportation (MDOT)

The insurance requirements listed below must be met before carrier operations begin.

Minimum insurance coverage required is the same as the requirements contained in 49 C.F.R. Part 387. These limits are as follows:

1. **LIABILITY COVERAGE:**
 - (a) Property (non hazardous) \$ 750,000
2. **CARGO INSURANCE:**
 - (a) Cargo liability for loads of three tons or less \$ 5,000
 - (b) Cargo liability for loads of more than three tons \$ 10,000
3. **PASSENGER CARRIERS:**
 - (a) Seating capacity of 16 or more \$ 5,000,000
 - (b) Seating capacity of 15 or less \$ 1,500,000
4. **BOC-3 Form:** For applicants not domiciled in the State of Mississippi.
4. **TARRIFF/CONTRACT:** **Tariff of rates, schedules of rates, Power of Attorney or a Rate Association if filing for a Certificate as an Intrastate Common Carrier and Contracts if filing for a permit as an Intrastate Contract Carrier.)**

Should you have any questions, contact the Mississippi Department of Transportation at (601) 359-1707 or (601) 359-9740, Option 2- Motor Carrier Division.