

# **Minutes of the Motor Carrier Advisory Board Meeting**

November 16, 2017

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## **Members Present**

Al DeMeestor  
Randy Whitaker  
Nichole Gavriloski  
Paul Behmlander  
Joe Ballor  
Robert Esler  
Joshua Rhodes  
Marci Kelley

## **Members Absent**

Glen Merkel  
James Burg  
Don Lahring  
Brian Hitchcock  
Carol Heinowski  
Sarah Stewart

## **MSP-CVED Staff Present**

Captain Krumm  
Beth Schafer

## **Ex Officio Members Present**

Inspector Coplin  
Seth Martin  
Dawn VanAken  
Pat Muinch / stand in for John Wallace

## **Others in Attendance**

Lt. Colonel Gorski  
Diane Guigne  
Mike Rushing  
Doug Childs  
Irv Rupersburg  
Scott Spray  
Mary O'Rourke

## **Meeting Called to Order**

The meeting was called to order at 9:36 a.m.

## **September 21, 2017 Meeting Minutes**

The agenda for the November 16, 2017 meeting was approved. Motion made by Mr. Paul Behmlander & seconded by Mr. Al DeMeestor. The meeting minutes from September 21, 2017 were approved with the modification of the date in the header of the second paragraph on the first page regarding the "May 18, 2016 meeting minutes" to read 2017. Motion made by Mr. Robert Esler and seconded by Mr. Joe Ballor.

## **Agency Reports**

### **Secretary of State (SOS)**

Ms. Dawn VanAken reported that the Performance and Registration Information Systems Management (PRISM) is moving along through legislation. This will allow the SOS the privilege to suspend and retrieve plates from out of service carriers as well as deny chameleon carriers with International Registration Plate (IRP) registration

The Federal Motor Carrier Safety Administration (FMCSA) Washington DC, provided PRISM training to the IRP Unit on November 15, 2017, and provide PRISM training to the Michigan State Police(MSP) on November 16, 2017

The December IRP renewal is open. Please make an appointment with the IRP Unit or complete the renewal online.

The issue that the SOS experienced regarding online plate transfers has been resolved.

### **Michigan Department of Transportation**

No one present.

### **Federal Motor Carrier Safety Administration (FMCSA)**

Mr. Pat Muinch reported that Michigan is currently on step three in the PRISM program and is currently able to deny plates that have a Federal out-of-service order. If the legislation passes, the MSP would

have the ability to pull the plate. The decision determining if the plates would be confiscated has not been made.

Nationwide, the bus and truck seat belt usage has risen to 86%. In 2007, the usage was only 65%.

The compliance date for the Electronic Logging Devices (ELDs) is December 18, 2017. Leasing companies are not required to have an ELD if a vehicle is leased for eight days or less.

#### **Michigan Department of Treasury**

Mr. Seth Martin reported that the International Fuel Tax Agreement (IFTA) renewal season began November 1, 2017 for the 2018 year. Within the first 15 days, 22% of last year carriers renewed.

#### **Michigan Center for Truck Safety (MCTS)**

The MCTS is currently without a director, they are actively seeking a new director.

#### **Michigan State Police (MSP), Commercial Vehicle Enforcement Division (CVED)**

Captain Krumm announced that approximately one month ago, MSP had a multi-state meeting with Ohio, Indiana and Illinois to discuss operations for 2017/2018. This is a four-state initiative.

December 4-8, 2017 the MSP will begin the "Eyes on 94" enforcement initiative. This includes 30-40 Motor Carrier Officers (MCOs) and Troopers dedicated to I-94 watching for hazardous driving by commercial motor vehicle (CMV) operators and passenger vehicle operators that drive aggressively around commercial vehicles. Following are the assignments:

- Illinois - Turnpike and I-94
- Indiana - Turnpike, I-65 and I-94
- Ohio - Turnpike and I-75

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 go to:

[www.truckersagainstrafficking.org](http://www.truckersagainstrafficking.org)

Beginning July 2-6, 2018 CVED enforcement will focus on violations affecting the safety of CMVs. This will be similar to "Eyes on 94" but will be a statewide initiative.

A Hazardous Materials Inspection focus day will be December 19, 2018.

The CVED will be scheduling patrols for off-peak travel times such as weekends and late evenings/nights watching for rouge carriers.

The 22<sup>nd</sup> Motor Carrier Officer Recruit School is in progress with eight recruits remaining. The school will graduate at 1:00 p.m. on December 21, 2017 at the Michigan State University Kellogg Center. Plans have begun for an upcoming school in 2018. MSP is considering another Ticketing Aggressive Cars and Trucks (TACT) program. Approximately four years ago, the TACT program was ran in the Grand Rapids area. A combination of MCOs, troopers, deputies, and local police officers participated. CVED is looking to run this again in June or October 2018.

