



Oregon

Theodore R. Kulongoski, Governor

Department of Transportation
Motor Carrier Transportation Division
550 Capitol Street NE
Salem, OR 97301-2530

FILE CODE:

September 25, 2007

David H. Hugel, Deputy Administrator
U.S. Department of Transportation
Federal Motor Carrier Safety Administration
1200 New Jersey Avenue SE
Washington DC 20590

This is to confirm that the State of Oregon is withdrawing the Unified Carrier Registration plan of participation that was originally submitted in October 2006. Oregon understands that as a result of its withdrawal from participation in the UCR Agreement, it may not receive revenues derived under the agreement.

Matt Garrett, Director
Oregon Department of Transportation

Gregg Dal Ponte, Administrator
Oregon Department of Transportation
Motor Carrier Transportation Division

Paul Graham, Deputy Attorney General
Oregon Department of Justice
Regulated Utility and Business

cc: Avelino Gutierrez, Chairman, Board of Directors
Unified Carrier Registration Plan



U.S. Department
of Transportation

Deputy Administrator

1200 New Jersey Ave., S.E.
Washington, D.C. 20590

Federal Motor Carrier
Safety Administration

SEP 19 2007

Mr. Gregg Dal Ponte
Administrator
Motor Carrier Transportation Division
Oregon Department of Transportation
355 Capitol Street, N.E.
Salem, OR 97301-3871

Dear Mr. Dal Ponte:

On August 22, you sent to me and the chairman and secretary of the board of directors of the Unified Carrier Registration Plan and Agreement (UCR Plan and Agreement) an electronic mail message regarding the participation of the State of Oregon. You stated that that you are the Administrator of the Motor Carrier Transportation Division of the Oregon Department of Transportation, and that "I am withdrawing the UCR plan of participation that I originally submitted."

The State of Oregon submitted to the Federal Motor Carrier Safety Administration (FMCSA) a State plan under the provisions of 49 U.S.C. 14504a(e)(1) on October 5, 2006. (A copy of Oregon's State plan as submitted to FMCSA is enclosed.) The plan was certified and signed by you and countersigned by Mr. Paul Graham, for the Oregon Department of Justice, and by Mr. Matthew Garrett, Director of the Oregon Department of Transportation. In view of the significant consequences to a State that withdraws from participation in the UCR Plan and Agreement (as discussed below), if the State of Oregon wishes to withdraw from participation, I am requesting that Oregon submit to FMCSA a written notice of withdrawal with signatures by the State of Oregon officials (or their successors) who signed the State plan submitted October 2006. Upon receipt of such a written and executed notice, FMCSA will notify the chairman of the board of directors of the UCR Plan as required by section 14504a(e)(3).

The statute provides that, if a State withdraws from participation in the UCR Agreement, it may not "receive any portion of the revenues derived under the agreement." The FMCSA has set the fees for the UCR Plan and Agreement for 2007, 72 FR 48585 (Aug. 24, 2007). Although FMCSA has approved, in accordance with 49 U.S.C. 14504a(g)(4), a revenue entitlement for 2007 for the State of Oregon, upon withdrawal, it could not receive any of that revenue entitlement. In addition, as provided in 49 U.S.C. 14504a(e)(4), if and when the State of Oregon withdraws from participation in the UCR Plan and Agreement, it is barred from either resubmitting a State plan or participating in the UCR Agreement at any time in the future.

Please let me know if you have any questions regarding this matter.

Sincerely yours,

David H. Hugel

Enclosure

cc: Mr. Avelino Gutierrez, Chairman, Board of Directors
Unified Carrier Registration Plan