**Part 390**

**§ 390.5T Definitions**

***Question 25***

Editorial Category: Regulations

Editorial Type: Significant Regulatory Guidance

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Mode: Passenger carrier

Topic: Does passenger capacity include standing passengers

Subject: Regulations

Keywords: Designed to transport, Standing passengers, Designated seats, 390.5, 390.5T

Tags: Designed to transport, Standing passengers, Designated seats, 390.5, 390.5T

Regulatory Topic: Does passenger capacity include standing passengers

***Question 25:*** The definition of a passenger CMV is a vehicle ‘‘designed to transport’’ more than 15 passengers, including the driver. Does that include standing passengers if the vehicle was specifically designed to accommodate standees?

*Guidance:* No. ‘‘Designed to transport’’ refers only to the number of designated seats; it does not include areas suitable, or even designed, for standing passengers.

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| Program Review |  |  |
| Legal Review | Charles Medalen | 2/16/20 |
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