

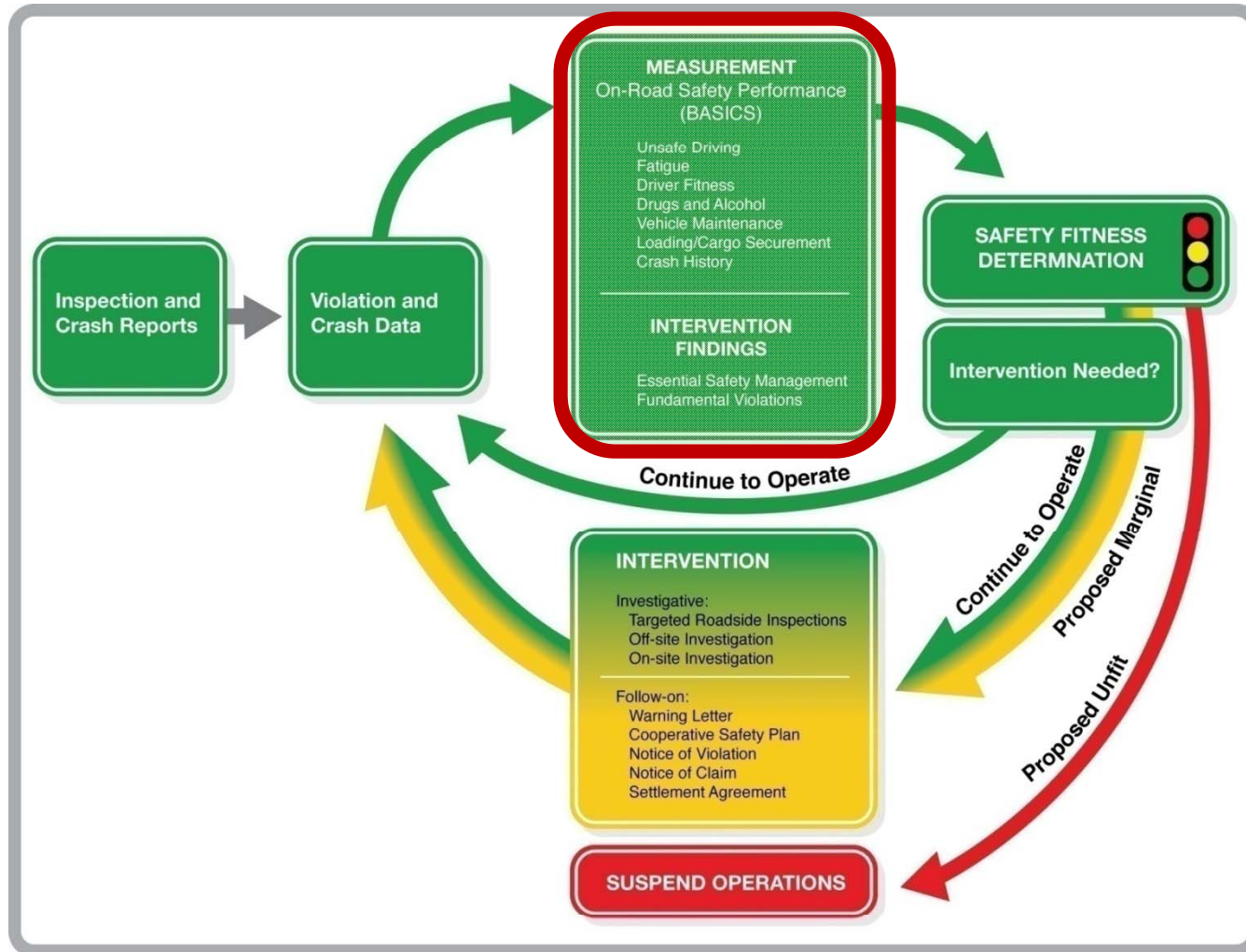


Federal Motor Carrier Safety Administration

CSA and FMCSA Update

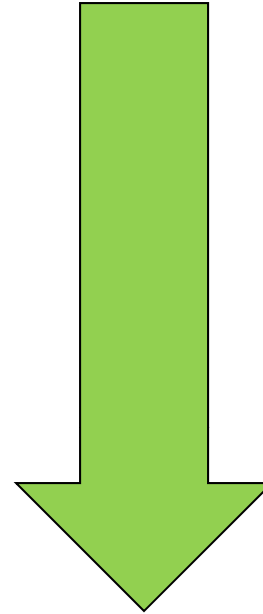
October 2012

CSA Operational Model



Safety Violations
down 8%.

