CHARTER OF THE MOTOR CARRIER SAFETY ADVISORY COMMITTEE

1. COMMITTEE'S OFFICIAL DESIGNATION (TITLE): The committee shall be known as the Motor Carrier Safety Advisory Committee (MCSAC).

2. AUTHORITY: DOT Order 1120.3B and Section 4144 of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU), Pub. L. 109-59. This charter re-establishes the MCSAC and provides for its operations in accordance with the provisions of the Federal Advisory Committee Act (FACA), as amended, 5 U.S.C. App.

3. OBJECTIVES AND SCOPE OF ACTIVITIES: The committee will provide advice and recommendations to the Administrator of the Federal Motor Carrier Safety Administration (FMCSA) on motor carrier safety programs and motor carrier safety regulations.

4. DESCRIPTION OF DUTIES: The members of the committee shall:

   a. Attend committee meetings.
   b. Gather information as necessary to discuss issues presented by the Designated Federal Official (DFO).
   c. Deliberate on issues relevant to commercial motor vehicle safety.
   d. Provide written consensus advice to the FMCSA.

5. AGENCY/OFFICIAL TO WHOM THE COMMITTEE REPORTS: The committee shall report to the FMCSA Administrator.

6. SUPPORT: The Administrator shall provide support staff for the committee. On request of the committee, the Administrator shall provide information, administrative services, and supplies that the Administrator considers necessary for the committee to carry out its duties. The FMCSA's Strategic Planning and Program Evaluation Division shall furnish support services for the operation of the committee.

7. ESTIMATED ANNUAL OPERATING COSTS AND STAFF YEARS: The annual operating costs associated with the committee's functions are estimated to be $150,000 including all direct and indirect expenses. The Agency estimates that .25 part-time equivalent positions will be required to support the committee.

8. DESIGNATED FEDERAL OFFICER AND SPONSOR: The Designated Federal Official (DFO) for the committee and its subcommittees is FMCSA's Associate Administrator for Policy or his or her designee. The DFO shall designate an independent facilitator for advisory committee meetings. The committee sponsor is FMCSA's Director for the Office of Policy, Plans, and Regulation, or his or her designee.

9. ESTIMATED NUMBER AND FREQUENCY OF MEETINGS: The DFO anticipates calling committee meetings approximately four times each year. The agenda for all

meetings shall be set by the DFO. Meetings shall be open to the general public, except as provided under FACA. Notice of each meeting shall be published in the Federal Register at least 15 calendar days prior to the date of the meeting. Notice shall include the meeting agenda. The DFO or his or her designee shall attend and preside at each meeting. The DFO or his or her designee shall adjourn any meeting when determined to be in the public interest. Detailed minutes of each meeting shall be certified by the DFO or his or her designee and maintained by the sponsor. The minutes, as certified, shall be available for public inspection and copying in the office of the sponsor.

10. DURATION: The committee shall exist for 2 years, unless renewed prior to its expiration.

11. TERMINATION: Pursuant to Section 4144 of SAFETEA-LU, the committee shall be effective on the filing date of this charter. This charter shall terminate 2 years after its effective date unless renewed in accordance with FACA and other applicable requirements.

12. MEMBERSHIP AND DESIGNATION: The committee shall be composed of approximately 20 members (special government employees and/or representatives) appointed by the Administrator for up to 2-year terms. Members serve at the pleasure of the Administrator, subject to their stated terms. Members may be reappointed to one or more consecutive terms. Members will be selected from among individuals who are not employees of FMCSA and who are specially qualified to serve on the committee based on their education, training, or experience. The members shall include representatives of the motor carrier industry, safety advocates, and safety enforcement officials. Representatives of a single enumerated interest group may not constitute a majority of the committee. Members may continue to serve until their replacements have been appointed. The Administrator shall designate a chairman from among members of the committee.

13. SUBCOMMITTEES: The FMCSA has the authority to create subcommittees. Subcommittees must report back to the MCSAC and must not provide advice or work products directly to FMCSA.

14. RECORDKEEPING: The records of the committee, formally and informally established subcommittees, or other subgroups of the committee, shall be handled in accordance with General Records Schedule 26, Item 2 or other approved agency records disposition schedule. These records shall be available for public inspection and copying, subject to the Freedom of Information Act, 5 U.S.C. 552.

15. COMPENSATION FOR MEMBERS: Committee members are not officers or employees of the Federal Government and shall serve without pay; except that the Administrator may allow a member, when attending meetings of the committee or a subcommittee, reimbursement of expenses authorized under Section 5703 of Title 5, United States Code, and the Federal Travel Regulation, 41 C.F.R. Part 301, relating to per diem, travel, and transportation. All travel by individual members when engaged in

official committee business shall be approved in advance by the DFO, and arranged and funded by the sponsor.

16. FILING DATE: The filing date of this charter is November 19, 2010, which constitutes the committee's re-establishment and charter's effective date.