



Mid-Month Update

New Members

Hiland Dairy Foods Company LLC

Mr. John Gervais
1133 East Kearney
Springfield, MO 65803
Phone: (417) 880-2309
Fax: (417) 837-1181

Merric

Mr. John Kelley
4750 Earth City Expressway
Bridgeton, MO 63044
Phone: (314) 770-9944

*Welcome
New Members!*



MoTA Convention Agenda

Chateau on the Lake, Branson
September 21 – 23, 2016



Wednesday – September 21st

11:00 am Golf Check-in & Box Lunch– Buffalo Ridge
11:30 am Golf Shotgun start @ 11:30 a.m.

2:00 pm Convention Check-In Opens
5:30 pm Allied Conference Meeting
6:30 pm Welcome Reception . . .

Thursday – September 22nd

7:00 am Convention Check-In Opens

7:30 am Buffet Breakfast & Welcome – sponsored by Great West Casualty
8:15 am Women in Trucking – Ellen Voie, President/CEO
9:15 am Current Legal Issues in the Trucking Industry – Ted Perryman, Roberts Perryman PC
10:30 am Break
10:45 am FMCSA Update – Administrator Scott Darling (invited)

Noon Lunch
12:30 pm MODOT Update - Director Patrick McKenna

1:30 pm Ask the Experts –; Tim Niedbalski, Sandberg, Phoenix, and Von Gontard; Nathan Fitzgerald, BKD LLP; CVO Jeff Sims, MO State Highway Patrol; Scott Marion, Director Motor Carrier Services, MoDOT

2:45 pm Break
3:00 pm ATA Update - John Lynch, Vice President, Federation Relations
MoTA Membership Meeting
4:30 pm Next Generation Leadership Meeting
6:15 pm Chairman's Reception
7:00 pm Candlelight Banquet
9:00 pm Entertainment: Buckets N Boards

Friday - September 23rd

8:00 am Buffet Breakfast

8:30 am Economist - Chris Kuehl - Managing Director, Armada Corporate Intelligence

9:30 am Next Generation Leadership Special Presentation – Everyone welcome.
"Tackling the World's Two Biggest Problems – Managing Data and Millennials in the Workplace" - Jeremy Clopton, Management Development Institute, Missouri State University, BKD Advisor

In This Issue

- 3 Governmental & Regulatory News
- 4 -5 News from the Industry
- 6 News from States & Provinces
- 7 MoTA Photo Album



[Registration](#)

[Sponsorship Opportunities](#)

Senate Confirms Scott Darling as FMCSA Administrator

Before adjourning for seven weeks, the Senate on July 14 confirmed Scott Darling to lead the Federal Motor Carrier Safety Administration. Darling had been the agency's acting administrator.

He was confirmed by unanimous consent. Darling had waited about half a year for the chamber to take up his nomination.

"I am pleased that the Senate confirmed Darling to be the next administrator of FMCSA. As the acting administrator over the last 11 months, Scott has been laser-focused on the agency's mission of reducing large bus and truck crashes and fatalities," said Transportation Secretary Anthony Foxx.

"He goes the extra mile to engage actively and personally with the agency's stakeholders. His collaborative approach has moved the ball forward on commercial motor vehicle safety. I look forward to our continued work together and congratulate him on his confirmation," Foxx added.

"Throughout his tenure at FMCSA, we have had a strong working relationship and we look forward to continuing to work with him to promote safety on our nation's highways," Spear said.

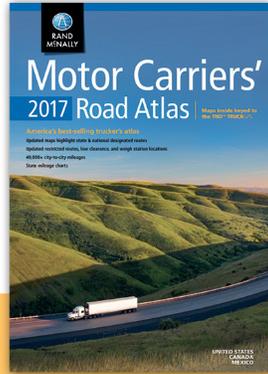
Darling is leading myriad proposals this year ranging from a reform of safety performance scores for truck carriers to regulation that would address health concerns such as sleep apnea. At a hearing in the beginning of the year, Darling told senators a proposed safety fitness determination rule would help clarify which carriers would be deemed suitable to operate.

Norita Taylor, spokeswoman at the Owner-Operator Independent Drivers Association, said the group looks forward to continuing to work with Darling.

President Obama nominated Darling to lead FMCSA last summer. He had been the agency's general counsel before propelled to the leadership post.

