

The sixty-fourth (64th) Unified Carrier Registration (UCR) Plan Board of Directors (Board) meeting was called to order by Avelino Gutierrez, Chairman at 10:05 a.m. MDT.

Attendance - Board of Directors:

Present – Adam Anderson, Sandy Bowling, Bob Voltman, Gene Eckhardt, Avelino Gutierrez, Dave Lazarides, Scott Morris, Neal Murphy, Angel Oliver and Robert Pritcher.
Absent – Bill Bronrott, Woody Chambers, Jay Gingerich, Bill Leonard, Rick Schweitzer.

Adam Anderson 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. There was no discussion and the agenda was approved.

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

Gene Eckhardt moved to accept the **minutes of the July 14, 2011, Board meeting**. Sandy Bowling seconded the motion. The minutes were approved with minor changes.

UCR Legislative Update – Dick Henderson – fairly certain that the Commerce Committee will be releasing or introducing their commerce draft by September.

FMCSA Update – Jose Rodriguez – nothing new at this time. Sandy Bowling is going to request a new mail out list for the 2012 registration year.

Procedures Subcommittee - Scott Morris –Introduced a Change to Q&A M.9. This Q & A deals with vehicles rated or weighing 10,001 lbs or less. (Exhibit B)

Issue that the Board has not defined intrastate. The following definition was given:

- Company never leaves the State during the registration year,
- Never hauls any property that originates out of state, or
- Destined to go out of state.

Audit process – have to have something to audit. The carriers need to maintain a list of vehicles being excluded. Goal was to have something by the September Board Meeting.

Bob Pitcher – There may be a problem with the Definition of Intrastate Commerce.

Question Dave had was do we need the last item if we had the first two.

Angel Oliver asked the question – Whenever you have a proposal to change a Q & A, will it pertain to only the next registration year or does it also apply to the current and previous years.

Scott replied that it would apply from that point forward. That the intent was not to go back and look at those carriers already registered.

UCR System & Best Practices Best Subcommittee- Dave Lazarides – Identified ways to speed up information to Iteris so it would be timelier. Hoped to have had a webinar for the best practices but was not able to have it happen. Iteris will host – hopefully by the 24th or 31st of August.

Discussion on the retreat document that was presented in June 2011 Board meeting, The document was presented as a means to show the extent of the retreat issue not to point fingers at any particular company. There are a lot of legitimate retreats, hence the purpose to look at having carriers maintain a list of those vehicles they are opting out.

Scott Morris raised the question as to when the MOU with Indiana would expire. Avelino – The MOU should run until January 2013. Scott continued that we have come a long way and asked if the Board needs to begin the process of doing an request for proposal (RFP) and give Indiana the time to make changes or give an opportunity to give others a chance.

Dave – indicated if that's the Boards directive.

Avelino – asked Sandy for her comment.

Sandy Bowling – Indiana is looking at renewing the MOU, but would like to add something's to it.

Avelino requested Dave to look at putting together an outline for an RFP.

Audit Subcommittee –Gene Eckhardt – Circulated to the Board a document titled UCR Audit Subcommittee Charter and Direction – The Purpose of this the document is to clarify rules and responsibilities of what the Audit Subcommittee is supposed to do. Which is to take the Standards that the Board Establishes and look at and compare those standards with the states performance and report it's finds to the Board. Not develop the standards.

Currently the only standard that has been established is for the states who operate their own registration system are to submit a monthly financial report to the UCR Depository Subcommittee.

Avelino Gutierrez – asked Gene if he would like the document adopted through a motion. Gene said if that is the Boards wishes.

Motion: Adopt the UCR Audit Subcommittee Charter and Direction as submitted by the UCR Audit Subcommittee. Seconded by Avelino Gutierrez

Discussion: Board Members – None, Non-Board Members – None
Vote: Passed with no dissenting vote.

Will be taking up the discussion in the subcommittee meeting the requirement for states to be filing monthly financial reports and paying the excess registration fees to the Depository, hope to have something back to the Board in September.

Industry Advisory Subcommittee – Bob Pritcher – Nothing this month.

Revenue and Fees Subcommittee - Dave Lazarides, Temporary Chair – have been working on the framework to present to the Revenue and fees Subcommittee for the 2013 fees. It's a five piece frame work and is pretty much done. But, will make a

recommendation in the September Board meeting.

Angel reminded Dave that Texas is intending to come back to the Board to reset their fees entitlement for 2013.

Dave was asked if there was estimation as to how much of an increase they are looking at. Angel wasn't sure. Dave said that unless it was more than five million there shouldn't be a problem.

Registration System of the State of Indiana – Sandy Bowling – have started utilizing Ach to process payments out to the states and the Depository. Everyone should have received their payments by ACH for July. Please verify that you did receive your Ach payment.

Everybody should be receiving their list of carriers that have not registered for 2011. Waiting for a report of carriers with undeliverable addresses. There are 464,557 carriers and registrants with active USDOT numbers with undeliverable addresses. You should receive two lists – one that has the undeliverable removed and one with everyone. Non-of these carriers have paid the UCR fees.

What is the plan or timeframe for the mailing lists for 2012? Sandy will send Jose a reminder for those lists tomorrow for the MCMIS data and the L&I Data.

Avelino asked how the division of the Non-participating states going? Are states volunteering for those?

Sandy – Decided to forward the information to those states that have already been sending the notices out to the non-participating states.

Motion: Scott Morris – States do not commence the registration process until after the September 22nd UCR Board Meeting. Seconded by Gene Eckhardt
Passed: no dissenting votes.

Depository Subcommittee - Scott Morris – submitted reports for State systems for 2009, 2010, and 2011. All data is current except for one state. The info should be updated for the next report. Current amount of collection for 2011 - \$91.9 million; 2010 – \$93+ million; 2009 – \$88+ million; 2008 - \$77.75 million; 2007 –\$74.5 million.

Still working Mr. LaQua in North Dakota to get everything switched over. Hoping to get the final distributions for 2007 and 2008 done by the end of the month and close the books on those two years. Then begin the process for the next distribution of the 2009, 2010 and 2011 fees, there is a significant amount of money that needs to be distributed. Looking to receive the reports and payments from the states that have collected over their cap.

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Old/New Matters:

Future Board Meetings:

September 22, 2011 12:00 pm – 3:00 pm EDT

Minutes of the Sixty-Fourth Unified Carrier Registration Plan Board of Directors Meeting
Tele-Conference
August 11, 2011
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Proposed: October 27, 2011 12:00 pm – 3:00 EDT
December 8, 2011 12:00 pm – 3:00 pm EST

The Board adjourned at 3:00 pm EDT.

Minutes approved by the UCR Board on September 22, 2011.

Adam Anderson, UCR Board acting Secretary

Exhibit A – Meeting Agenda

Exhibit B – Q&A M9

Exhibit C – State reports for 2009, 2010, 2011

Exhibit D – UCR Audit Subcommittee Charter

Exhibit D – Letter to Ray LaHood – Secretary- United States Department of
Transportation