

DDH Notes

October, 2017

Volume 38 Issue 5

**Humphrey
Transportation Compliance, LLC**
P. O. Box 482
Holland, Ohio 43528

Phone 419-865-0067 Fax 419-865-1547

www.truckingconsultant.com

FEDERAL & STATE UPDATES

FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION - FMCSA

Electronic Logging Devices (ELD) will be required to be in operation on December 18, 2017. For drivers that are not exempt, officers will issue citations for vehicles that are operating over 100 air mile radius for not having an ELD. Drivers will not be placed out of service for violations until April 1, 2018. The Supreme Court refused to hear the case against ELD's and several bills in Congress for a delay have failed to even make it to a vote.

Now is the time to select your ELD device and get comfortable with the operation. Not all devices meet the IRP and IFTA requirements as some salespeople indicate. Contact our office for more information on the ELD's

There are four types of accidents that may be looked at for determining preventability. They are: driving under the influence, driving the wrong direction, striking a CMV in the rear, and striking a CMV while it is legally stopped. A group of reviewers will determine one of three things:

- ◆ Non-preventable and remove the crash from CSA
- ◆ Preventable and the crash stays on the record
- ◆ Undecided and the crash stays on the record with a note that the preventability could not be determined

The CDL Drug and Alcohol Clearinghouse will be in effect January 20, 2020. Drivers will have to register and carriers will have to make pre-employment checks and do annual checks for their drivers. There will be a fee and driver security approval for each search.

The Unified Registration System (URS) has been delayed again. It may not be ready for years.

INTERNAL REVENUE SERVICE - IRS

Carriers and owners of vehicles can obtain a credit for the unused months for any vehicle that is sold or destroyed. This filing can only be done at the end of the tax year (which was June 30th) for any vehicle in which the credit was not applied to a new vehicle during the year. The new purchaser of the vehicle must pay their own tax. Tax is due from the date that the vehicle is first used. To apply for the IRS credit we will need the vehicle information, the name of the purchaser and the date of sale or destruction.

UNIFIED CARRIER REGISTRATION SYSTEM - UCR

The Unified Carrier Registration System (UCR) is a federal law that applies to operations of a truck or bus in interstate or foreign commerce. The 2018 filings are required to be completed after November 1, 2017. Individuals and companies that operate commercial

motor vehicles in interstate or foreign commerce are required to register their business with their base state. If you own multiple companies they must be registered individually, including any companies that own vehicles or have a brokerage license. The 2018 UCR rates have been reduced from previous years and they will be changed again for the 2019 year.

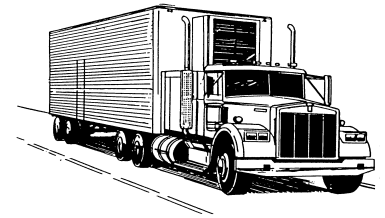
Companies operating solely as brokers, freight forwarders or leasing companies are also required to register and pay a fee of \$69. Companies providing both motor carrier services as well as the broker, freight forwarder or leasing services are required to pay the fee set at the motor carrier level.

2018 UCR FEE BRACKETS

- 0-2 trucks – \$69
- 3-5 trucks – \$206
- 6-20 trucks – \$410
- 21-100 trucks – \$1,431
- 101-1,000 trucks – \$6,820
- 1,001 or more trucks – \$66,597

A "commercial motor vehicle" means a self-propelled vehicle used on the highways in interstate commerce to transport passengers or property, if the vehicle— (A) has a gross vehicle weight rating or gross vehicle weight of at least

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FEDERAL & STATE UPDATES

UCR Continued

10,001 pounds; (B) is designed or used to transport more than 8 passengers (including the driver) for compensation; (C) is designed or used to transport more than 15 passengers, including the driver, and is not used to transport passengers for compensation; or (D) is used in transporting material found by the Secretary of Transportation to be hazardous under section 5103 of this title and transported in a quantity requiring placarding under regulations prescribed by the Secretary under section 5103.

Trailers are no longer required to be counted as a commercial vehicle for UCR registration.

Each UCR participating state will send a mailing to the carriers whose base is located within their jurisdiction. In addition, carriers located in non-participating jurisdictions will be sent a mailing either by a non-participating state who has agreed to perform a UCR mailing for their constituents or by another state that is participating in the UCR program.

Each state has its own method of handling the enforcement including various fines for non-compliance. While there will be nothing required in or on the vehicle to show UCR registration, the FMCSA has an Inspection Selection System where states will submit registration data into the national system which will allow a roadside officer to view UCR fee payment information.

For companies for which we file the UCR registration, we will verify the UCR registration with the federal government. The UCR filing is sent to your base state and then they download it to the federal government which we will verify and send verification to you. We would strongly recommend placing a copy of your UCR confirmation in your vehicle in case the roadside officer is not trained properly in using the system. The UCR filing must match your DOT registration, states are beginning to do UCR audits.

Registration is according to your principal place of business; otherwise, choose a state nearest to the carrier's home state as designated on the registration form.

UCR Base States for 2018: AK, AL, AR, CA, CO, CT, DE, GA, IA, ID, IL, IN, KS, KY, LA, MA, ME, MI, MN, MS, MT, MO, NE, NH, NM, NY, NC, ND, OH, OK, PA, RI, SC, SD, TN, TX, UT, VA, WA, WI and WV.

The enforcement date for the 2018 UCR registrations is January 1, 2018.

In the past years, we have found several carrier filings that the federal government never received from the carrier's registration state and we had to intervene to correct the problem. Federal filings must be verified. Please contact our office to have your UCR filed and verified.

KENTUCKY

Carriers may contact our office to

update your equipment inventory with the state. Every truck or combination unit that has a combined gross weight of 60,000 pounds or more must be registered with the state prior to entering the state. The state is now requiring the license plate number for each vehicle to be on file.

OREGON

The state is requiring carriers to have Oregon ID permits in their vehicles. A federal corrections bill that was signed into law eliminated the UCR insurance filing and allows states that have mileage taxes to mandate that the states' credentials be carried in the vehicles.

There is no fuel tax in the state if your vehicle has the Oregon ID Permit in the vehicle.

Permits that expire December 31, 2017:

UCR Registration

State IFTA licenses and decals

New Mexico Tax ID Permit

New York TMT Decals and Certificate of Registration
(Does Not Expire This Year)

Oregon ID Permit

Various Intrastate Authorities

Michigan Intrastate CVED Decals
(Intrastate carriers only)

Various State Hazmat Permits



PLEASE CONTACT US IF YOU HAVE ANY QUESTIONS REGARDING INTERNATIONAL, FEDERAL, AND STATE TRANSPORTATION REQUIREMENTS. WE CAN HELP YOU WITH ANY TRANSPORTATION PROBLEMS YOU MAY HAVE.

Dave