Prior to FMCSA, Darling was the Massachusetts Bay Transportation Authority's deputy chief of staff and assistant general counsel. ▲

~Transport Topics~



2017 Atlases are NOW AVAILABLE!

- Detailed, full-color maps of the U.S., Canada, and Mexico
- Includes helpful information such as inspection procedures, low clearance & weigh station locations, restricted routes, and much more!

Special Pricing when you order through

THE
truckerStore
for DOT Compliance

Phone: **573-634-3388**

Email: **darla@motrucking.org**

Web: **www.motrucking.org**

423691-066 Copyright 2016 J. J. Keller & Associates, Inc.

Next Generation Event -- Thank You from Chairman

I wanted to follow up on our meeting last month to thank all those who were able to attend. It was great to have such a good turnout and to see some new faces. I think the information in the morning meeting at KC SmartPort was well received and eye-opening to me as far as the sheer amount of warehousing/manufacturing that has come into the KC area in the past year.

Thanks to the generosity of our sponsors, we were able to follow that meeting with an afternoon of fun and friendly competition at Topgolf and some good down-home cooking at Stroud's. As a side note, my son and his friends enjoyed all of the leftovers from Strouds.

In closing, a special thank you to the following allied members who sponsored the day's events:

Lunch Sponsor

Applicant Information

Dinner Sponsor

Cline Wood etc.

Topgolf Sponsors

AT&S

Lockton Companies

Sandberg Phoenix & von Gontard

I hope to see you all at the convention in September!

Amber Edmondson, Chairman

Next Generation Leadership



FMCSA Issues Final Rule Amending Safety Regulations on Parts and Accessories

On July 22 the Federal Motor Carrier Safety Administration issued a final rule amending the Federal Motor Carrier Safety Regulations “Parts and Accessories Necessary for Safe Operation,” and portions of FMCSR 396 “Inspection, Repair and Maintenance.” The amendments include:

- Deleting the requirement for trucks to have a rear license plate light when state law doesn’t require the vehicle to have one;
- Clarifying a regulation regarding when violations or defects noted on a roadside inspection report need to be corrected;
- Under “Periodic Inspection”, removes language relating to roadside inspections because roadside and periodic/annual inspections should be separate and not considered equal. Violation-free roadside inspections will no longer be a substitute for an annual inspection;
- Prohibiting the use of speed-restricted tires on tractors regulated by FMCSRs unless specifically designated by the motor carrier. Speed-restricted tires shouldn’t be used in excess of 55 miles per hour for extended periods of time;
- Adding a definition of major tread groove; and
- Updating the Minimum Periodic Inspection Standards to include a requirement to inspect anti-lock brake systems and automatic brake adjusters. ▲

~ ATA Dispatch ~

FMCSA Proposes Crash Preventability Determination Demonstration Program

The [Federal Motor Carrier Safety Administration announced in a Federal Register notice](#) today that it plans on conducting a demonstration project to consider request from motor carriers to remove non-preventable crashes from their CSA Safety Measurement System records. Under the proposal, FMCSA will review documentation provided by motor carriers and make determinations about whether or not certain crashes were preventable. Non-preventable crashes will be removed from the list of crashes found on motor carriers’ public Compliance, Safety, Accountability profiles and will be eliminated from the calculation of motor carriers’ Crash Indicator Behavioral Analysis Safety Improvement Category, BASIC, scores. Comments on the proposal are due September 12, 2016. [Click here for a summary of the proposal.](#) ▲

~ ATA Dispatch ~



[Click here for all your trucking supplies!](#)

Adverse Driving Conditions Hours of Service Exception Valid for Some Demonstration Delays

ATA advises motor carriers and truck drivers that they may be eligible for additional driving time under the Hours of Service regulations if caught in unexpected delays resulting from political demonstrations. In the wake of events like the July 6 protest that shut down Interstate 35 in Minneapolis, Minn. during the morning commute, drivers and motor carriers have been asking if there is a way they can recoup lost driving time. Drivers caught in these unexpected delays may be eligible to add up to two additional hours of driving time in order to complete their runs or find places to park safely. Time may not be added to the 14 hour or weekly limits. Use of the exception is only allowed under very limited circumstances. For intrastate shipments, motor carriers and drivers should consult state regulations for applicability. For a complete explanation of the exception, [click here.](#) ▲

~ ATA Dispatch ~

FMCSA Announces Delay in the Implementation of the Unified Registration System

On July 20, FMCSA announced a three-month delay in the implementation of the final stage of the Unified Registration System until January 14, 2017, with a new full compliance date of April 14, 2017. The agency stated that the three-month delay was necessary to update its information technology systems and undertake a complex migration of millions of records to remote storage servers. The long-planned URS system is intended to streamline the FMCSA’s registration process via a new electronic on-line registration system. [Click here](#) to read the Federal Register notice ▲.