The MTSC is waiting for a final cost analysis for the skid pad from the Department of Technology, Management and Budget (DTMB). The quote should be received by early January 2018.

CVED has several roles within MSP other than inspecting CMVs and writing citations. CVED has a strategic plan for which the Captain will be constructing a year-end report that will be share with the board.

The following are five objectives from the strategic plan:

- 1 Develop a new officer daily system.
- 2 Initiate an automated weigh station eScreening systems. By the end of 2018, CVED would like to have an eScreening system in place at the eastbound New Buffalo and Coldwater scales. The facilities would be equipped with a USDOT and license plate reader.
- 3 Continue improving the services of the Regulatory and Credentialing Section.
- 4 The "Drive to Zero" initiative. The purpose of this effort is to reduce the CMV fatality rates in Michigan. The "Eyes on 94" is a part of this effort.
- 5 Comprehensive recruiting and selection plan with future recruit schools.

Inspector Coplin reported that the westbound New Buffalo weigh station is now open and fully functional. Approximately 500 feet of concrete was replaced.

CVED met with MDOT. One of the questions raised was regarding oversized loads and the freeway closures. If you have an oversized load, the freeway is closed, and the police directs you off the highway, please find a safe place to park and wait until the highway route reopens.

The replacement of the 65 mph speed limit signs is completed except for a couple of local areas. MDOT is following up on these sites.

The 2018 Unified Carrier Registration (UCR) period has been delayed until further notice. Due to this unanticipated delay, the enforcement period for the 2018 UCR compliance will not begin until 90 days after the final rulemaking is published.

The Owner, Operators and Independent Driver's Association filed a petition with FMCSA claiming 27 states have not legally adopted the Federal Motor Carrier Safety Regulations (FMCSRs) into state law. Michigan was mentioned in the petition. Michigan adopts the FMCSRs by reference. Each year, Inspector Coplin files the FMCSA final rules with the Department of State. The MSP has contacted the legislature regarding updating the Motor Carrier Safety Act. Updating the Act would resolve this issue and Michigan would no longer be a part of the petition.

The renewal period for CVED authority began October 1, 2017. The deadline for registration is December 1, 2017. The renewal season is going very well. In October the MSP Intrastate Authority Unit processed 415 renewals within an average of 2.3 days. To renew your authority for 2018, please visit the ICARS (Intrastate Certificate of Authority Registration System) which is found on the following website: <http://www.michigan.gov/msp>.

The CVED has one person trained to provide Electronic Logging Device (ELD) training to all CVED personnel. CVED will use the eROD solution offered by FMCSA to view the log books. The officer will give carriers their ID information, the carrier uploads the information, and the officer downloads and reviews the information. The CVED will not be asking carriers to put a device into their computers. We are honoring the CVSA out-of-service requests that have been delayed until April 1, 2018.

#### **Legislation Update**

No one Present.

#### **New Business**

The board currently has two vacancies. If you would like to continue serving or know someone who may be interested in serving on the board, please email Ms. Beth Schafer at [schaferb1@michigan.gov](mailto:schaferb1@michigan.gov) by December 1, 2017.

If you are interested in reviewing the updated draft copy of the Motor Carrier Rule set, please let us know and return any suggestions back by December 28, 2017.

The dates for the 2018 board meetings are as follows:

- January 18, 2018
- March 29, 2018
- May 17, 2018
- September 20, 2018
- November 15, 2018

The January 18, 2018 meeting will begin at 1:30 p.m. All other meetings will begin at 9:30 a.m. These meetings will be held in the 1917 conference room located at the MSP Headquarters, 7150 Harris Drive, Dimondale, MI 48821.

#### **Future Meeting Topics**

- SOS, Mr. James Fackler - Discuss plates.
- Canada speaker.
- Mr. Steve Vaughn from PrePass contacted the MSP and offered to present as a guest speaker at a future board meeting. The board decline his offer.

#### **Public Comment**

It was requested that the Michigan Truckers Association (MTA) be a guest speaker at an upcoming meeting. The MCTS is a grantee awarded by the Association. The Association supports several programs.

It was requested to discuss ELD requirements, rules, and regulations as a future meeting topic.

#### **Old Business**

None.

#### **Presentation**

A presentation was given by Ms. Mary O'Rourke, District Director, Federal Department of Labor, Grand Rapids District, regarding the Federal Overtime Law.

For additional information or questions, you may contact Ms. O'Rourke at 616-456-2004, or you may call the Detroit District office at 313-226-7447.

#### **Next Meeting Date and Adjournment**

A motion to adjourn was made and carried by the board. The meeting was adjourned at 11:30 a.m.

The next meeting is scheduled for 1:30 p.m. on Thursday, January 18, 2018. The meeting will be held in the 1917 conference room located at the MSP Headquarters, 7150 Harris Drive, Dimondale, MI 48821.

Respectfully submitted,  
Marci Kelley, Chairperson  
Motor Carrier Advisory Board