

Newsline



A Publication of the Tennessee Trucking Association

Tennessee Trucking Association • 4531 Trousdale Drive, Nashville, TN 37204 • 615-777-2882 • FAX 615-777-2024

THIS MONTH'S NEWSLINE BROUGHT TO YOU BY:

ADAMS AND REESE LLP

CLICK [HERE](#) TO VISIT THEIR WEBSITE

February 2012

E-Newsletter

Newsline Sponsorship Available – Become a monthly sponsor of the TTA Newsletter? Call Carol Foster at the TTA office at 615-777-2882 or email her at cfoster@tntrucking.org, for more details. First come, first served basis. Spots are available now for 2012, don't wait ... call or email now. We will be glad to invoice you. Reserve your 2012 sponsorship for \$300.00 per issue. The March and April issues has been spoken for, reserve your issue today!

WELCOME NEW MEMBERS

TTA welcomes the following new member:

SAIA Motor Freight – Patrick Mikell, Director of Maintenance

1625 Corporate Place, LaVergne, TN / Telephone (615) 501-6835 FAX (615) 501-6852

Referred by: Thomas Zobel, Cumberland International Trucks, Inc.

Adams and Reese LLP – Dale Allen – Partner

424 Church Street, Suite 2700, Nashville, TN / Telephone (615) 259-1450 FAX (615) 259-1470

Referred by: Dale Allen previous member at Miller & Martin PLLC

“Adams and Reese – ABOUT US – We are a multidisciplinary law firm with offices in Nashville and Memphis, as well as 11 other cities in the Southern United States and Washington, DC. Our attorneys provide services to clients in areas including Transportation Law, Governmental Relations, Labor and Employment, Intellectual Property, Transactions and Litigation.”

Enterprise Fleet Management – Kendall Konicek, Account Executive

284 Mallory Station Road, Franklin, TN 37067 / Telephone (615) 724-1835 FAX (615) 771-0688

Referred by: Dave Huneryager & Dale Allen

WE'RE GLAD YOU'RE BACK!

Roane Transportation Services

Andy Wyatt

WE'RE SO SORRY TO SEE YOU GO – CANCELLED MEMBERSHIPS

Organization Name	Contact
Coulter & Justus Financial Services, LLC	Michael T. Simpson
Pegasus TransTech	Richard Poolman
Vatterott Career College	Cindy Davenport
Tennessee Commerce Bank	Jerry Nix

CONTRIBUTIONS MADE TO TTF'S SCHOLARSHIP FUND

Contribution Made by	In Memory of	Acknowledgement Sent to
Beth Franklin	Pat Quinn	Quinn Family
J. B. Baker	Raymond Thompson	Wayland Thompson
J. B. Baker	Don Schneider	N/A
Tommy Wilson	Raymond Thompson	Wayland Thompson
Tommy Wilson	Paul Cartwright	Brenda Cartwright
Tommy Hodges	Paul Cartwright	Brenda Cartwright
Tommy Hodges	Raymond Thompson	Wayland Thompson
Gary Sasser	Raymond Thompson	Wayland Thompson

You can also make a contribution to the Tennessee Trucking Foundation in memory of a loved one or industry colleague. You can even specify what program of the Foundation you would like the contribution to go toward such as the Road Team or the Scholarship Fund. The family receives a letter from the Foundation letting them know that you made a contribution to the Foundation in their family member's name. TTF is a 501(c) 3 charitable organization and gifts are tax deductible.

TENNESSEE TECHNICIAN SKILLS COMPETITION – APRIL 13

The 6th Annual Maintenance **Technician Skills Competition** will be held on **April 13, 2012** at the James E. Ward Ag Center in Lebanon, TN. Registration materials will be mailed soon!

TENNESSEE TRUCK DRIVING CHAMPIONSHIPS – APRIL 27 - 28

Mark your calendar for the Annual **Tennessee Truck Driving Championships** to be held **April 27 - 28, 2012** at the Nashville Airport Marriott and FedEx Freight. Registration materials will be mailed soon!

BE A TDC/TSC SPONSOR!

Support and be a part of TDC/TSC by sponsoring these events. Sponsorship levels are Chrome - \$1,000; Steel - \$750; Aluminum - \$500; and Rubber - \$250. Contributions of any amount are appreciated and recognized! Forms are now available, [download now for TDC Sponsorship](#) and [download now for a TSC Sponsorship](#) form. For further information call Edmond Sorrell at (615) 777-2882.