Driver violations
down 11%.



27 million hits



CSA: 2011 Most Common Driver Violations

395.8 Log violation (general/form and manner)	17%
395.8F1 Drivers record of duty status not current	11%
391.41A Driver not in possession of medical certificate	10%
391.11B2 Non-English speaking driver	7%
395.3A2 Requiring or permitting driver to drive after 14 hours on duty	6%

**51% of all driver violations on inspections
come from 5 cites**

CSA: Top Ten Most Common Vehicle Violations

393.9A Inoperative required lamps	11%
393.11 No/defective lighting devices/reflective devices/projected	6%
396.3A1 Inspection/repair and maintenance parts and accessories	5%
393.75C Tire—other tread depth less than 2/32 of inch	5%
396.5B Oil and/or grease leak	5%
393.47E Clamp/Roto-Chamber type brake(s) out of adjustment	4%
396.17C Operating a CMV without periodic inspection	4%
393.45B2 Failing to secure brake hose/tubing against mechanical damage	4%
393.95A No/discharged/unsecured fire extinguisher	4%
393.25F Stop lamp violations	2%

SMS Changes – December 2012

1. Cargo Basic to Vehicle Maintenance BASIC

- Why
- Load securement violations.
- 4% of violations in Maintenance Basic.
- The Vehicle Maintenance BASIC will remain public

SMS Changes – December 2012

2. Replace Cargo-Related BASIC with Hazardous Materials (HM) BASIC

- Only HM violations
- More objective comparison to HM compliance
- Better identify and address HM safety issues
- Not public until December 2013.
- Don't confuse with HM Threshold.

SMS Changes – December 2012

3. Capture Intermodal Equipment Provider (IEP)

- Properly assign IEP violations.
- Pre-trip by driver is key
- IEP violations assigned to maintenance BASIC

SMS Changes – December 2012

4. Align SMS with CVSA inspection level.

- No vehicle violations on driver inspection
- No driver violation on vehicle only inspection

Level 1 – Full Vehicle and Driver

Level 2 - Full driver , walk around vehicle

Level 3 - Driver Only

Level 4 - Special Studies

Level 5 - Vehicle Only

Level 6 - HM Radioactive

SMS Changes – December 2012

5. HM Threshold

- ▶ Applies to ALL BASICS
- ▶ At least 2 HM placarded inspections;
 - 1 within past 12 months
- ▶ At least 5% total inspections HM placards
- ▶ OR – FMCSA HM Safety Permit required

Threshold Levels

BASIC	General	HM	Passenger
Unsafe Driving, Fatigued Driving (HOS), Crash Indicator	65%	60%	50%
Driver Fitness, Drugs / Alcohol, Vehicle Maintenance, Hazardous Material	80%	75%	65%

SMS Changes – December 2012

6. Change the SMS Display to address feedback about current terminology

- Feedback - current terminology confusing
 - Replacing the terms “Insufficient data” and “Inconclusive” with fact-based descriptions
- Break out crashes : fatalities vs. injuries

SMS Changes – December 2012

7. Other Changes

- Remove 1 to 5 MPH speed violations.
- Change name of fatigue BASIC
 - HOS Compliance
- Preventability Study

CSA Changes December 2012

Passenger Carriers

- ▶ New definition will remove many low-capacity vehicles (e.g., vans and taxis)
- ▶ Adds:
 - For-hire carriers with 9-15 passenger capacity vehicles
 - Private carriers with 16+ capacity
- ▶ Removes:
 - all carriers with only 1-8 capacity
 - private carriers with 1-15 passenger capacity

SMS Changes – July 2012

What should motor carriers do during the preview period?

- ▶ Go to CSA website : <https://csa.fmcsa.dot.gov/login.aspx>



Welcome to the SMS Preview website! This website has been designed to explain to all stakeholders what changes are being made and how they affect a given carrier. Look for the symbol which indicates that data has been affected. Select the icon to view additional information about the change.

