



MICHIGAN CENTER for TRUCK SAFETY

Management Training Department present . . .

Commercial Motor Vehicles Safety Regulations

An Overview

*Michigan Onsite Wastewater Conference
Kellogg Center
January 13, 2011*



MICHIGAN CENTER for TRUCK SAFETY



MICHIGAN CENTER
for TRUCK SAFETY

Ron Edwards



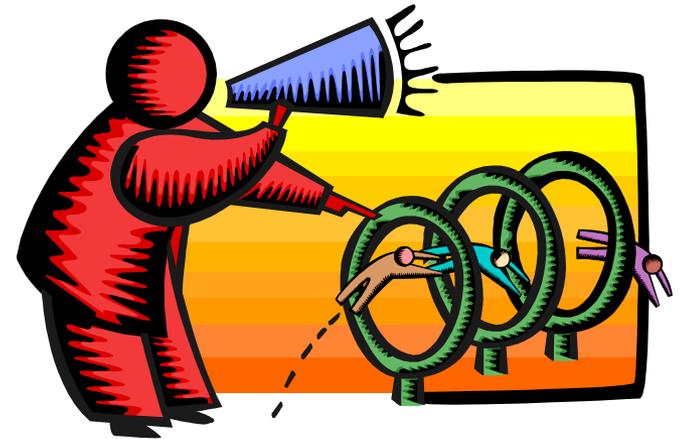
MICHIGAN CENTER for TRUCK SAFETY



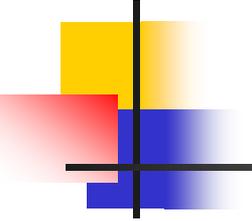
The **MICHIGAN CENTER for TRUCK SAFETY** provides highway safety educational programs and services to Michigan's trucking industry and useful tips for the general public on how to safely share the road with trucks.

Introduction

In 1984 the U.S. Congress passed the Motor Carrier Safety Act. The Act directed the Secretary of Transportation to determine the fitness of all motor carriers operating in interstate commerce.



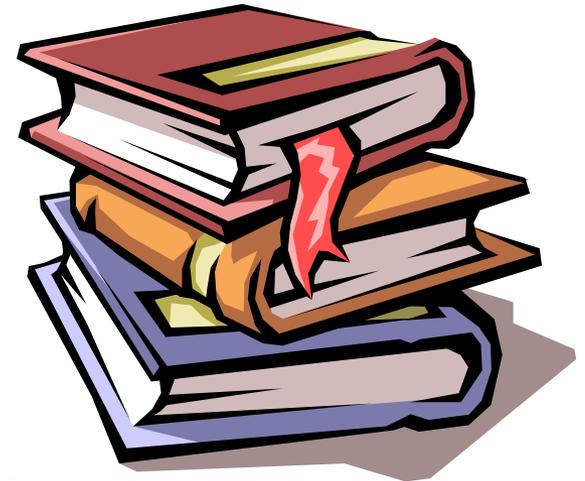
In 1990 Michigan amended the Michigan Motor Carrier Safety Act (Act 181 of 1963) to adopted these regulations for Michigan motor carriers operating in intrastate commerce.



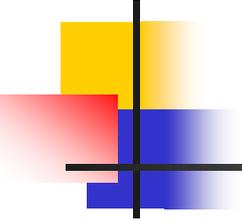
References

The complete text of the rules and regulations discussed in this programs and referenced in this summary study guide are contained in:

- **The Federal Motor Carrier Safety Regulations (FMCSR)**
- **The Michigan Motor Carrier Safety Act (Michigan PA 181 of 1963)**
- **The Michigan Vehicle Code**



Note: if you transport hazardous materials in amounts that exceed those considered Materials of Trade. . . compliance with Hazardous Materials Regulations Is required.



Applicability

- ▶ For-hire and private carriers operating commercial motor vehicles in interstate and/or intrastate **commerce**.

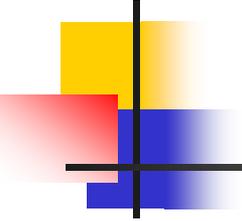
A commercial motor vehicle is:

- ▶ a single vehicle with a **GVWR** of 10,001 pounds or more, or
- ▶ a combination vehicle with **GCWR** of 10,001 pounds or more, or
- ▶ any single or combination vehicle with an **actual loaded weight** of 10,001 pounds or more

Note: Any person who operates a CMV is a driver

Applicability





Compliance Areas

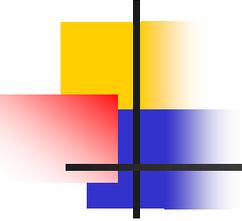
Michigan Vehicle Code

Act 300 Commercial Driver's License Standards

Federal Motor Carrier Safety Regulations

- Part 387 Financial Responsibility (for-hire motor carriers, and all private motor carriers transporting HM; in any amount)
- Part 390 General
- Part 391 Qualification of Drivers
- Part 382 Controlled Substance and Alcohol Use Testing (CDL drivers)
- Part 392 Driving Commercial Motor Vehicles
- Part 393 Parts and Accessories
- Part 395 Hours of Service of Drivers
- Part 396 Inspections, Repairs, and Maintenance

Note: A link to these regulations is provided at the MCTS website . . .
www.truckingsafety.org



Identification

Michigan Vehicle Code 257.723

- ▶ All commercial vehicles with a **single or combination gross weight rating or total gross weight of more than 5,000 pounds**
- ▶ Name, city, and state or the registered logo or emblem of the registered owner of the vehicle, and lessee of the vehicle if the vehicle operated under lease
- ▶ Painted or permanently attached on each side of the vehicle in **letters of not less than 3 inches in height**, not lower than the bottom edge of the door.