~ ATA Dispatch ~

OSHA Delays Enforcement of Employee Rights Provisions

OSHA announced that it is delaying enforcement of the employee rights provisions in its new injury and illness tracking rule, until November 1, 2016. The delayed section (§1904.35) requires that employers: (1) inform each employee of how he or she is to report a work-related injury and illness; (2) provide access to their injury and illness records for employees and their representatives; and (3) not discharge or in any manner discriminate against any employee for reporting a work-related injury or illness.

However, OSHA’s announcement does not change the Aug. 10 implementation date of the section on prohibition against discrimination (§1904.36). This section prohibits employers from discriminating against an employee for reporting a work-related incident. In addition it protects employees who file a safety and health complaint, ask for access to injury and illness records, or exercises any right afforded by the OSH Act. For more information on OSHA’s Injury and Illness Rule, here is ATA’s [summary](#) and [FAQ’s.](#) ▲

~ ATA Dispatch ~



Industry Responds to California Freight Action Plan

Last week, a coalition of major freight-dependent and trade-related businesses and organizations, including ATA and the California Trucking Association, offered [comments](#) on the Draft California Sustainable Freight Action Plan. In comments submitted to the seven state agencies charged with developing the plan, the coalition repeated calls for the state to avoid a de facto cap on economic growth by rejecting their pursuit of a facility emissions cap and instead work collaboratively to bring about technology advancements. The comments also emphasized the need to continue to pursue one of the plan's original charges by increasing the competitiveness of the state's freight sector. The plan is being developed in response to Governor Brown's [Executive Order B-32-15](#) which calls for identifying strategies and actions to achieve a sustainable freight transportation system. ▲

~ ATA Dispatch ~

ATA Releases New Safety Investment Study That Fleets Can Use To Benchmark Their Efforts

The trucking industry invests at least \$9.5 billion annually in safety, according to a first-of-its-kind study just released by the American Trucking Associations.

The ATA Safety Investment Study measures how much the industry spent in 2014 on safety. This study can be used by fleets to benchmark against their safety investments. It provides mean and median data for numerous measures in each of these four areas: driver safety training, compliance with safety regulations, on-board safety technology, and safety incentive pay.

The report includes an in-depth analysis of all carriers and a section for for-hire truckload carriers only. The comprehensive report also includes summarized data for LTL and private fleet carriers. Most data is reported as cost per driver and cost per truck.

For more information or to purchase, click here. ▲

~ Transport Topics ~

FMCSA Implements "Non-Discretionary" FAST Act Provisions

FMCSA has announced several changes to the regulations that were mandated by the FAST Act. Because these "non-discretionary" changes were mandated by Congress, the agency bypassed the standard notice and comment process and simply issued a final rule adopting these changes. They include lengthening the maximum period for an exemption from 2 – 5 years; making permanent the 30-minute rest break exemptions that had previously been granted to drivers hauling ready-mix concrete, bees and livestock; an ELD exemption for drivers of recreational vehicles in drive-away/tow-away operations; various regulatory exemptions for covered-farm vehicle operators; an hours-of-service logging exemption for drivers of ready-mix concrete trucks; an expansion of the air mile radius limitation for drivers of construction materials and equipment using an existing 24-hour restart provision; various exemptions for drivers of welding trucks in the pipeline industry; and an HM endorsement exemption for drivers carrying less than 1,000 gallons of diesel fuel in agricultural operations. For full details, [see the notice at this link](#). ▲

~ ATA Dispatch ~

Barna Named New COO of ATA

New American Trucking Associations President Chris Spear named the first four members of his leadership team on July 21, including long-time ATA employee Elisabeth Barna as chief operating officer. Barna is a familiar face to TANY members. As a 20-year ATA veteran she most recently served as senior vice president of communications and public affairs, speaking at many TANY events.

Spear, who succeeded Bill Graves on July 9, also made three new hires: Sue Hensley as executive vice president of communications and public affairs, Jennifer Hall to be general counsel, and Bill Sullivan as executive vice president of advocacy. ▲

~Transport Topics~

CVSA Brake Safety Week - September 11-17, 2016

The Commercial Vehicle Safety Alliance (CVSA) has announced that during the week of Sept. 11-17, 2016, law enforcement agencies across North America will conduct inspections on large trucks and buses to identify out-of-adjustment brakes, and brake-system and anti-lock braking system (ABS) violations as part of CVSA's Brake Safety Week, an annual outreach and enforcement campaign designed to improve commercial motor vehicle (CMV) brake safety throughout North America.

