

# PNW TRANSPORTATION ISSUES

Presented to Mapping the Course

January 23, 2020

# FMCSA

## 1. Drug and Alcohol Clearinghouse

Employers, Medical Review Officers and Substance abuse Professionals begin reporting Jan. 6, 2020

Employers required to check the clearinghouse beginning Jan. 6, 2020 and continue to do past employer checks.

Jan. 6 2023 employers will no longer do previous employer checks, only the clearinghouse

# FMCSA

## ▶ Hours of Service

- ▶ Shorthaul provision would go from 100 air mile radius to 150 miles and from 12 hours to 14 hours of on duty time.
  - ▶ No Eld would be required, but still need clarification on 11 hours of driving and how to prove it.
- ▶ 30 minutes lunch break can now be taken while on duty and is required after 8 hours of uninterrupted drive time.
- ▶ May take 30 minutes to 3 hours of off duty time and extend their on duty time for that amount of time, but must take 10 hours off duty prior to driving again.
- ▶ Adverse driving conditions. This will allow the driver to extend their drive time up to two hours to 13 hours if they encounter unforeseen adverse driving conditions.
- ▶ Split sleeper birth. This will allow drivers to split their sleeper birth time into two periods one period being no less than 7 hours.

# BRITISH COLUMBIA

- ▶ Electronic Logging Device – June 12, 2021
  - ▶ Hours of Service will remain unchanged
  - ▶ Canada adopted most of the provisions in the US ELD technical standards
  - ▶ ELD devices are required to be 3<sup>rd</sup> party certified. Unlike the US where the manufacturer can self certify. This will most likely limit the number of options for Canadian Truckers
  - ▶ Does not contain a Grandfather Clause as the US did.
  - ▶ Very few exemptions.
    - ▶ When being operated under permit.
    - ▶ Are subject to a rental agreement of no longer than 30 days that is not extended or renewed rental of the same vehicle.
    - ▶ Manufactured before model year 2000.
- ▶ For those that cross border who will build the device to comply with both US and Canada

# IDAHO

- ▶ 2019 Legislature made permanent the 129,000 lbs. weight allowance on approved roads.
  - ▶ The pilot test was successful and a list of approved roads has been published.
  - ▶ If a group or person wants to have additional roads approved, there is a process to have the state engineers review the road and approve or not. The applicant is responsible for the first \$5000.00 of the cost of the review.
- ▶ Highway funding is a concern and a bill was introduced to implement a weight mile tax for vehicles over 60,000 lbs.
  - ▶ That bill did not get out of committee.

# WASHINGTON – 60 DAY SESSION

- ▶ Carbon Legislation was top of the list in 2019.
  - ▶ 2020 looks to be the same.
  - ▶ LCFS – Low Carbon Fuel Standard, requiring some kind of Bio-Diesel at a certain level. Will add 6 to 10 cents per gallon of fuel.
  - ▶ If a statewide LCFS is not passed, 4 county region may pass one instead. Pierce, Snohomish, Kitsap and King.
- ▶ Cap and Trade or a Carbon Tax are also on the table, even if LCFS gets adopted.
- ▶ Labor and Industries, also were given the task of updating the exempt Salary Floor. It was given to L&L by the Governor and Legislature. It begins to increase in 2020 and by 2028 you'll have to pay a salary 2.5 time minimum wage to be exempt from overtime pay. Approx. 83,000.00 annual.

# OREGON – 35 DAY SESSION

- ▶ Last year it was HB 2020 and this year it's LC 19. It's still Cap and Trade.
  - ▶ Agriculture and Timber Unity are going to be a force this year and much more organized.
  - ▶ There were 3 Dems who were no votes last year, there may only be two this year.
  - ▶ The Republicans can't walk out every time.
- ▶ Paid Family Leave.
  - ▶ Provides up to 12 weeks and in some cases 14 weeks. Paid for at 40% for employers and 60% for employees. Contributions start in 2022.
- ▶ Gross Receipts Tax
  - ▶ .57% of gross revenue – COGS on qualifying revenue.
  - ▶ Regulations will be defined first quarter of 2020. First payments due April 2020

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# QUESTIONS?

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# QUESTIONS?

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