TN DRIVER OF THE YEAR NOMINATIONS

Do you have a driver who is an outstanding representative of the trucking industry? Nominate him/her for Tennessee Driver of the Year. Any driver affiliated with a TTA member company may be nominated for this prestigious award. The driver should have an exemplary driving record and represent the best aspects of the driving profession. The winner of the award will be presented with a \$500 cash prize, a gold watch, and a plaque presented at the annual Tennessee Truck Driving Championships. He or she will then go on to compete against other states' drivers for the National ATA Driver of the Year Award. Registration materials will be mailed soon!

TTA "CALL ON WASHINGTON"

The Tennessee Trucking Association will make its annual visit to Washington, DC on **April 16-18, 2012** to meet with members of the Tennessee Congressional Delegation. This year's visit presents one of the most

unique opportunities of the visits we have made over the course of the last four years. Government regulation and policies are important factors in the business decisions made by trucking companies every day. Your participation is invited and needed on this trip. Please contact Dave Huneryager at dhuneryager@tntrucking.org or (615) 777-2882 if you are interested in joining our group on this important visit.

ENDORSED PARTNERS WEB PAGE:

TTA would like to direct our members to our 2012 Endorsed Partners and their products and services. We doubled our endorsements during 2011, and are very excited about the variety of products and services available to our members now. Please visit the Endorsed Partner Page on our [Website](#) for a brief introduction and links to all the endorsed partners' websites and to see how they can be of value to your company.

TTA CONVENTION: SPONSORSHIP OPPORTUNITIES

The TTA 82nd Annual Convention will be held **September 9-11, 2012 at the Sandestin Hilton Resort in Destin, FL**. TTA is able to have such a great meeting because of our sponsors! We have sponsorship opportunities to fit every marketing plan from \$500 to \$10,000. Download a Convention Sponsorship [form](#) and the Benefits [form](#). For more information, call Carol Foster at 615-777-2882.

BIG RIGS FOR LITTLE KIDS GOLF TOURNAMENTS

Mark your calendar for the Spring & Summer Big Rigs for Little Kids Golf Tournaments. Registration material will be mailed soon!

Knoxville – May 2, 2012 – Egwani Farms Golf Course
Nashville – May 16, 2012 – Hermitage Golf Course

AROUND THE NATION

CLOSED: TN I-40 West MM 451

Both lanes of travel on I-40 West have been closed at MM 451 on the Tennessee side due to a rockslide. Alternate route around closure is I-26N to I-81S at present time. The site is currently being assessed by TDOT engineers, and an emergency contract for repair has been initiated. East bound lanes are currently open, but this could change based on the site assessment. Check the TDOT Website for further updates <http://ww2.tdot.state.tn.us/tsw/smartmap.htm>

AARP Driver Safety Class Offered at the TTA on February 25

The Tennessee Trucking Association has partnered with [AARP](#) to host their first Driver Safety Class on Saturday, February 25 from 8:30am - 4:30pm. This is a one day class offered at the TTA offices for the general motoring public that provides the necessary instruction and information to operate a vehicle safely on Tennessee's Roadways. Specific instruction will be provided on how to safely share the road with large trucks and commercial vehicles. Upon completion of this one day Driver Safety Class, attendees will be eligible for a three year discount on their Auto Insurance. Discounts from Auto Insurance providers will range from 5% to 15% in total savings.

Everyone is encouraged to register for this class to learn more about the new driving laws and procedures that have changed since your last driving class. The cost of the class is \$12 for AARP Members and \$14 for AARP Non-Members. Payment will be collected the day of the class. Please make checks payable to AARP. What you learn in this class could possibly save your life and the lives of others on Tennessee's Roadways! [Please click here to sign up for the class and order your custom imprinted gift certificate for your sweetheart today!](#)

Surprise your Sweetheart on Valentine's Day with a Custom Imprinted Gift Certificate for this Driver Safety Class! Great way to show you care for that special someone in your life! What you learn in this class could possibly save your life and the life of your Sweetheart on Tennessee's Roadways!

Kroger Gift Card Fund Raising Program! Everyone's gotta eat!

This is an excellent way to raise funds and support the Tennessee Trucking Foundation all year long! Every time you make a purchase at Kroger using your Gift Card, the Foundation will earn 4% for every dollar spent!

[CLICK HERE TO ORDER YOUR \\$5 RELOADABLE KROGER GIFT CARD FOR THE TENNESSEE TRUCKING FOUNDATION!](#)

We will send you a plastic Kroger Gift Card that you will reuse again and again for all of your purchases at Kroger. Keep continually recharging and adding value to your Gift Card. You can recharge your Gift Card for ANY amount up to \$500 and Gift Cards may be recharged at any register! Pay for the recharged Gift Card with cash, check, debit card or major credit card. The reloadable Gift Card must be recharged and paid for prior to being used as payment for groceries, fuel, prescriptions and other vendor gift cards. You will continue to earn your Kroger points and can use your Gift Card just like a Credit Card at the Fuel Pump and at any register. The Gift Card is accepted in all Kroger Stores throughout the U.S. and can be sent to out of state employees, family and friends and still benefit the Tennessee Trucking Foundation's Highway Safety Education Programs.