Part 395

Hours of Service of Drivers

☛ 100 air mile & short haul documentation

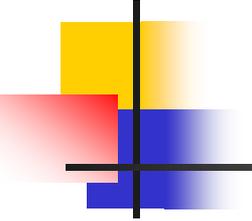
Recordkeeping may take the form of time cards, time sheets, or similar type documents.

Time Sheet

Driver (name) _____ Date _____ thru _____

Time	Sun.	Mon.	Tues.	Weds.	Thurs.	Fri.	Sat.
on							
off							
on							
off							
on							
off							
on							
off							
hrs. worked							

Total hours for week _____

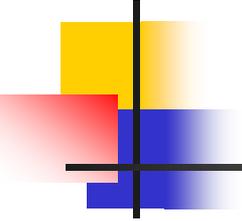


Part 395

Hours of Service of Drivers

Rule changes for property carrying drivers

- Proposed: December 29, 2010
- Proposed changes to current rule have been published.
- FMCSA is required to publish a final rule on HOS by July 26, 2011.
- The effective and compliance dates would not be announced until the final rule is published in the Federal Register.
- A delayed compliance date is possible if adopted changes would require significant time to implement.

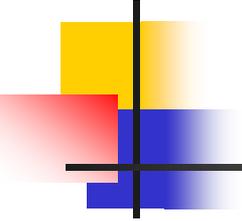


Part 395

Hours of Service of Drivers

Proposed changes (con't)

- a) Drivers would not be permitted to work beyond the 14th hour after coming on duty.
- b) Only one 34 hour restart in a 168 hour period (7 days) and it must include 2 nights (between midnight and 6 a..m.) off duty.
- c) Driving hours may be cut to 10 hours in any 14 hour tour of duty.



Part 395

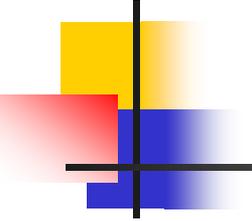
Hours of Service of Drivers

Proposed changes (con't)

- d) (1) Drivers may not be on duty more than 13 hours in any 14 hour tour of duty or,
- (2) Drivers would not be permitted to drive more than 7 consecutive hours without a 30 minute off-duty break.

Depending when the break is taken, more than one might could be require during the 14 hours tour of duty.

Basically there would have to be a 30 minute break following 7 hours on duty, if a driver would want to continue driving.

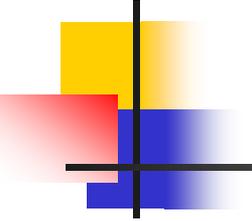


Part 395

Hours of Service of Drivers

Proposed changes (con't)

- e) (1) CDL and non CDL drivers would get two 16 hour days in any 7 day period.
- (2) May not use a 16 hour day following a 34 hour restart if two 16 hour days have been used and 7 days have not elapsed.
- (3) Drivers must go off duty after the 16th hour.
- (4) Any time worked after the 14th hour would be considered use of a 16 hour period.
- (5) Drivers would only be allowed to be on duty 13 hours if 13 hour proposal is finalized.



CSA 2010

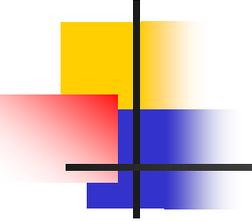
Comprehensive Safety Analysis

The purpose of the CSA 2010 is to develop more effective and efficient methods for FMCSA to achieve its mission of reducing commercial motor vehicle (CMV) crashes, fatalities, and injuries.

Motor carriers and drivers will be score and identified based on moving violations and determine a motor carrier's and driver's **safety fitness determination**.

Scores will be updated every 30 days . . . referred to as **BASIC** scores

A motor carrier's and driver's **safety fitness determination** could be "continue to operate," "marginal" (with ongoing intervention), or "unfit."



CSA 2010

Comprehensive Safety Analysis

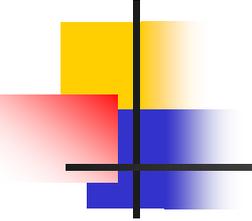
Information identifying motor carriers and drivers is available, through the Safety Measurement System program at the FMCSA website <http://ai.fmcsa.dot.gov/sms> .

Motor carrier information will remain for 24 monthsdriver information will remain for 36 months

Motor carriers will receive the same points a driver does for a moving violations.

All violations at roadside inspections . . . to include warnings

Poor safety performance = greater likelihood of being contacted along with some type of intervention



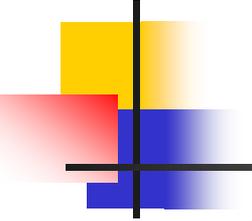
Snow Plowing

Michigan Vehicle Code 257.717

The total outside width of a vehicle or the load on a vehicle shall not exceed 96 inches [8] on roads other than the Interstate and designated highways.

102 inches [8½ feet] is permissible on Interstate and designated highways

Annual oversize permits would need to be obtained from Michigan Department of Transportation and local jurisdiction for equipment exceeding these allowable sizes.



Weigh Stations

Michigan Vehicle Code 257.725

Section 257.724 (5)

A driver or owner of a **commercial vehicle with other vehicles or trailers in combination**, A truck or truck tractor, A truck or truck tractor with other vehicles in combination or **any special mobile equipment** who fails to stop at or who bypasses any scales or weighing station is guilty of a misdemeanor



MICHIGAN CENTER *for* TRUCK SAFETY

If you have questions about trucking regulations, your compliance requirements or available programs and services, please call our toll-free Truck Safety Hot Line at **(800) 682-4682**.



email questions to our staff
www.truckingsafety.org