

**MCAB Meeting Minutes**  
Thursday, March 17, 2022  
MSP Headquarters  
7150 Harris Drive  
Dimondale, MI 48821  
9:30 a.m.-10:51 a.m.

**Members Present**

Mr. Al DeMeestor  
Mr. Bill Kotynski.  
Mr. Brian Hitchcock  
Ms. Carol Heinowski  
Mr. Glen Merkel  
Mr. James Burg  
Mr. Joshua Rhodes  
Mr. Michael Rushing  
Mr. Randy Whitaker  
Mr. Robert Esler

**MSP-CVED Staff Present**

Capt. Richard Arnold  
MC Insp. Brad Cushman  
MC Lt. George Bracco  
Ms. Beth Schafer  
Ms. Chelsey Phillips  
Ms. Jessica Kines

**Members Absent**

Mr. Don Lahring  
Mr. Joe Ballor  
Ms. Nichole Gavriloski  
Mr. Paul Behmlander  
Ms. Sarah Stewart

**Others in Attendance**

Mr. Aarne Frobom  
Mr. Chris Blundell  
Ms. Dolores Thomas  
Mr. John Wallace  
Mr. Josh Miller  
Mr. Clint Keeler  
Mr. Scott Spray  
Ms. Jill Skutor  
Mr. Tracy Riehl

**Welcome**

The MCAB meeting was called to order at 9:30 a.m. by Ms. Jessica Kines.

**Agenda and Meeting Minutes**

- The agenda and meeting minutes for January 20, 2022, meeting where approved.

**Agency Reports**

**Treasury-Mr. Seth Martin was not present:**

**MDOT-Mr. Aarne Frobom:**

- Spring weight restrictions are in effect.
- The new supervisor for permitting operations is Ron Rohloff.
- The westbound Fowlerville Weigh Station started this spring.

**FMCSA-Mr. Matt Fabry:**

- The FMCSA created new guidance on the definition of medical treatment regarding accidents.
- FMCSA has changed rules requiring drivers to submit an annual violation list.

**CVED Update-Capt. Richard Arnold, MC Lt. George Bracco and Ms. Chelsea Phillips:**

- See attachment regarding CVED traffic crash statistics and fiscal year 2022 year to date activities.

The Intrastate Unit:

- Compliance rate is 92%.
- 337 carriers are in revoked status.

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The Interstate Unit:

- 2021 Unified Carrier Registration (UCR) audit year, Michigan has a passing grade on all state audit requirements.
- 2022 UCR compliance rate approximately 76%.

Capt. Richard Arnold addressed issues from the last meeting.

- Overview of motor vehicle crashes in 2020.
- 2020 Michigan Traffic Crash facts regarding heavy truck and buses statewide.
- 2020 Michigan Traffic Crash facts regarding heavy truck and buses U.P. specific.
- Pandemic report.

**Center for Truck Safety-Ms. Dolores Thomas:**

- The twenty-first edition of the Truckdrivers Guidebook is available.
- They have a new simulator operator.

**Secretary of State-Mr. Chris Blundell:**

- SOS is getting fully staffed-still two members short until September.
- Continuing to work on March renewals.
- Working twelve hour shifts to catch up with the supplements and applications.
- Commercial trailer plates are not being ran through the IRP.
- Testing a new piloting program for IRP customers.

**Legislative Updates-MDOT-Mr. Aarne Frohom:**

- See attached Legislative bills.

**New Business**

- Michigan Truck Safety Commission regarding National Trucking shortage study.

**Upcoming Meeting Dates**

- May 19, 2022
- September 15, 2022
- November 17, 2022

## MSP-CVED Updates:

Traffic Crash Statistics: Comparison FY21 to FY22

Crash Types	Total FY21 YTD all crashes	Total FY22 YTD all crashes	Fatal FY21 YTD Crashes	Fatal FY22 YTD Crashes
CMV Crashes	5,828	6,509	29	38
All vehicle Crashes	126,575	139,856	427	398
Percentage with CMV	4.6%	4.6%	6.7%	9.5%

Source: Traffic Crash Reporting System 3/14/22

## MSP-CVED FY2022 YTD Activity

MSP-CVED completed: 18,730 vehicle inspections from 22,527 traffic stops.

