

The seventy-second (72nd) Unified Carrier Registration (UCR) Plan Board of Directors (Board) meeting was called to order by Avelino Gutierrez, Chairman at 12:00 p.m. CDT.

Attendance - Board of Directors:

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

Absent –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 accept the **meeting agenda**, which was seconded by Neal Murphy. Agenda approved (Exhibit A)

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

Sandy Bowling moved to accept the **minutes of the June 13, 2012 Board meeting**. Neal Murphy seconded the motion. (Exhibit B)

UCR Legislative Update – No report

FMCSA Update – No Report

Barbara Hague – Any date yet for when the final rule for the URS would be published?

FMCSA- It is being worked on internally right now, but we do not have a date yet.

Audit Subcommittee –Gene Eckhardt – Nothing to report.

Kathy (NE) – What is the next step since we received the audit documents.

Gene Eckhardt - The next step would be to develop the protocol to take a survey and see what states are actually doing.

Procedures Subcommittee – Adam Anderson – We have sent out the updated registration forms and instructions for 2013. The only change that was made was the year and the date for calculating the vehicles for the preceding 12 months ending June 2012.

Second we also discussed the audit process and would like to remind states that if a carrier chooses their MCS-150 as how the calculated the number of vehicles that that's what we have to go by. Also we discussed the need to keep a record of those carriers we find that have properly retreated into a lower bracket. This data can be used by the fee's subcommittee when they look at the number of carriers in a particular bracket.

Bill – The instruction sheet still says the surrounding states in section D. We should probably change that if the Board is going to change that to were one state is going to do

that.

Adam Anderson – I don't think that decision has actually been made yet.

Avelino Gutierrez – No, but I sent an e-mail asking Dave Lazarides to start thinking about that division.

Dave Lazarides – We can do that but we need to get all the names of those carriers and then the Board needs to make that determination who to allocate them to.

Avelino Gutierrez – Adam, did you want to present that as a motion.

Adam Anderson – Yes, I would like to present the 2013 registration form and instruction with a motion to the Board to accept them so they can be forwarded to each state.
Seconded by Sandy Bowling.

Sandy Bowling – Are you going to resend them with the deletion notes removed and make sure the form prints properly?

Adam Anderson – I will look at that before I forward it out to everyone.

Avelino Gutierrez – Call for a vote on the motion to adopt the 2013 registration forms.
Motion passes.

UCR System Subcommittee & Best Practices Best Subcommittee- Dave Lazarides – Indiana has signed the agreement. Looking at exhibit c you see we have a rough timeline as to when they are going to roll out. You do see a Depository module and that receipts and reports are going to be more transparent. I don't think anybody understands how much work and grief that Scott, Frank and Bill have gone through in the past to keep the reports straight. Once everybody can see who is responding and whose not then they will understand.

With that said the Depository module isn't scheduled till spring, but we already have worked on this module so when we start to work on it, it won't be from scratch.

Meanwhile Indiana is proceeding with their upgrades and should be ready for October 1st. We should be able to provide unregistered for states and new entrant reports as well. Wanted to make clear that on the schedule they have to ramp up the e-mail system and that states will have to do the e-mails the first time around and then we will build an e-mail generator. The other will be the ability to generate the non-participating states universe by the Board and the ability to divide them out.

Sandy Bowling – comment on the enhancements, concerning the tools that are going to be available to all states. In the first go around it will be an excel spread sheet for the e-mails. I will show you how to do that in your outlook.

I had mentioned about creating an app to put on i-phones and that. We have decided it will only be available to those carriers in the 0-2 category. Hopefully it will be available by October 15th.

Avelino Gutierrez – Correct me if I'm wrong, the Board has not made a decision on the division of the non-participating states yet.

Dave Lazarides – That would be correct.

Avelino Gutierrez – Do we need a decision now or can we make that decision in the September Board meeting?

Dave Lazarides – September would be a good idea so the right people get the lists with plenty of time.

Avelino Gutierrez - Would you like states to contact you with their intentions?

Dave Lazarides – We have Mexico, Canada and nine non-participating states and is this a volunteer or mandatory basis.

Avelino Gutierrez – For now, I would just like to ask for volunteers.

Sandy Bowling – In the past we have already had a list of who was interested in sending out notices to other states. I don't understand why we are re-inventing the wheel.

Avelino Gutierrez – My only concern is that some states may not want to do it this year or felt left out last year. Some states did feel left out. Perhaps it would be advantageous for those states to be able to have the opportunity.

Sandy Bowling - I just don't a carrier to be confused because he might get notices form three entities and either pay two states or not pay at all. I would just like consistency from year to year.

Avelino Gutierrez – I would like to have consistency also, but I don't want to forget that some thing's can change from one year to the next.

Gene Eckhardt – may I suggest that those states who have been working with the non-participating states n the past to contact Dave and indicate if they are still interested or not.

Sandy Bowling – If I send Dave or the whole Board the list how it is divided I am sending out now at least he would have something to go by.

Avelino Gutierrez – How soon can you have that list out?

Sandy Bowling – Tomorrow.

Avelino Gutierrez – How about we give everybody until the end of August to send their indication. That would be well before the next Board meeting.

Dave Lazarides – So Sandy is going to send out the list and then we are going to give the states the end of the month to make their wishes known.