Everyone's gotta eat so please order your reloadable Kroger Gift Cards and start supporting the Foundation today!

From Jon Dierberger, FMCSA TN Division Administrator

"We've recently received several questions regarding the revised definition of "tank vehicle" that was published in the May 2011 CDL Testing and Learner's Permit [rule](#)"

That definition was revised to read: 49 CFR 383.5

Tank vehicle means any commercial motor vehicle that is designed to transport any liquid or gaseous materials within a tank or tanks having an individual rated capacity of more than 119 gallons and an aggregate rated capacity of 1,000 gallons or more that is either permanently or temporarily attached to the vehicle or the chassis. A commercial motor vehicle transporting an empty storage container tank, not designed for transportation, with a rated capacity of 1,000 gallons or more that is temporarily attached to a flatbed trailer is not considered a tank vehicle.

FMCSA HQ has indicated that the Tank endorsement would extend to a driver transporting bulk totes with individual rated capacities of more than 119 gallons, and an aggregate capacity over 1,000 gallons, in a box van and secured with bars, straps, etc.

FMCSA CLARIFIES PUSH-TO-TALK GUIDANCE

This week, FMCSA released updated FAQs on its new hand-held mobile telephone ban to clarify that use of the push-to-talk function on mobile phones is permitted, under certain limited conditions. Specifically, the push-to-talk function on a mobile telephone may be used as long as the driver is not required to reach for, dial, or actually hold the mobile phone while driving. FMCSA states that as long as the "mobile phone is mounted in a cradle or similar device near the driver, or there is a remote push-to-talk button near the vehicle controls" the driver may use the push-to-talk function. [Click here](#) for a link to FMCSA's updated FAQs on the new mobile phone rule. Contact: Abigail Potter at apotter@trucking.org.

CARRIER OPERATING AUTHORITY ADVISORY

In late November of 2011, FMCSA upgraded the licensing and registration portion of its website to conform with the elimination of the requirement for motor carriers to file mandatory cargo liability insurance (still required for household goods carriers). That upgrade has resulted in a glitch that FMCSA is diligently working to address. As a result of this glitch, some carriers are getting a Notice of Investigation letter via the mail indicating a potential issue with their authority. Carriers have thirty days to respond or their authority(ies) may be revoked, which is also supposed to trigger a letter to the carrier indicating revocation. ATA is aware of some

instances where the carrier did not receive either or both letters. ATA advises its members to respond in a timely manner if a Notice of Investigation is received. In addition, ATA advises carriers to frequently check the [Licensing and Insurance web page](#) to ensure that the carrier's authority remains active. If you believe your authority has been revoked without cause, please contact the following toll-free telephone number at FMCSA (866) 637-0635.

1/17/2012 - BASIC Factsheets Now Available on Website

The Compliance, Safety, Accountability (CSA) program has just released a new Behavior Analysis and Safety Improvement Category (BASIC) factsheet series on the CSA Outreach Website. These factsheets are targeted for motor carriers and commercial motor vehicle (CMV) drivers who want to learn more about the agency's seven BASICs, the Federal Motor Carrier Safety Regulations (FMCSRs) upon which they are based, and how to ensure they comply with those regulations.

Motor carriers and drivers should read all seven of these new factsheets to gain a more comprehensive understanding of the CSA program and, more specifically, the BASICs. The BASICs are Unsafe Driving, Fatigued Driving (Hours-of-Service), Driver Fitness, Controlled Substances/Alcohol, Vehicle Maintenance, Cargo-Related, and Crash Indicator. As these factsheets outline, the BASICs are safety categories in the CSA program's Safety Measurement System (SMS). Motor carriers can see where they stand in each BASIC by logging into the SMS online (<http://ai.fmcsa.dot.gov/sms/>).

These BASIC factsheets fulfill an informational need for motor carriers and drivers looking for ways to improve their safety performance. Motor carriers should consider these factsheets not only as a resource for themselves but also as a tool for educating their drivers. FMCSA will highlight one BASIC factsheet each Monday for the next seven weeks through this subscription email service to support industry's understanding of the BASICs. [View the BASIC factsheets now.](#) Stay connected to CSA by subscribing to the RSS feed and signing up for the email subscription service (http://csa.fmcsa.dot.gov/Stay_Connected.aspx).

