

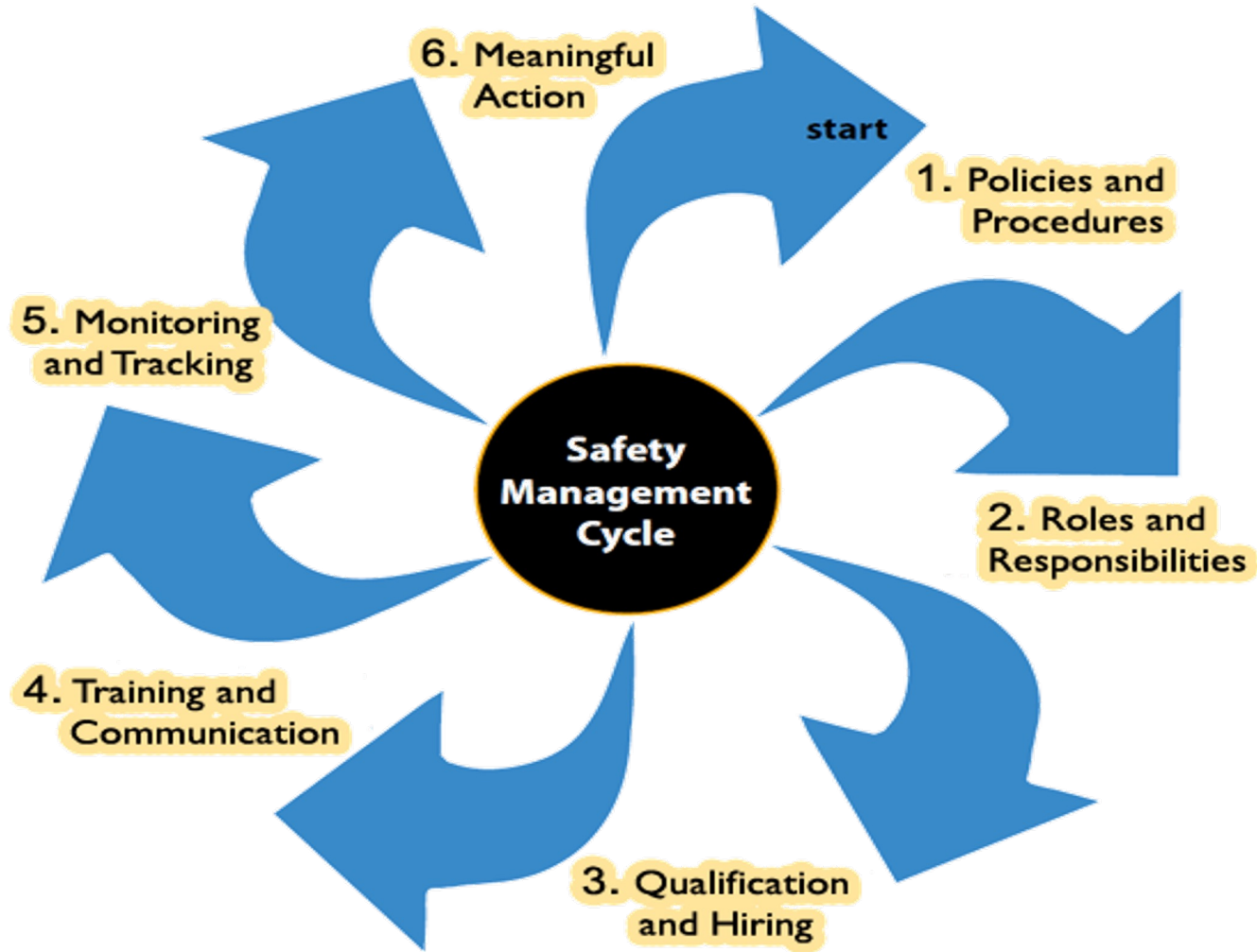
Commercial Vehicle Driver Refresher

THE DOT AND YOU

YOUR TRANSPORTATION TEAM MUST KNOW THE BASICS TO
BE A HIGH PERFORMING TEAM

WHAT HAVE YOU TAUGHT THEM?

SAFETY MANAGEMENT CYCLE



READY FOR AN INSPECTION

Consider compliance in every aspect of your operation.

Be ready to go through a roadside inspection everyday.

Preparation allows you to have a safe and compliant operation 24 hours a day.

Be a professional driver every day.

APPLICABILITY

When do rules apply to me?

How would I prepare for an inspection?

Who is responsible for compliance?

What is a truck?

