



Chris Spear
President & Chief Executive Officer

September 9, 2016

The Honorable Anthony Foxx
Secretary
U.S. Department of Transportation
1200 New Jersey Avenue SE
Washington, DC 20590

Dear Secretary Foxx,

The American Trucking Associations and the undersigned State Trucking Associations request a 30-day extension to the comment period of the proposed rule titled *Federal Motor Vehicle Safety Standards; Federal Motor Carrier Safety Regulations; Parts and Accessories Necessary for Safety Operation; Speed Limiting Devices*, published in the Federal Register on September 7, 2016.¹

ATA is a united federation of motor carriers, state trucking associations, and national trucking conferences created to promote and protect the interests of the trucking industry. Directly and through its affiliated organizations, ATA encompasses over 34,000 motor carriers and suppliers of every type and class of operation in the United States, Canada, and Mexico. The rule as proposed, would have a significant impact on the whole of ATA's membership and many more industry participants.

In the nearly ten years since ATA concurrently petitioned NHTSA and FMCSA for action on this important issue, much has changed in vehicle and motor carrier safety. Many useful safety technologies have been deployed and adopted, motor carriers have endured greater scrutiny over regulatory compliance with the roll-out of the Compliance, Safety, and Accountability program, and electronic logging devices utilizing GPS technology have been mandated, to name a few. These developments, along with new state laws and speed limits, have changed the way motor carriers view and respond to safety concerns. In addition, the proposed rule's dramatic departure from ATA's initial petition in terms of tamper proofing, the lack of a retrofit requirement, and the Agencies' reluctance to specify a governed speed requires additional time for ATA and its federation partners to reengage its membership on these important issues. Attached, you will also find a letter of support for this request from one of our safety and enforcement partners, the Commercial Vehicle Safety Alliance.

¹ 81 Federal Register 173, 61942 (September 7, 2016)

The American trucking industry uses its 3.63 million Class 8 trucks to haul 70 percent of the nation's domestic freight tonnage. Its 3.5 million truck drivers logged over 169.8 billion miles in 2015.² This NPRM will have a significant impact on nearly every trucking company and a vast majority of its drivers. Careful analysis by ATA and other stakeholders is key to providing useful feedback to the Agencies. Thank you for your consideration of our request. I look forward to your response and am available should you have any questions, comments, or concerns.

Sincerely,



Chris Spear
President and CEO

Cc: Scott Darling, Administrator, Federal Motor Carrier Safety Administration;
Mark Rosekind, Administrator, National Highway Traffic Safety Administration

Alabama Trucking Association
Alaska Trucking Association
Arizona Trucking Association
Arkansas Trucking Association
California Trucking Association
Colorado Motor Carriers Association
Motor Transport Association of Connecticut
Delaware Motor Transport Association
Florida Trucking Association
Georgia Motor Trucking Association
Hawaii Transportation Association
Idaho Trucking Association
Illinois Trucking Association
Indiana Motor Truck Association
Iowa Motor Truck Association
Kansas Motor Carriers Association
Kentucky Trucking Association
Louisiana Motor Transport Association
Maine Motor Transport Association
Maryland Motor Truck Association
Michigan Trucking Association
Minnesota Trucking Association
Mississippi Trucking Association

² American Trucking Associations, *American Trucking Trends 2016*, Arlington, VA, pg V-VI

Missouri Trucking Association
Motor Carriers of Montana
Nebraska Trucking Association
Nevada Trucking Association
New Hampshire Motor Transport Association
New Jersey Motor Truck Association
New Mexico Trucking Association
North Carolina Trucking Association
North Dakota Motor Carriers Association
Trucking Association of New York
Ohio Trucking Association
Oklahoma Trucking Association
Rhode Island Trucking Association
South Carolina Trucking Association
South Dakota Trucking Association
Tennessee Trucking Association
Texas Trucking Association
Utah Trucking Association
Vermont Truck & Bus Association
Virginia Trucking Association
Washington Trucking Association
West Virginia Trucking Association
Wisconsin Motor Carriers Association
Wyoming Trucking Association

National Tank Truck Carriers
Specialized Carriers & Rigging Association
Truckload Carriers Association



Commercial Vehicle Safety Alliance

Improving uniformity in commercial motor vehicle safety and enforcement

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The Honorable Anthony Foxx
Secretary
U.S. Department of Transportation
1200 New Jersey Avenue SE
Washington, DC 20590

Dear Secretary Foxx:

The Commercial Vehicle Safety Alliance (CVSA) supports the request submitted by the American Trucking Associations (ATA) to extend by 30 days the comment period for the notice of proposed rulemaking (NPRM) titled "Federal Motor Vehicle Safety Standards; Federal Motor Carrier Safety Regulations; Parts and Accessories Necessary for Safety Operation; Speed Limiting Devices", published in the Federal Register on September 7, 2016.

Sufficient cause exists to justify an extension of the public comment period. This is a complex and significant rulemaking, for both the state enforcement agencies and the commercial motor vehicle industry. There are a number of complicated issues discussed in the NPRM and the agency seeks substantial feedback on these issues. Additional time is needed for both enforcement and industry to review the proposal and gather input from stakeholders in order to adequately address the questions posed by the agency in the NPRM. While timely implementation of the speed limiter mandate is important, it is also imperative that stakeholders have adequate time to review the proposal and provide feedback. The 60-day comment period does not provide sufficient time to develop and submit a comprehensive set of comments. For these reasons, CVSA supports ATA's request that an additional 30 days be added to the comment period.

CVSA works to closely monitor, evaluate and identify potentially unsafe transportation processes and procedures as well as to help facilitate and implement best practices for enhancing safety on our highways. Commercial motor vehicle safety continues to be a challenge and we need the involvement of all affected parties to help us better understand these issues and put into place practical solutions. We appreciate the opportunity to comment on this proposal and the agency's commitment to safety and stakeholder involvement.

If you have further questions or comments, please do not hesitate to contact me by phone at 301-830-6149 or by email at collinm@cvsa.org.

Respectfully,

A handwritten signature in black ink, appearing to read "Collin B. Mooney".

Collin B. Mooney, CAE
Executive Director