Barbara Hague – It seems odd to keep redistributing the carriers every year when they have already indicated their base state. Except for the new carriers.

Francis (Maine) - We agree with Barbara.

Dave Lazarides – I agree with Barbara also. But we have to determine whether they still want to do it or not.

Barbara Hague – I don't know why they should get a choice. If we are going to do thing different than what the agreement is, we will need to change the agreement.

Avelino Gutierrez – For this particular procedure followed it to the letter because if we did, no state would be able to register a carrier from a non-participating state.

Gene Ekhardt – I agree with Barbara that we can slice and dice this all the time. But for those states that have been sending those notices to a particular state its not fair to them if they are going to be given to another state.

Avelino Gutierrez – It is not our intent to take a non-participating state away from a state that is already sending notices to that state. The issue is that 1 or 2 states that felt they weren't included in last years distribution and it will be up to the Board to resolve any issues. I just want to give a state that really can't do a mailing to a non-participating state the opportunity to tell us so we can find another state to do it.

Industry Advisory Subcommittee – Robert Pitcher – No report.

Revenue and Fees Subcommittee - Dave Lazarides, Acting Chair – Just wanted to give the Board a heads up that the deadline for looking at the 2014 fees. The Fees Subcommittee will recommend at next months Board meeting that the fees will stay the same as 2013.

Registration System of the State of Indiana – Sandy Bowling –

Depository Subcommittee - Scott Morris – Sent out the status report for 2012, 2011, 2010 on the various states and Indiana, 2012 seems to be moving inline with what 2011 registrations have done. We should end up ion the end with about the same as 2011.

We are still waiting for Pennsylvania and New York to remit payment to the Depository. I have contacted both states and have only received a response form New York. I would ask that those folks from Pennsylvania that are online to follow up with this. We will be cutting off your money from the Indiana System pretty soon. The amount between the two is just under 2.5 million. We will wait another week or two and will proceed with the disbursement even if we have not received the money from them. It will reduce the amount of the distribution though.

As soon as this disbursement is done we will begin working on the disbursement for 2012.

Avelino Gutierrez – Pennsylvania are you still on the line.

Mike Hoffman – I was aware the we got a bill and that Scott was working with the fiscal office.

Scott Morris – I was and I sent them an e-mail yesterday that I had not received payment yet.

Mike Hoffman – I will send an e-mail to her boss and visit with him tonight.

Scott Morris – I thought I had done everything we needed to do. Let me know if there is something else we need to do.

Sharon (SC) Just want to go on record how upset we are about how the disbursements have been going. There hasn't been any disbursement other than the Indiana System since last May.

Avelino Gutierrez – I share a certain level of frustration, but have to come to the defense of both Scott Morris and Frank LaQua. It is a very difficult and time consuming matter to keep the accounting of what is owed and by whom straight for each of the years. I think they have done an awesome job doing that.

Also the other part of this equation is getting the state to remit what was owed. I think we have been patient and that has reflected in Scotts comments that we are going to take a harder line with those states that do not remit in a timely basis.

The Board did pass a motion that those states would not receive any disbursements until they have come current. The next distribution will not take as much time.

Indianan did sign the MOU with the Board and part of that includes an accounting module for the Depository and that will help keep track of what is owed and by whom.

Barbara Hague – Just a follow up comment – I think we also need to think about the end of fiscal years and try and get those disbursements in those years because when you think you are going to get this money and you don't it causes problems.

Georgia (Georgia) – I am with the Department of Revenue and would like to see about getting started to help with Florida. Who would we need to talk to?

Avelino Gutierrez – Just talk to Dave Lazarides at 217-782-9228.

Old/New Matters:

Avelino Gutierrez – I included in the packet a copy of the signed MOU and a copy of the penalties and have included the non-participating states. My secretary is calling them and we should have the responses from them by the next Board meeting.

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Sandy Bowling – Jose – on the brokers we are getting a lot of returned mail and are unable to go n and mark them as undeliverable or inactivate them. Who would you like us to send this information to?

Jose Rodriguez - I will check with the IT folks and get back to you later today and let you know what to do with them.

Sandy Bowling will send out the information to everyone.

Mr. Marshall (New Hampshire) – We are a little confused on the Audits. In April and May there was no report from the Audit Subcommittee and then there was this document in June. We are very confused.

Avelino Gutierrez – Let me explain – the paperwork you received was from the Procedure Subcommittee. As far as the way the audits are supposed to work, at the next Board Meeting we can go through how the lists are generated and how to do an Audit.

Adam Anderson – I have also offered that they can call me and I would walk through the process. They are more then welcome to call me.

Avelino Gutierrez – I would still like to have some time in the next Board Meeting.

Future Board Meetings:

September 6th 12:00 – 3:00 PM EDT
October 25th 12:00 pm – 3:00 pm EDT
December 6th 12:00 pm – 3:00 pm EST

The Board adjourned at 1:15 pm EDT.

Minutes approved by the UCR Board on _____.

Adam Anderson, UCR Board acting Secretary

Exhibit A – Meeting Agenda
Exhibit B – October 27, 2011 Board Meeting
Exhibit C –
Exhibit D –
Exhibit E –
Exhibit F –