Special Permit checks 1,011 vehicles weighed 3,103

Citations issued 7,101

Original incidents 1,715

Driving While License Suspended 58

Driving on a restricted license or inadequate 177

Operating While intoxicated 6

Operating Under Influence of Drugs 3

Fugitive Arrest 25

CCW violations 8

Possession of drugs 5

Alcohol possession 6

Drug and Alcohol Clearinghouse Violations 8 driver 9 carrier.

MSP-CVED's recruit school started 21 recruits on February 20, 2022 and now has 19 recruits.

## Trucking-related Bills in the 101<sup>st</sup> Michigan Legislature – 2021-2022

Prepared for the March 17<sup>th</sup> meeting of the Motor Carrier Advisory Board. As of March 15, 2022.  
By Aarne Frobom, Michigan Department of Transportation (517) 282-9373, [froboma@Michigan.gov](mailto:froboma@Michigan.gov) This is not an official interpretation by the State of Michigan. For status of bills and actual language, see [www.legislature.mi.gov/](http://www.legislature.mi.gov/) and enter the bill number.

*Passed* means passed house of origin. *Enrolled* or *presented* means passed both houses. *P.A. Number* \_\_\_ means enacted into law.

### Senate

- 400 O.W.I. EXPUNGEMENT PERIOD (McBroom) Extend to 5 years the time before a first OWI conviction may be expunged under HBs 4219 and 4220. P.A.82 of 2021.
- 639 TRAFFIC-CONTROL OFFICER (Zorn) To definition of *police officer* for purposes of enforcing the Vehicle Code, add, “a traffic control officer employed by a county, city, village, or township.” No qualifications or limits on duties.
- 640 TOW TRUCKS, SPRING WEIGHT RESTRICTION (Zorn) Amend Subsec. 722(8) to exempt tow trucks from seasonal weight restrictions, when traveling light or towing a disabled vehicle. Hearing held.
- 674 FUEL-INVENTORY TAX INCREASES (Nesbitt) Repeal application of tax increases to already-taxed fuel in dealers’ and fleets’ inventories. (End reporting burden for indexed fuel-tax increases every Jan. 1<sup>st</sup>. P.A.124 of 2021.
- 706 CONNECTED and AUTOMATED VEHICLE LANES; TOLLS; (Horn+9) Allow MDOT to designate highway lanes as “automated vehicle roadways” and provide for tolls. (*By contractor for possible project between Detroit and Ann Arbor.*) S-1 reported.
- 874 WORK-ZONE SPEED CAMERAS (Schmidt) Authorize MDOT or MSP (not local units) to use speed cameras in trunkline work zones. Require notification signs.  
Create new civil infraction of an “individual” (not *person*) violating a work-zone speed limit by 6 mph while workers are present. (Unclear if “individual” includes a corporation.)  
Registered owners or lessees are presumed responsible; may rebut presumption by mail if the owner was not driving—not required to identify driver. Citations to be mailed by first-class mail.  
Same as HB 5750. Compare HB 5272. See HB 5286 (flashing lights on work-zone signs).
- 875 PROHIBIT RED-LIGHT CAMERAS (Theis+11) Prohibit use of automated cameras to enforce traffic signals. Amendment expected to apply to all automated enforcement devices (speed and toll cameras). Compare HB 5284, and SB 874 and HB 5272 (work zone speeds). Reported.

### House

- 4077 SELF-SERVE GAS STATIONS (LaFave+8) Amend NREPA to allow unattended self-service fuel pumps without a locked fence. Require notices, safety measures, and emergency shutoffs. Compare 100<sup>th</sup> HB 4792 vetoed on safety grounds. Reported.
- 4146 I.R.P. PLATES (LaGrand+2) Make it a civil infraction and not a \$100 misdemeanor to operate a truck without a valid IRP registration; preserve \$500 fine for elected-GVW violations. Tie-barred to HB 4153 (uniform fines). Part of decriminalization package. Hearing held.
- 4148 MOTOR CARRIER FUEL TAX (Fink+1) Make it a civil infraction and not a misdemeanor to violate the Motor Carrier Fuel Tax Act; limit fine to \$150 (plus tax assessments).
- 4178, 4179 H.O.V. LANES (Clemente+5) Clarify that the Department may restrict lanes to high-occupancy or any other classes of vehicles (such as trucks, buses, automated vehicles or others). (Enable HOV lanes on I-75 in Oakland County, when northernmost segments are complete, around August, 2023.)
- 4219, 4220 O.W.I. EXPUNGEMENT (Yancey+5) Allow application for (not automatic) expungement of public record of first conviction for operating while intoxicated (OWI) after 5 years, except for causing injury or death or in commercial vehicles. Records persist in driving record and CDLIS. See SB 400.