Data Updates | Impacts on You | Documentation

- Data Current as of: November 18, 2011
- Website Updated on: November 28, 2011
- Next Data Update: Week Ending January 6, 2012

[More >](#)

Carrier ABC

DOT # 00000

Select a BASIC Below

BASICs Overview [What does this mean?](#)
 (Based on a 24-month record ending October 28, 2011)

- Unsafe Driving
- Fatigued Driving (Hours-of-Service)
- Driver Fitness
- Controlled Substances and Alcohol
- Vehicle Maintenance
- Cargo Related
- CHANGED** Hazardous Materials (HM)
- Crash Indicator
- Insurance and Other

Pending BASICs View

PERFORMANCE

On-Road	Investigation	BASICs Status
38.5%		
74.6%		
No Violations within 1 year		
No Violations within 1 year		
51.3%		
Not Applicable		
68%		
30.3%	Not Applicable	
	Not Applicable	

Current BASICs View

PERFORMANCE

On-Road	Investigation	BASICs Status
38.5%		
74.6%		
No Violations		
No Violations		
45.8%		
35%		
Not Applicable		
30.3%	Not Applicable	
Insufficient Data		

- [Detail >](#)
- [Detail >](#)
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CSA Longer Term

- ▶ Safety Fitness Determination Rule
 - Notice of Proposed Rulemaking late 2012/early 2013.
- ▶ CSA Phase III, nationwide deployment of Off-Site Review process

Regulations Update



Final Rule- Cell Phone Ban

- ▶ Effective Jan 3, 2012
- ▶ Reaching for, holding or dialing
- ▶ Does not prohibit other technologies
- ▶ Serious violation under CDL: 2/60, 3/120

Final Rule: Merger of Medical Certification and CDL

- ▶ Jan 2012 – Jan 2014: Provide copy of medical to IL SOS
- ▶ Certify status: Interstate / Intrastate
- ▶ Jan 2014: Medical info on the CDLIS record.
 - Paper medical not needed.
 - CDLIS record becomes med cert.



National Registry of Certified Medical Examiners

- ▶ National Registry Effective (**May 21, 2012**)

- ▶ Registration of Medical Examiners (**August 20, 2012**)
 - Expected to begin around December

- ▶ Comply Date (**May 21, 2014**)

Elimination of US Registrant Number

- ▶ Effective October 13, 2012
- ▶ Data quality issues; avoiding SMS
- ▶ Current registrants:
 - Letters
 - Inactivate number
 - Convert to motor carrier

Hours of Service Final Rule Part 1: February 27, 2012

PROVISION	CURRENT RULE	FINAL RULE – COMPLIANCE DATE FEBRUARY 27, 2012
On-duty time	Includes any time in CMV except sleeper-berth.	Does not include any time resting in a <u>parked</u> CMV (also applies to passenger-carrying drivers). In a moving property-carrying CMV, does not include up to 2 hours in passenger seat immediately before or after 8 consecutive hours in sleeper-berth.
Penalties	"Egregious" hours of service violations not specifically defined.	Driving (or allowing a driver to drive) 3 or more hours beyond the driving-time limit may be considered an egregious violation and subject to the maximum civil penalties. Also applies to passenger-carrying drivers.
Oilfield exemption	"Waiting time" for certain drivers at oilfields (which is off-duty but does extend 14-hour duty period) must be recorded and available to FMCSA, but no method or details are specified for the recordkeeping.	"Waiting time" for certain drivers at oilfields must be shown on logbook or electronic equivalent as off duty and identified by annotations in "remarks" or a separate line added to "grid."

Hours of Service- Final Rule Part 2: July 1, 2013

PROVISION	CURRENT RULE	FINAL RULE – COMPLIANCE DATE JULY 1, 2013
Limitations on minimum "34-hour restarts"	None	(1) Must include two periods between 1 a.m.- 5 a.m. home terminal time. (2) May only be used once per week.
Rest breaks	None except as limited by other rule provisions	May drive only if 8 hours or less have passed since end of driver's last off-duty period of at least 30 minutes. [HM 397.5 mandatory "in attendance" time may be included in break if no other duties performed]

Electronic Recordkeeping

- ▶ Applies to any record.
- ▶ Electronic record must:
 - Integrity
 - Accuracy
 - Accessibility
- ▶ Able to produce a copy.
- ▶ No permission necessary.

Questions