FMCSA ANNOUNCES GUIDANCE ON SUBMITTING MEDICAL CARDS TO STATE LICENSING AGENCIES

Beginning January 30, 2012 all drivers will need to provide copies of their new medical certificates (issued after that date) to their respective state licensing agencies. States will use the period between January 30, 2012 and January 30, 2014 to incorporate medical certification information into the Commercial Drivers License Information System (CDLIS). Drivers will be required to submit certificates issued after January 30, 2012 (new certificates or renewals); drivers will NOT be required to submit copies of certificates currently in their possession & issued prior to January 30, 2012. Each state licensing agency is responsible for informing its respective CDL-holders as to what methods (mail, fax, etc.) will be acceptable for submitting copies of the medical certificates. After 2014, drivers will no longer be required to keep copies of their certificate in their possession while driving, because all medical information will be stored in CDLIS and verifiable by law enforcement officers on-line. The Federal Motor Carrier Safety Administration has created a guide and a set of frequently asked questions on this process. Below is the link to the table. Click [here](#) for the FMCSA FAQ's.

State Instructions for Medical/CDL Integration

American Association of Motor Vehicle Administrators (AAMVA) and Federal Motor Carriers Safety Administration (FMCSA) have compiled a table of state by state instructions for processing medical information for integration with CDLs. Here is a [link](#) to their table with instructions for submitting the medical certificate information to all states.

The Tennessee Department of Safety (TDOS) has a [page](#) on their website with instructions for submitting medical certificate information for Tennessee.

FMCSA HAS UPDATED THE CELL PHONE BAN FREQUENTLY ASKED QUESTIONS (FAQ) REGARDING THE USE OF PUSH TO TALK PHONES.

Previously, the Agency had indicated that push-to-talk phones were not permitted, as the phone required hand-held operation. The new guidance:

Q: Are commercial motor vehicle (CMV) drivers allowed to use push-to-talk mobile communications equipment while driving?

A: Yes, provided the driver does not reach for, dial, or hold the actual mobile telephone in his/her hand while driving and the driver is able to touch the button needed to operate the push-to-talk feature from the normal seated position with the safety belt fastened. Generally, the use of this type of communications equipment does not require drivers to take their eyes off of the forward roadway because the button used to enable the driver to communicate can be operated from the normal seated position with the safety belt fastened. For example, if the mobile phone is mounted in a cradle or similar device near the driver, or there is a remote push-to-talk button near the vehicle controls to allow the driver to communicate without reaching for, dialing, or holding the actual mobile telephone in his/her hands while driving, the equipment may be used.

TTF SCHOLARSHIPS AVAILABLE - ** Apply Until March 15, 2012**

NEW WEBSITE THIS YEAR: The CFMT scholarship application process this year is different from past years. The application is on the CFMT website is "LIVE" and can be accessed at <http://www.cfmt.org/request/scholarships/>. Tennessee Trucking Foundation (TTF) Scholarships are available for dependent children, spouses or employees of companies who are members in good standing of the Tennessee Trucking Association. Scholarship recipients must be Tennessee residents who are entering their junior or senior years at accredited colleges or universities located in Tennessee. The student should go to the website above to access the application then create a New Student account (even if they are applying for renewal). The applicant should complete the application which can be saved and finished later, and submit the application when all attachments are in their application. Students who have received the Tennessee Trucking Association scholarship previously will use the application for Past Recipients. The student will complete one application. Students will be notified along the way as they work on their application and when it is submitted by email. The deadline for submission is still March 15. We hope that the process is easier and less cumbersome for students.

The scholarship program is administered by the Board of The Community Foundation of Middle Tennessee and applications will be reviewed by a selection committee appointed by them. In evaluating applicants, the committee will consider academic aptitude, test scores, extracurricular activities and financial need. **The deadline to submit applications to the Community Foundation for 2012-13 academic year scholarships is March 15, 2012.**

Applications and materials can be downloaded at <http://www.cfmt.org/request/scholarships/>. (Choose the "General Scholarship Application.") For more information on the process of applying for the TTA Scholarship through the Community Foundation, visit their Web site at <http://www.cfmt.org>

BOOK A ROAD TEAM CAPTAIN AT YOUR LOCAL SCHOOL!

Request a Tennessee's Road Team Captain for your local school or next safety event. Tennessee's Road Team presentations are free and available to visit schools across the state. Let Tennessee's Road Team make a positive difference in your community; call TTA today at 615-777-2882.