US DOT REGISTRATION

MCS 150 on line for everyone to see.

www.fmcsa.dot.gov US DOT Trucks

www.dot.gov/ost/dapc US DOT Drugs

dotcompliance@gmail.com Roy

390.3

Rule says you have to know the rules!

Rule says every driver has to know the rules!

Rule says all vehicles have to be in compliance with the rules!

POLICY DEVELOPMENT

Samples are around;

→ Speed

→ Cell Phone

→ Drugs & Alcohol

→ Hours of Service

→ Discipline

Department of Transportation Violations – Discipline Policy

Purpose

This policy is intended to set out guidelines for compliance with the Federal Motor Carrier Safety Administration (FMCSA) regulations as well as consequences for violations of the rules that are enforced by the FMCSA.

This policy applies to any employee who operates a commercial motor vehicle as defined by the FMCSA.

Applicable Violations

- Failure to wear a seat belt
- Cell phone use without a wireless blue tooth
- Speeding
- Excessive speeding (work zone or 20 MPH in excess of speed limit)
- Hours of service
- Out of service order
- Other miscellaneous violations

Discipline

Below is a chart outlining the minimum discipline associated with the violations listed above. Penalty legend:

P1 = three day unpaid suspension, written warning, tool box talk, supervisor review, and incident review call
P2 = five day unpaid suspension, written warning, tool box talk, supervisor review, and incident review call
P3 = termination

Violation	Discipline
Failure to wear a seat belt - 1st offense	Noted by vehicle examination, warning, or citation by law enforcement P1
Failure to wear a seat belt - 2nd offense	Noted by vehicle examination, warning, or citation by law enforcement P3
Cell phone use without a hands free device - 1st offense	Noted by vehicle examination, warning, or citation by law enforcement P1
Cell phone use without a hands free device - 2nd offense	Noted by vehicle examination, warning, or citation by law enforcement P3
Speeding - noted by law enforcement on a report, warning, or ticket	Noted by law enforcement on a report, warning, or ticket P1
Speeding - multiple offenses - noted by law enforcement on a report, warning, or ticket	Noted by law enforcement on a report, warning, or ticket P3
Speeding - severe offenses (work zone or 20 MPH excess of speed limit)	Work zone or 20 MPH in excess of speed limit P2
Hours of service and other FMCSA violations	Discipline TBD based on nature of violation and at the discretion of the company President or Division VP.

The above list is not all inclusive. All FMCSA violations will be reviewed and addressed with appropriate discipline.

In addition, discipline may be imposed for failure to abide by the FMCSA rules and regulations even if the infraction does not result in a citation.

Habitual offenders will be subject to more serious discipline, up to and including termination.

Reporting Violations

Citations, tickets, or any other paperwork issued to a commercial driver by a law enforcement officer must be submitted to the respective Transportation Manager immediately. Failure to do so will result in discipline.

VIOLATIONS AND CONVICTIONS

Roadside Inspection reports become DOT violations unless contested by you.

DOT violations are a civil administrative process that can and will fine you.

Consider DATA Q <https://dataqs.fmcsa.dot.gov/>

Convictions are from courts where you has paid a fine.

CSA

Compliance, Safety and Accountability

The USDOT's New way to measure and address motor carrier safety, looks for patterns in violations (by area of the rules)

It is much different, point system by severity of violations.

7 BASICS



Get Road Smart.

SMS Safety Measurement System

[A&I](#)

[CSA](#)

[SMS](#)

[OVERVIEW](#)

[SEARCH](#)

[TOOLS](#)

[HELP CENTER](#)

Search Motor Carriers: Type Name or U.S. DOT#

PIKE INDUSTRIES INC

U.S. DOT#: 106058
Address: 3 EASTGATE PARK DRIVE
BELMONT, NH 03220
Number of Vehicles: 257
Number of Drivers: 270
Number of Inspections: 61

Safety Rating & OOS Rates

(As of 04/26/2017 updated daily from [SAFER](#))

SATISFACTORY
(Rating Date: 03/26/1987)

Out of Service Rates

Type	OOS %	National Avg %
Vehicle	11.9	20.7
Driver	0.0	5.5
Hazmat	0.0	4.5

Licensing and Insurance

(As of 04/26/2017 updated hourly from [L&I](#))

Type	Active For-Hire Authority	
	Yes/No	MC#/MX#
Property	No	
Passenger	No	
Household Goods	No	
Broker	No	

U.S. DOT# 106058 has no current for-hire operating authority with FMCSA.

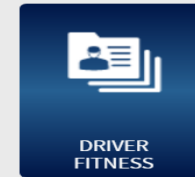
See how the proposed enhancements impact carrier results. Visit the [SMS Preview Website](#) 

BASIC Status (Public Property Carrier View) ?

