



Regulatory Policy Committee

CHAIRMAN: Dean Newell, VP of Safety and Training, Maverick USA
TCA STAFF LIAISON: David Heller, Kathryn Sanner

MINUTES:

MEETING DATE: Sunday, March 10, 2019
TIME: 7:45 a.m. – 9:00 a.m.
PLACE: Margaux 1, Wynn Las Vegas Resort
Las Vegas, Nevada

MEMBERS PRESENT

Dave Berry	Rob Penner
Mike Cobb	Richard Plewacki
Jon Coca	Barry Pottle
Shannon Crowley	Scott Randall
Jeffrey Davis	Jeff Reed
Dennis Dellinger	Jon Russell
Daniel Doran	John Simms
Amber Edmondson	Karen Smerchek
Sherri Garner Brumbaugh	Jim Stockeland
Robert Kretsinger	Tommy Thomas
Scott Manthey	Jim Ward
Michael Massengill	Sarah Wellman
Ed Nagle	David Williams
Dean Newell	Nicholas Wingerter
Howard O'Malley	

GUESTS PRESENT

Mike Ahart	Paul Menig
Roger Amhof	Joe Ohr
Adam Blanchard	Phil Peck
Lori Borgan	Jerry Sigmon, Jr.
Ben Brumbaugh	Mike Spalla
Tim Chrulski	Richard Sullivan
Tom Cuthbertson	David Taylor
Brad Delco	Bruce Tielens
Ryan Doran	Jonathan Todd
Florence Dougherty	Avery Vise
Jacob Einwechter	Lance Votroubek
David Freeman	Jim Willis

TCA STAFF

David Heller
Chris Henry
John Lyboldt
Kathryn Sanner

I. Call to Order

Chairman Dean Newell called the meeting to order at approximately 7:45 a.m. and asked the attendees to introduce themselves. A motion was made, seconded, and passed to conduct the meeting according to the antitrust guidelines. A motion was made, seconded, and passed to approve the minutes of the previous meeting in Arlington, Virginia on September 26, 2018.

II. Regulatory Update – David Heller, Vice President of Government Affairs, TCA

David Heller updated the committee on the regulatory environment in Washington, DC. The group was briefed on the state of the ELD mandate, the urgency of the upcoming December 2019 compliance deadline, recent studies questioning the effectiveness of the mandate, and potential legislation and exemption requests from small business and the agricultural hauler community. Heller discussed the forthcoming Federal Motor Carrier Safety Administration (FMCSA) hours-of-service Notice of Proposed Rulemaking (NPRM), the status of the F4A petition and resulting legal challenge, the Drug and Alcohol Clearinghouse, hair testing, and other truck safety legislative initiatives which could be introduced this year. He also provided an update on minimum insurance discussions and legislation on younger drivers. There were no action items as a result of this discussion.

III. Younger Driver Policy Subcommittee Report – Sherri Garner Brumbaugh, President and CEO, Garner Trucking, Inc.

Subcommittee Chair Sherri Garner Brumbaugh introduced to the committee proposed language updating the TCA policy on younger drivers. After reading the language, she explained the subcommittee's rationale behind the changes, particularly that the word "experimental" would remain in the policy and that the word "interstate" would be added to the title. After discussion, a motion was made and seconded to adopt the revised language. The motion passed on a voice vote.

IV. ELD Data Collection Briefing – Chris Henry, Program Manager, inGauge, Inc.

Chris Henry updated the committee on the TCA Profitability Program's (TPP) efforts to collect ELD provider data in order to assist the FMCSA in its hours-of-service (HOS) research. FMCSA has stated that it intends to justify changes to HOS through the use of ELD data. Henry answered committee members' questions on the privacy and security of the data and the depth of the data being collected. There were no action items as a result of this discussion.

V. Minimum Insurance Policy Discussion – David Heller, Vice President of Government Affairs, TCA

Heller explained to the committee that a bill will likely be introduced in Congress this year to address minimum insurance levels and that TCA needs to have a response for this legislation. The committee acknowledged that the current \$750,000 limit is old and has not kept pace with inflation. Discussion surrounded what an adequate new number should be, whether a cap should also be instated, and other input that should be requested from outside the committee. Chairman Newell announced that a subcommittee will be created to further discuss this subject and that the members will report back to the full committee at the next meeting. All regulatory policy committee members were invited to take part in the subcommittee discussions.

VI. TCA Policy and Regulatory Comments Updates – Kathryn Sanner, Manager of Government Affairs, TCA

The Committee was presented with suggestions for bringing TCA's policy language up-to-date by eliminating or changing language that is no longer current. Kathryn Sanner explained the routine changes to the Economic Regulation, Insurance, and Transportation policies. The committee discussed whether some of the TCA policies that fall under the committee's jurisdiction, like the Economic Regulation policy, should be eliminated altogether. A motion was made, seconded, and approved to review and clear policies that are dated or deemed to be unnecessary. Another motion was made, seconded, and approved to accept the routine policy changes presented to the group.

Sanner also updated the committee on the regulatory comments that had been filed with FMCSA and with the Virginia Department of Transportation since the last committee meeting. These comments focused on F4A, truck-only tolling, and HOS.

VII. Old/New Business

Since there was no old or new business to address, Chairman Newell requested a motion to adjourn the meeting. A motion was made, seconded, and the meeting was adjourned.

VIII. Adjournment