TTA 2012 SCHEDULE OF EVENTS

April 12-13	Technician Skills Competition
April 16-18	Call on Washington
April 27-28	Tennessee Truck Driving Championships

May 2	East TN Big Rigs for Little Kids Golf Event
May 16	Middle TN Big Rigs for Little Kids Golf Event
Sept 9-11	TTA 82 nd Annual Convention at Sandestin Beach Hilton, Destin, FL
October 25-26	TTA Annual Fall Conference at Paris Landing State Park

2012 NATMI CERTIFIED TRAINING SCHEDULE

TTA has partnered with the North American Transportation Management Institute (NATMI), the premiere professional development organization for transportation industry professionals, to offer the following training classes in 2012:

February 21-22	Safety & DOT Compliance Download Brochure
March 6	Transportation Risk Management Certification
May 23	CVSA Inspection Familiarization
June 5-6	Safety and DOT Compliance
August 14-15	Fleet Accident Investigation
October 1-5	Certified Director of Maintenance/Equipment
October 16-17	Certified Cargo Security Professional
November 12-16	Certified Safety Supervisor or Certified Director of Safety
December 11-12	Safety & DOT Compliance

Registration for all courses is available at www.natmi.org. For more information call us at 615-777-2882.

MEMBERS IN THE NEWS

UPS OFFERS 2 WAYS TO BE A WINNER!

TTA Members can save up to 28% on shipping! ENROLL TODAY and be eligible for a drawing to **Win 4 tickets to the UT Lady Vols vs. Vanderbilt Women's Basketball** game on February 9th at the Vanderbilt Memorial Gymnasium. Simple shipping! Special savings! It's that easy! **Hurry for your chance to Win 4 Tickets: UT Lady Vols/Vandy Women's Basketball Game!** Click [here](#) for full details and **enroll before February 3rd!**

Spotlight on Tennessee Trucking Companies are Hiring. Unemployment numbers are still a problem in Tennessee, but trucking companies are seeking drivers to fill trucks. This [link](#) takes you to a recent news report from a local Knoxville television station featuring former TTA Chairman Bob Pemberton.

Vigillo has released the 2011 Top Violations by State Report. As you know, enforcement of CSA varies widely from state to state. Knowing this information and conveying it to drivers is a key in the overall management of CSA scores. The **2011 Top Violations by State Report** is available for a one-time cost of \$99. You can order this report here: [Top Violations by State.](#)

Averitt named a Walmart 'Carrier of the Year'

Retailer honors transportation provider for second time in three years. Read the full [Press Release.](#)

Middle Tennessee Maintenance Council Sponsoring Techs for TSC

The Middle TN Maintenance Council will be sponsoring two techs for the Technician Skills Competition. **Names must be submitted to TTA by March 27th.**

Jon Dierberger's Middle TN Safety Management Council FMCSA Power Point Presentation Update

Click here to [download](#). This is also available on the TTA Website under the REGS tab.

CALENDAR OF EVENTS X Denotes Change in the normal meeting date, time or place!

FEBRUARY

1	East TN SMC/MC: 11:30 AM – Great West Casualty – 2030 Falling Water Rd, Knoxville
2	Infiniti Luncheon for Small Carrier Owners - Knoxville
9	West TN SMC/MC: 11:30 AM – Chow Time, Hacks Cross Road, Memphis
X 21	Southeast TN SMC/MC: 12:00 Noon – Western Sizzlin (6021 Relocation Way, Ooltewah, TN, Right beside the Bi-Lo)
21-22	NATMI - Safety & DOT Compliance
23	TTA Management Council: 11:30 am – TTA Office
27	Middle TN SMC: 6:00 PM- Hermitage House Smorgasbord on Lebanon Pike
28	Middle TN MC: 6:00 PM - Kimbo Oil
X	No Upper East TN SMC/MC Meeting

SMC: Safety Management Council

MC: Maintenance Council

MARCH

1	Upper East TN SMC/MC: 11:30 AM – Logan’s Steak House – Johnson City
1	Infiniti Luncheon for Small Carrier Owners - Chattanooga
8	West TN SMC/MC: 11:30 AM – Chow Time, Hacks Cross Road, Memphis
20	Southeast TN SMC/MC: 12:00 Noon - TBA
26	Middle TN SMC: 6:00 PM- Hermitage House Smorgasbord on Lebanon Pike
27	Middle TN MC: 6:00 PM- Hermitage House Smorgasbord on Lebanon Pike
X	No East TN SMC/MC Meeting

TTA 82ND ANNUAL CONVENTION: September 9-11, 2012 • Sandestin Resort Hilton.



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The information contained in this newsletter is in no way to be construed as recommendations by the Tennessee Trucking Association of any kind to be adopted by or binding upon any member.