



What You Need to Know!!

The Federal Motor Carrier Safety Regulations

Indiana Safety Conference
March 14, 2018

Topics

- Am I subject to the “DOT” rules?
- Federal Motor Carrier Safety Regulations
 - Drivers
 - Vehicles
- Operational Impact

Are we or aren't we?

The Federal Motor Carrier Safety Regulations (FMCSRs) apply to all employers, employees and commercial motor vehicles transporting property or passengers in interstate commerce.

Commercial Motor Vehicle

- **CMV**- transports persons or property in interstate commerce to further a commercial enterprise, and is:
 - Over **10,001** pounds GVWR, GCWR, or actual weight, **or**
 - Transports passengers
 - For Hire: more than 8
 - Private: more than 15, **or**
 - Transport Hazardous Materials that requires placarding

But in Indiana...

- Indiana adopts the FMCSRs
 - 10,001 pounds GVWR, GCWR, Actual Weight
- Except...
 - CMVs 26,000 or less
 - Used exclusively in Indiana
 - Not used For-Hire
 - Not designed or used to transport 16 or more passengers



CMV?



CMV?



FMCSR

- Part 390 – General
- Driver
 - Part 391 – Driver Qualification
 - Part 392 – Driving
 - Part 395 – Hours of Service
- Vehicle
 - Part 393 – Equipment
 - Part 396 – Maintenance



Part 390: General

- Insurance
- Marking of CMVs
 - Signs and Lettering
- Definitions
- Accident Registers
- Emergency Relief

Rule
 1. a principle or regulation governing conduct, action, procedure, arrangement, etc.: *the rules of chess*,
 2. control, government, or dominion: *the rule of a dictator*.

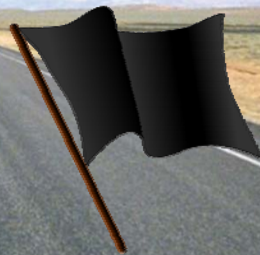
Part 391: Qualification

- Minimum standards for drivers
- Physical Qualification
- Safety History
- Driver Qualification Files
- Annual Certification paperwork



Part 392: Driving

- Required
 - Seatbelt use
 - Pre-trip Inspection
 - Emergency Equipment
- Prohibited
 - Cell Phone/Texting
 - Alcohol/Drugs
 - Radar Detectors
 - Unauthorized Passengers
 - Ill/Fatigued



Part 395: Hours of Service

- Maximum Hours
 - Driving Hours
 - On-Duty Hours
 - Weekly Hours
- Log Books/ELD
- Exceptions
 - Local driving
 - Construction



Part 393: Equipment

- Brakes
- Lights
- Tires and wheels
- Steering
- Frames
- Fuel systems
- Coupling devices
- Parts and Accessories
- Load Securement



Part 396: Maintenance

- Maintenance Files
 - Identifying information
 - Track maintenance on vehicle
- Periodic (Annual) Inspection
- Driver Vehicle Inspection Report
 - Post Trip



CDL

- Threshold 26,001 GVWR or Actual Weight
 - Class A
 - Class B
 - Class C
- Endorsements
 - Cargo
 - Vehicle Type



Drug and Alcohol

- Applicability
- Testing
 - Pre-Employment
 - Random
 - Reasonable Suspicion
 - Supervisor Training
 - Post-Crash
 - Return to Duty
 - Follow-up
- Policy



IMPACT!



Roadside Inspections

- Level 1, 2 and 3
- No Violations!
- Violations found
 - Information uploaded to CSA program
 - Violations must be repaired before re-dispatch
- Out-of-Service Violations
 - Increased weight assigned in CSA Program
 - Driver: can't drive until violation ceases
 - Vehicle: can't be driven until violation repaired



Audits

- Safety Audits
 - New carrier 2003 and after
 - Pass/Fail
- Compliance Reviews
 - Triggered by scores, crashes, or complaints
 - Focused or Full Review
 - Safety Fitness Determination
 - May result in a cease and desist order
 - May result in fines



Questions?



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