AMENDMENT TO RULES COMMITTEE

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OFFERED BY MR. GALLAGHER OF WISCONSIN

Page 994, after line 17, insert the following:

(3) INTERIM SELECTION STANDARD.—

(A) IN GENERAL.—If the Secretary has not finalized the rulemaking in paragraph (1) not later than 2 years after the date of enactment, the Secretary shall implement the interim Motor Carrier Safety Selection Standard under this section.

(B) SELECTION STANDARD.—For any applicable legal requirement with respect to a covered entity contracting with a covered motor carrier for the shipment of goods or household goods, the covered entity shall be considered reasonable and prudent in the selection of such motor carrier if the covered entity verifies, not later than the date of shipment and not earlier than 45 days before the date of shipment, that the covered motor carrier—
(i) is registered under section 13902 of title 49, United States Code, as a motor carrier or household goods motor carrier;

(ii) has at least the minimum insurance coverage required by Federal and State law; and

(iii) is not determined to be unfit to operate safely commercial motor vehicles under section 31144 of title 49, United States Code, or otherwise ordered to discontinue operations by the Federal Motor Carrier Safety Administration (including not renewing a Department of Transportation registration number) or a State, for intrastate commerce.

(C) SUNSET.—The Standard established in this paragraph shall sunset on the effective date of a regulation issued pursuant to subsection (d)(1).

(D) REVOCATION OF REGISTRATION.—Section 31144(a) of title 49, United States Code, is amended—

(i) in paragraph (3) by striking “and”;
(ii) in paragraph (4) by striking the period and inserting “; and”;

(iii) by adding at the end the following:

“(5) prescribe by regulation a process for revoking the registration of an owner or operator determined unfit to operate safely a commercial motor vehicle under this section.”.