



11/19/92
101-2-3-92
Criminal Court

RO-470

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November 19, 1992

MBJ
file # ML-18083-92
ID# 18083

Honorable Dan Morales
Attorney General of Texas
Opinions Department
Supreme Court Building
P.O. Box 12548
Austin, Texas 78711

RE: Request for Opinion

Dear Attorney General Morales:

I am requesting an opinion as to whether vehicles transporting hazardous materials need comply with the regulations adopted under 37 Tex. Admin. Code Section 3.59 and Section 3.62. Specifically, are vehicles exempt when they only cross the state highway to access land on both sides of the highway that is under the control and dominion of the owner of said vehicle? Furthermore, the ingress and egress of the land on each side is not directly across from one another. I have enclosed a brief of this question for your review.

I would appreciate receiving your opinion at your earliest convenience. Thank you for your consideration in this matter.

Sincerely,

JOHN D. WHITLOW,
Criminal District Attorney
for Calhoun County, Texas

Enclosure

JDW:jam