P.As 78 & 79 of 2021.

4697 ONE-STOP OVERSIZE PERMITS (Maddock) MDOT may (not *must*) issue permits for movement of mobile homes and other oversize loads for roads under all jurisdictions.

Require permit applications to be electronic. Permits to be “deemed issued” if MDOT does not process the application in 2 business days (5 days for annual permits); require web site showing application status. Local agencies to inform MDOT of permit fees. MDOT to collect and distribute fees to all jurisdictions, and may add administrative and payment-processing fees that cover costs.

4787 MILITARY C.D.L. TEST (Markkanen) Waive written knowledge test for commercial driver license for persons with military truck experience. P.A.148 of 2021.

4959 WORKER’S COMPENSATION, TRUCKING AUTHORITY (Fink+3) Require Worker’s Compensation Agency to notify Public Service Commission of truck lines whose worker’s disability compensation insurance coverage has lapsed. (Protect owners of impound yards entered by uninsured towing firms.)

Require monthly web posting of all trucking certificate-of-authority applications and revocations. H-1 passed.

4960 TOWED VEHICLES, L.E.I.N. (Fink+4) Require towed impounded (but not claimed) vehicles to be entered in Law Enforcement Information Network within 24 hours. H-1 passed.

4976-4978 LOG-TRUCK FUEL RECIPROCITY (Markkanen+3) Allow Dept. of Treasury to negotiate agreements with other states (not Ontario) to allow “timber harvester” trucks to operate 30 miles across the state line without registering under IFTA; allow log trucks to pay all fuel tax at the pump in either state. Allow Secretary of State to enter reciprocity agreements with any other jurisdiction covering vehicle registration, instead of Highway Reciprocity Board. (Eliminate need for 5-day fuel trip permits. Michigan log trucks may operate 30 miles into Wisconsin without IRP plates.) P.As 24-26 of 2022.

5272 SPEED CAMERAS, WORK ZONES (Eisen+9 of both parties) Allow road agencies, MSP, county sheriffs, and local units to use speed-enforcement cameras on their roads (does not allow local cameras on state trunklines), in work zones only when workers are present. Require notification signs.

Police agencies to mail tickets to “individuals” (not *persons*) who are the registered owner. Owners are exempt if they were not operating the vehicle; not required to identify the driver. \$170-\$320 fines; 1-5 points. Convictions appear on driving record. Conflicts with SB 875. Hearing held.

5284 SPEED CAMERAS, GENERALLY (Anthony+6 of both parties) Same as HB 5272 above but allows automated enforcement of any speed limit on any road. Usual fines (\$170) and points apply.

5290 SPRING WEIGHT LIMITS (O’Malley) Amend Vehicle Code Sec. 722 to apply seasonal load restrictions to “portions of roads and streets.” Allow all-season roads to which restrictions do not apply to be posted in either list or electronic map forms. Passed.

5510 WEIGH STATIONS (Meerman+1) Amend Vehicle Code to allow a truck to bypass weigh stations “if the ramp to the weigh station is full.”

5570 SUSPEND FUEL TAX (Johnson+7) Reduce motor fuel tax rate to \$0.00 on all fuels between April 1 and Sept. 30, 2022. Require petroleum dealers to pass on the tax cut to end users (no means of enforcement). Reduce revenue by \$750 million (no backfill from General Fund). H-2 enrolled.

5662 C.D.L. INSTRUCTION, FEDERAL-AID PENALTY (O’Malley+1) Repeal definition of *truck driver training*. Amend driver-training law to define *commercial vehicle driver training* and *theory instruction* to match 49 CFR Part 380 (Special Training Requirements, taking effect February 7, 2022—see Parts 380.600 and 383.73(p)) and other federal regulations. Set standards for facilities and instructors. Require training providers to register with FMCSA under 380 Subpart G. (Ensure reciprocity for CDL training.) Update language. May be needed to allow issuance of new commercial learner’s permits after Feb. 7, and avoid federal-aid penalty. See HB 5663. H-1 passed.

5663 C.D.L. TRAINING and ENDORSEMENTS (Sneller+1) Amend Vehicle Code to match 49 CFR 380 (Special Training Requirements). Require training for hazmat and bus endorsements. Update language. See HB 5662. H-4 passed.

5750 WORK-ZONE SPEED CAMERAS (Cambensy+5) Same as SB 874.