Behavior Analysis & Safety Improvement Categories (BASICS)

[How does SMS relate to crashes?](#)

Based on a 24-month record ending March 31, 2017



Select a BASIC icon above to get details, or view your [Complete SMS Profile](#).

Company fines based on gross revenue

Trends and Patterns

Preventable and non preventable crashes

Acute and critical violations

DRIVER ENFORCEMENT CASES

US DOT Taking action directly against Drivers

Non adjudicated records from roadside inspections

Fines sometimes in the thousands of dollars

Revocation of CDL licenses

PSP-PRE-EMPLOYMENT SCREENING PROGRAM

Tracking by US DOT of all driver violations by driver.
(Troopers see it to) www.psp.fmsca.dot.gov

Driver violations can be available for companies to review before considering hiring drivers.

Tracks more than traditional “convictions”.

CSA

All violations count towards your rating

Know what the inspection report says

Understand the process for getting information corrected on inspection reports-Data Q

CSA Expectation

Your driver is properly qualified

Your driver is trained on the CMV and load

Your CMV is properly maintained

Your CMV is designed and used to safely handle the cargo

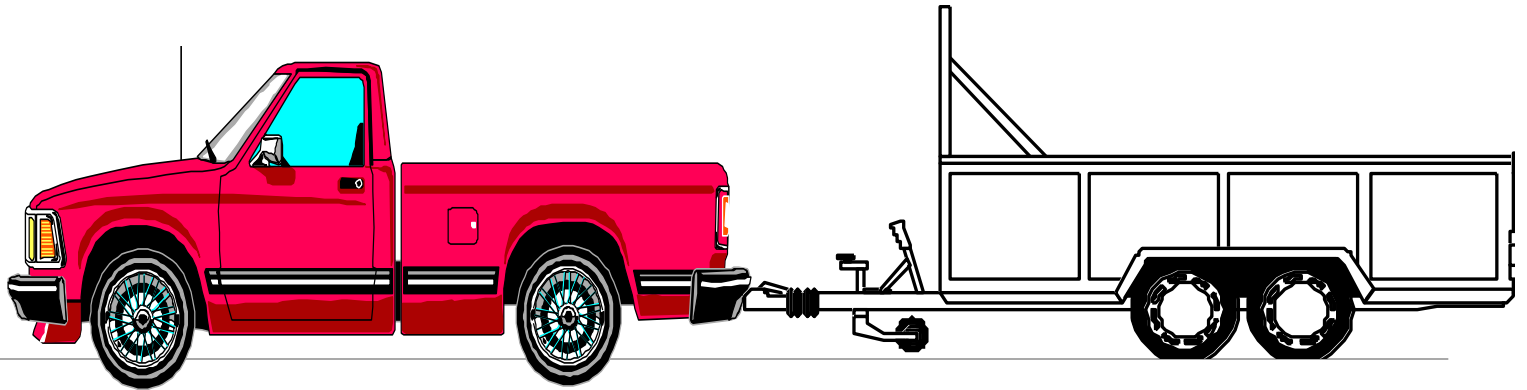
GVWR OR ACTUAL WEIGHT

Manufacturers rating= GVWR

Actual weight-on a scale

Whichever is greater (regulated over 10,000 lbs)

COMMERCIAL MOTOR VEHICLES



5,000 lbs. GVWR +

5,001 lbs. GVWR

ACCIDENT REGISTER-390.5

Dead, Bed, Sled

Fatal

Injury treated away from scene

Vehicle towed with disabling damage

PART 391

Driver Qualification

DQ files

Hiring process

Medical Standards



CLEARINGHOUSE

January 2020

In addition to the previous employer checks you must query new drivers before they drive

Every in-service driver must have query annually

Register your company

PART 392

DRIVING OF CMVs

- ✓ Ill or Fatigued Driver
- ✓ No Drugs or Alcohol / Out-of-Service
- ✓ Schedules to Conform to Speed Limits
- ✓ Equipment, Inspection and Use
- ✓ Safe Loading
- ✓ Use of Seat Belts
- ✓ Emergency Signals - Warning Flashers, etc.
- ✓ Prohibited Practices - Radar Detectors

CSA BASICS FOR SAFE DRIVING

State Laws

Local Laws

US DOT safe driving rules (part 392)

PRE-TRIP REQUIREMENT:

You as a professional Driver are required to make sure that the vehicle is safe to be driven:

The truck

The load

Driver's responsibility!

PARTS 393 AND 396

Parts and Equipment

Daily Vehicle inspection reports.