More information on Brake Safety Week can be found here.

Congress Asked to Weigh-in on Facility Emission Caps

Yesterday, ATA and thirty other freight and trade-related organizations [submitted a letter](#) to Representative Ken Calvert (R-Calif.) expressing concerns over the facility emission caps being proposed in the Los Angeles basin. These caps would require operators of facilities, such as warehouses and distribution centers, to limit the overall emissions associated with a facility, including the emissions from trucks visiting these facilities. If adopted, these caps would grant new regulatory powers to a local air district, in this case, the South Coast Air Quality Management District, to limit emissions from mobile sources. The letter asks for Congress to actively monitor this proposal and express its concerns over the harmful effects facility emission caps could have on interstate commerce. ▲

~ ATA Dispatch ~

ATRI Seeks Input from Drivers Operating in Midwest States

The American Transportation Research Institute has launched an online survey seeking input on truck parking issues from truck drivers who operate in the Midwest states – Iowa, Illinois, Indiana, Kansas, Kentucky, Michigan, Minnesota, Missouri, Ohio, and Wisconsin. Truck driver responses will help the 10 state DOTs, who compose the Mid America Association of State Transportation Officials coalition, to best determine how to coordinate real-time truck parking information. These states are developing a regional system to inform truck drivers of truck parking availability on most of the major corridors in the Midwest. Truck drivers operating in the Midwest are encouraged to complete the brief confidential online truck parking survey by Wednesday, August 10, 2016 available online at www.atri-online.org. ▲

~ ATA Dispatch ~

Volvo Trucks Issues Recall for Defective Meritor Steer Axles

Volvo Trucks North America is recalling 129 of its 2013 models in the United States because the steer axles may have been incorrectly heat treated.

The action covers the VNL and VNM models manufactured between April 16 and May 4, 2012, the company reports in a recall notice filed with the National Highway Traffic Safety Administration.

Meritor manufactured the incorrectly heated non-drive front steer axle, which the company tells Volvo Trucks can cause a nonconforming metallurgical microstructure.

According to Meritor, "there is a plasticity observed around the failed areas that could indicate some level of warning to the driver before the knuckle and king pin loosens from the beam," which would lead to fracture and loss of vehicle control. Volvo will notify owners and dealers and begin the recall on July 29. ▲

~ Transport Topics ~

ATA Releases New Safety Investment Study That Fleets Can Use To Benchmark Their Efforts

The trucking industry invests at least \$9.5 billion annually in safety, according to a first-of-its-kind study just released by the American Trucking Associations. The ATA Safety Investment Study measures how much the industry spent in 2014 on safety. This study can be used by fleets to benchmark against their safety investments. It provides mean and median data for numerous measures in each of these four areas: driver safety training, compliance with safety regulations, on-board safety technology, and safety incentive pay. The report includes an in-depth analysis of all carriers and a section for for-hire truckload carriers only. The comprehensive report also includes summarized data for LTL and private fleet carriers. Most data is reported as cost per driver and cost per truck. For more information or to purchase, [click here](#). ▲

~ ATA Dispatch ~

ATA Comments on Sleep Apnea ANPRM

On Friday, July 8, ATA submitted its [formal comments](#) to the Federal Motor Carrier Safety Administration's Advance Notice of Proposed Rulemaking on obstructive sleep apnea. FMCSA issued the ANPRM to gather data on the potential impacts, costs, and benefits of requiring drivers with OSA to be evaluated and treated. In its comments to FMCSA, ATA urges the agency to fully consider the costs and benefits of any action on OSA on motor carriers, drivers, and the supply chain and to analyze the actual percentage of crashes caused by the sleep disorder, not merely correlated with such crashes, before issuing any future regulation. ▲

~ ATA Dispatch ~

Trucking Industry Stakeholders Asked to Rank Top Concerns

The American Transportation Research Institute has launched the 2016 Top Industry Issues Survey. The annual survey asks trucking industry stakeholders to rank the top issues of concern for the industry along with appropriate strategies for addressing each issue.

