

Minutes of the Eighty-Eighth Unified Carrier Registration Plan Board of Directors Meeting
Teleconference
May 15, 2014

The eighty-eighth (88th) Unified Carrier Registration (UCR) Plan Board of Director's (Board) Meeting was called to order by Avelino Gutierrez, Chairman at 12:05 p.m. EDT.

Attendance – Board of Directors:

Present – Avelino Gutierrez, Adam Anderson, Angel Oliver, Bill Bronrott, Sandy Bowling, Gene Eckhardt, Dave Lazarides, Neal Murphy, Rick Schweitzer, Scott Morris and Woody Chambers.

Absent – Jay Gingrich, Mike Hoeme, Robert Pitcher and Robert Voltmann.

Avelino Gutierrez conducted a roll call of the States with **self-introductions** of government and industry representatives made by those in attendance.

Scott Morris moved to approve the **Meeting Agenda**, which was seconded by Neal Murphy. Agenda approved (Exhibit A).

Avelino Gutierrez established the **teleconference ground rules**.

Woody Chambers moved to approve the **minutes of April 10, 2014, Board Meeting** which was seconded by Sandy Bowling. Minutes approved (Exhibit B).

UCR Legislative Report - Bill Bronrott – Mr. Bronrott previously circulated to Avelino Gutierrez and Board Members a note summarizing a provision in the recent reauthorization act “GROW AMERICA” (Section 5502) which if passed, would amend US Code to significantly change the relationship between the U.S. Department of Transportation and the UCR Plan and Agreement. Mr. Bronrott then summarized the provision.

Scott Morris asked if there anyplace available online for the specific legislative language? Neal Murphy replied it was available on the FMCSA website through the GROW AMERICA link.

Gene Eckhardt commented there is a reference which would remove the Secretary and the Attorney General from enforcement. Mr. Eckhardt then asked if there are provisions for the Board to take enforcement actions in regard to the administration of the plan or the State's administration of the registration process against states that do not comply with the plan's requirements? Mr. Bronrott stated he didn't think so but he'll look into it and report back.

FMCSA update - Gerald Folsom – Mr. Folsom advised the appointment letters for new appointees will be going into concurrence shortly.

Scott Morris asked for Gerald Folsom's email as he needed a point of contact for household goods enforcement issues. Mr. Gutierrez advised he would send that information to the Board.

Audit Subcommittee –Gene Eckhardt – No report at this time. A reminder was given about the combined NCSTS /UCR Board Meeting being held June 9-11th, in Seattle Washington. Hotel cutoff date is May 19th.

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Procedures Subcommittee – Adam Anderson – Advised he would be bringing the Procedures Subcommittee Agreement to the June Meeting.

Depository Subcommittee - Scott Morris – Our Chairman has already sent out the latest state reports. Mr. Morris provided updated information for:

- 2014 - \$100,211,52
- 2013 - \$103,534,96
- 2012 - \$100,606,229

Mr. Morris commented we will pass our 2012 total in a week or two and re trending to hit \$108 million for the 2014 registration year. Mr. Morris continued that as soon as he receives funds from one state, the 2009 final distribution can occur, which should be between \$14,000 and \$15,000. After 2009 is completed, he can begin working on the 2010 distribution of approximately \$200,000.

Mr. Morris continues to work on the Depository with Mr. Lazarides. The new system will handle the 2013 and 2014 distributions.

UCR System Subcommittee & Best Practices Best Subcommittee - Dave Lazarides – Mr. Lazarides reported they are working diligently towards a demo of the new Depository at the June meeting. They are getting final layouts with screens with the thought that it will be completed by the time we're in Seattle. Ravi (the system designer) is out, so there is no update from last week. Mr. Lazarides will get reports to Sandy on system percentages.

Industry Advisory Subcommittee – Robert Pitcher – Not Present.

Revenue and Fees Subcommittee - Dave Lazarides, Acting Chair – 2016 fees will be proposed at the June meeting at the current rate as it is too early to say to raise or lower. Woody Chambers asked if there is any projections on what URS will do for accurate carrier registration in the future and if it is anticipated it will increase or decrease UCR since if the current MCS-150 is accurate, it will get rid of carriers without activity and Oupdate other carriers.

Mr. Lazarides responded the UCR universe is smaller than the USDOT universe and we will have to consider that down the road. It is anticipated URS will cause the universe of UCR carriers to expand, but it is too early to speculate.

Registration System of the State of Indiana – Sandy Bowling – Ms. Bowling reported they are getting ready to send out another email blast at the end of every month, but will notify the states before the blast occurs.

Renata Pittman from Alaska asked how to handle the funds when a carrier moves to another state (ND). Is it correct to pay past revenues to current state? Sandy Bowling stated they should email her so she can fix the system so the prior state can collect the revenue.

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Old/New Matters –

Avelino Gutierrez wants to get the structure in place how to handle administrative funds when they become available within the next 6-9 months. Mr. Gutierrez moved to form an Administrative Costs Subcommittee under the provisions of the UCR Act that allows the board to appoint any additional subcommittee and task forces the Board deems necessary. He believes we need to be ready for the time when we have administrative funds either under Grow America or present law. Mr. Gutierrez continued we need to know what are our legitimate costs and where the Board should go when funds are available to pay costs. Scott Morris seconded the motion and volunteered to serve on the committee. Other members volunteering to serve are:

- Dave Lazarides
- Woody Chambers
- Angel Oliver
- Gene Eckhardt volunteered to serve and chair the Committee.

Mr. Eckhardt continued they will meet in Seattle to lay groundwork and assign tasks. Their goal is to ascertain legitimate costs and the process to pay them. The draft letter that will be sent to FMCSA helps define the mission. The email from FMCSA describes how the entire regulatory framework may change under GROW AMERICA which could affect the work and administrative costs of the board. The subcommittee will evaluate the administrative costs issue regardless whether we proceed under the current regime or GROW AMERICA. Mr. Eckhardt asked for the Subcommittee name to reflect Administrative Expenses rather than Administrative Costs.

Sandy Bowling reiterated the Georgia Department of Revenue will no longer be administering UCR, that the Georgia Public Safety is taking that over July 1st. Ms. Bowling's been working with them and training their staff which will utilize the Indiana system. Scott Morris has not yet spoken with them yet on depository funds. Ms. Bowling will provide Georgia Public Safety contact person information to Mr. Morris.

Angel Oliver stated the URS USDOT number deactivation as it relates to MCS-150's is causing their state troopers problems when running information through NLETS. Sandy Bowling indicated she had a document from Jeffrey Loftis of the PRISM program she would forward to the UCR email mail list that addresses the issue.

Future Board Meetings:

July 31st, 2014 12:00 pm – 3:00 pm EDT
August 28th, 2014 12:00 pm – 3:00 pm EDT
The Board adjourned at 12:53 pm EST.

Minutes taken by Lynne Jones, Volunteer

Minutes approved by the UCR Board on June 11, 2014.

Exhibit A – Meeting Agenda
Exhibit B – April 2014 Board Meeting Minutes