Vehicle Maintenance files

Who cares for your vehicles



SAFE LOADING

General rules

Specific Cargo rules

What do your drivers know

Frequently an out of service violation

SPECIFIC COMMODITIES

393.116 Logs

393.118 Dressed Lumber or
building materials

393.120 Metal coils

393.122 Paper rolls

393.124 concrete pipe

393.126 intermodal
containers

393.128 automobiles

393.130 heavy equipment
and machinery

393.132 crushed cars

393.134 roll-off containers

393.136 boulders



PART 395 HOURS OF SERVICE

Applicability;

CDL Vehicles

Non-CDL vehicles

Passenger carriers

Property carriers

Over the road/ short haul carriers

CHANGE to Hours of Service September 29, 2020

30-minute rest period can be “on-duty-not driving”

Sleeper berth allows 7/3 hours split

Adverse weather exception increased by 2 hours

Short Haul Provision (100 air mile exemption) changes

Short Haul Provision

150 air miles!

Effective September 29, 2020: Property Carriers

1-Report and Release from the work reporting location within 14 hours

2-Operate within 150 air miles of the work reporting location

3-10 Hours off required between shifts

4-Accurate time records of report/release and total time on duty

*as always 60/70 hours rules apply

ELD-ELECTRONIC LOGGING DEVICE

Required effective December 18,2017

Drivers using log sheet for less than 8 days of 30
are exempted

ELD must be in service on date noted!

LOG BOOK GENERAL RULES (PROPERTY CARRIER)

14 hours on duty

11 hours driving time

10 hours off between shifts

30 minute rest period within every 8 hours

60/ 70 rules apply

One 34 hour reset

Time records must be monitored

COMMERCIAL DRIVER'S LICENSE

Required when operating CMV:

- ✓ Vehicle or Combo Over 26,001 lbs.; or
- ✓ Designed to transport 16 or more passengers including the driver; or
- ✓ Any vehicle required to be placarded for HM
- ✓ CDL Exemptions in New Hampshire:
 - * Military, Fire, RVs, and Farmers

CDL?

If the combination over 26,000 lbs

If the trailer is over 10,000 lbs

CDL A is required

Actual weight or manufacturers weight rating

Entry Level Driver Training

Training plan a must for new CDL Drivers

Can you do it yourself?

LICENSING GROUPS

Class A- Combination of vehicles with a GCWR of 26,001 pounds or greater towing a trailer with a GVWR in excess of 10,000 lbs.

Class B- Single vehicle in excess of 26,000 lbs.

Class C- Vehicle designed to transport 16 or more passengers including the driver or a vehicle required to be placarded along as the vehicle does not meet any of the above criteria.

DRUG & ALCOHOL TESTING

Applicability - CDL Drivers

Exemptions - Exempted by issuing State



Military Personnel

Fire Service Personnel

Recreational Vehicles

Farmers

FMCSA Clearinghouse January 2020

<https://clearinghouse.fmcsa.dot.gov/>

NOW YOU ARE REQUIRED TO DOCUMENT VIA THE CLEARINGHOUSE

Query every driver annually (limited query)

Owner Operators must assign TPA (Third Party Administrator)

Every new hire requires full query before driving in conjunction with pre-employment testing

For the next three years Motor Carrier still required to conduct paper previous employer checks

Multiple reporting requirements noted in 49CFR382.705

DRUG & ALCOHOL TESTING

TYPES OF TESTS

- ✓ Pre-employment (not for alcohol)
- ✓ Post Accident
- ✓ Random - 10% Alcohol, 50% Drugs (change 2020)
- ✓ Reasonable Suspicion - Made by company official who is properly trained (2 hours)
- ✓ Return To Duty - Driver Must Test Negative
- ✓ Follow-up - Minimum 6 Tests in 12 Months

DRUG & ALCOHOL TESTING

Post Accident Testing Required if:

1. Any fatality (or)
2. Bodily injury with immediate medical treatment away from the scene and cmv driver receives a ticket for a moving traffic violation (or)
3. A vehicle sustains disabling damage as a result of the accident requiring it to be transported away from the scene and cmv driver receives a ticket for a moving traffic violation.

Time limitations: Immediately no longer than:

8 hrs Alcohol 32 hrs. Drugs

WHAT IS AN OUT OF SERVICE VIOLATION?

CVSA Out of Service Criteria.

Any condition likely to cause an accident or breakdown.

Appears on a Carrier Profile.

Higher points / Poor Safety Rating



QUESTIONS?

Thank you for participating with:
Roy T. Roberts Consulting Group LLC

dotcompliance@gmail.com

603-630-2862

Belmont, NH