"With Chris Spear as the new leader at the helm of ATA, we are poised to secure a thriving trucking industry now and into the future. I encourage my colleagues in the industry to respond so we can speak with a collective industry voice on what is most important to us," said ATA Chairman Pat Thomas Sr. Vice President, State Government Affairs, UPS, Inc. The results of the 2016 survey will be released at the ATA Annual Management Conference and Exhibition, to be held Oct. 1-4 in Las Vegas.

Industry stakeholders are encouraged to complete the survey from the website by [clicking here](#). ▲

~ ATA Dispatch ~

MISSOURIMemo

The newsletter for the Missouri Trucking Association is published monthly. All rights reserved. Reproduction in any manner, without the Missouri Trucking Association permission, is prohibited.

Tom Crawford, President and CEO
PO Box 1247
102 E High Street
Jefferson City, MO 65102
573-634-3388
mota@motrucking.org



Member Cancellations August 2016

Name of Company	Class	Dues
Express Lease, LLC	For Hire	\$480
LinkeDrive	Allied	\$350
Gasper-Atkinson Truck Plaza	Allied	\$350
K K & T Inc.	For Hire	\$580
Jefferson City River Terminal	For Hire	\$450



Pennsylvania Turnpike Toll Rates to Rise Again

A year after raising its toll rates 5%, Pennsylvania's Turnpike Commission announced on July 20 a 6% increase for 2017.

Commission Chairman Sean Logan blamed the rate hike on the debt service needed to meet the commission's funding obligations: rebuilding and widening the turnpike system and providing funding for public transportation in Pennsylvania.

"Parts of our [75-year-old] system have outlived their design life and are in dire need of replacement," Logan said in a press release. "Revenues from this increase will fund a ...10-year spending plan, which invests more than \$5.77 billion in our system in the coming decade - a large part of which will support ongoing total reconstruction and widening projects."

Turnpike CEO Mark Compton said annual rate increases are likely for decades.

"While we will continue to mitigate toll increases through boosted efficiencies, we have no option but to increase tolls annually," he said in the same release. "Traffic and revenue predictions estimate increases of up to 6% per year will be necessary until 2044."

That was hardly welcome news to Kevin Stewart, the new president of the Pennsylvania Motor Truck Association.

"We appreciate the Turnpike's continuous quality improvements to their roadways," Stewart told Transport Topics. "However, ever-increasing toll costs will force drivers onto secondary roadways, increasing congestion and maintenance costs on those roadways as well as creating safety concerns with increased traffic. ▲

~Transport Topics~

California to Revise Smoke Inspection Program

The California Air Resources Board will be holding two workshops to discuss changing the state's smoke inspection program for heavy-duty diesel trucks. The state's existing program permits HDDTs to produce no more than 40 percent opacity using a snap-acceleration test procedure. Trucks entering the state can be subject to this test during roadside inspections. In addition, trucks more than four years old registered in California, including California-plated IRP, are required to annually conduct this test and maintain test records for two years. CARB is proposing to establish a new, near-zero opacity limit for trucks equipped with diesel particulate filters. Certification of testing personnel and collection of on-board diagnostic data is also proposed for trucks registered in California. As several other states have similar smoke testing programs, some of these changes may have implications beyond California. The workshops will be held from 1 to 4 pm PDT on Thursday, August 25 in El Monte and on Friday, September 9 in Sacramento. The Sacramento workshop will be broadcast over the internet. More information is available in the [Workshop Notice](#). ▲

~ATA Dispatch~

2016 ERG

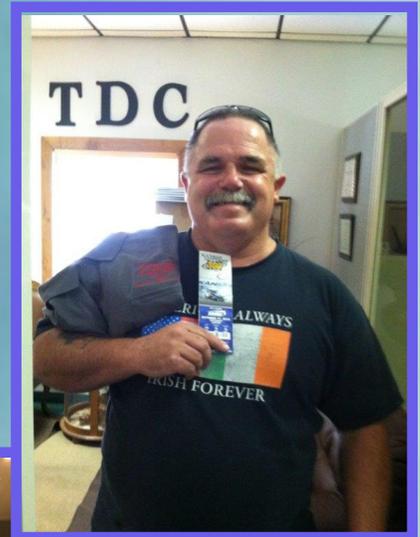
Available Now!

Order from the MoTA TruckerStore at www.motrucking.org, call 573-634-3388 or email Darla@motrucking.org

J. J. Keller & Associates, Inc.
Since 1953

MOTA

J. J. Keller and your State Trucking Association are partners in compliance.



MoTA Photo Album

*Check back . . .
you could be in
Our next album!*

