

Motor Carrier Advisory Board
Meeting Minutes

January 18, 2018

Members Present

Al DeMeestor
Brian Hitchcock
Carol Heinowski
Don Lahring
Glen Merkel
James Burg
Joe Ballor
Joshua Rhodes
Mike Rushing
Randy Whitaker
Robert Esler
Sarah Stewart
William Kotynski

Members Absent

Paul Behmlander
Nichole Gavriloski

MSP-CVED Staff Present

Captain Michael Krumm
Marci Kelley
MaryLynn Owen

Ex Officio Members Present

Inspector Randy Coplin
Dawn VanAken
Aarne Frobom
Seth Martin
John Wallace

Others in Attendance

Chuck Simmons
James Fackler

Meeting Called to Order

The meeting was called to order at 1:32 p.m.

January 18, 2018 Meeting Minutes

The agenda for the January 18, 2018, meeting was approved. The meeting minutes from November 16, 2017, were approved with the modification that Mr. Glen Merkel was absent.

Presentation

A presentation was given by Mr. James Fackler, Secretary of State regarding plate replacements.

Agency Reports

Michigan Department of Treasury

Mr. Seth Martin reported that the International Fuel Tax Agreement (IFTA) renewal season ended on December 31, 2017, for the 2018 year. As of the morning of January 18, 2018, 76 percent of last year's carriers have renewed their IFTA license.

Five IFTA ballots went to the polls on January 15, 2018. The following ballots passed:

Ballot One - The intent to put a temporary decal on a rental vehicle that is being rented for 29 days or less. This is effective immediately.

Ballot Five - The intent to display an electronic image of your IFTA license at your discretion. This takes effect January 1, 2019.

Michigan Department of Transportation (MDOT)

Mr. Aarne Frobom had no agency report.

Federal Motor Carrier Safety Administration (FMCSA)

Mr. John Wallace reported that the FMCSA granted a limited three-month waiver from the Federal hours-of-service (HOS) requirements for electronic logging devices (ELDs) to motor carriers and drivers operating property-carrying commercial motor vehicles (CMVs) that are rented for a period not exceeding 30 days.

FMCSA granted a limited 90-day waiver from the Federal HOS regulations pertaining to ELDs for Old Dominion Freight Lines, Inc. and other motor carriers in similar situations due to issues concerning the integration of PeopleNet's ELD software into fleet management systems.

FMCSA is proposing to revise the regulatory guidance concerning driving a CMV for personal use while off-duty, referred to as "personal conveyance". This provision is available to all CMV drivers required to record their HOS who are permitted by their employer to use the vehicle for personal use. The Agency requests public comments on the guidance and its economic impact.

Michigan State Police (MSP). Commercial Vehicle Enforcement Division (CVED)

Inspector Coplin gave a brief update on the Michigan Legislature Joint Transportation Committee Hearing regarding the effects of the Federal Motor Carrier Safety Regulations (FMCSRs) on Michigan carriers.

Within the Midwest region, Michigan has one of the lowest CMV fatality rates. In Michigan, CMVs are involved in approximately 4.1 percent of all crashes and approximately 8.9 percent of all fatalities.

The Unified Carrier Registration (UCR) final rulemaking for 2018 and 2019, was published January 5, 2018. The enforcement period for the 2018 UCR compliance will begin April 5, 2018.

During the last meeting, Inspector Coplin discussed a petition that was filed by the Owner Operators and Independent Drivers Association with FMCSA claiming that 28 states have not legally adopted the FMCSRs into state law. While MSP enforce the FMCSRs in Michigan through Michigan Law, it is done so through reference. The MSP has contacted the legislature regarding updating the Motor Carrier Safety Act, Public Act 181 of 1963. Senate Bill No. 726 will update Public Act No. 181. SB 726 has been introduced and referred to the committee on Transportation. Once this has been approved, the FMCSRs adopted in the Motor Carrier Safety Act will be up-to-date through December 2017, and Michigan will no longer be a part of the petition.

The intrastate authority renewal season is going very well. There are no issues to report.

Captain Krumm thanked Mr. Jim Burg for speaking at the most recent Motor Carrier Recruit School graduation and for sitting on the Motor Carrier Officer of the Year panel.

Human trafficking awareness will take place January 22-26, 2018. There will be informational handouts available as CVED continues to support that initiative. For more information please visit: www.truckersagainstrafficking.org. This will be a four-state operation between Michigan, Ohio, Illinois, and Indiana.

Captain Krumm will be at the Michigan Infrastructure and Transportation Association (MITA) annual conference next week with Inspector Coplin and will present a short overview on CVED operations.

Inspector Coplin mentioned that earlier last year, a request was made to write a letter to the United States Department of Transportation regarding clarification and guidance on personnel conveyance, and asked the board if there was a need to continue with this action. Due to the revisions that FMCSA is proposing, a motion was made and passed by the board to wait six months and revisit the issue.

Michigan Center for Truck Safety (MCTS)

Captain Krumm attended a commission meeting last week and was informed that the MCTS is currently without a director and they are actively seeking a new director.

An update was given on the drive track facility. A cost estimate should be received in 90 days. The plans are still moving forward to put this facility behind the Vehicle and Traffic Services building.

Secretary of State (SOS)

Ms. Dawn VanAken reported there is three months remaining on their first year of using the Performance and Registration Information Systems Management (PRISM). They have collected USDOT numbers for over 30,000 International Registration Plate (IRP) vehicles and there are approximately 13,000 renewals remaining.

The SOS will begin using a new IRP registration system within one year that will affect most of the work areas within the SOS. SOS branch offices, financial, records, etc. will all be on the same system. Everyone will have an online account, so be sure your email is current and is listed so you receive renewal notices and mailings. IRP plans to go from quarterly renewals to monthly renewals, and we are currently seeking legislative authority to do so.

Legislation Update

- ELD Mandate
- Oversize Multiple-Trip Permits
- Semi-Trailer Wheelbase
- Motor Carrier Regulations
- Weigh Stations
- Dark Signals
- Slow Down for Emergency Vehicles

New Business

None.

Future Meeting Topics

- ELDs
- Canadian Speaker

Public Comments

None.

Old Business

None.

Next Meeting Date and Adjournment

A motion to adjourn was made and carried by the board. The meeting adjourned at 2:57 p.m.

The next meeting is scheduled for 9:30 a.m. on Thursday, March 29, 2018, and will be held at the MSP Headquarters in the 1917 Conference Room, 7150 Harris Drive, Dimondale, Michigan 48821.

Respectfully submitted,
Marci Kelley, Chair
Motor Carrier Advisory Board