



**Safety Policy Committee Meeting Agenda**

**Thursday, January 21, 2021 | 2:30– 3:30pm**

- I. Call meeting to order, roll call for committee members, and self-introductions
- II. Read CTA's Mission Statement
- III. Meeting Guidelines
  - All anti-trust guidelines must be followed.
  - No action will be taken on any item not on the agenda.
  - CTA members may attend any committee or conference meeting but only committee or conference members have the authority to vote.
- IV. Approval of November 3, 2020 Meeting Report **(pgs. 2-3)**
- V. Autonomous Truck Update/Presentation - Embark
- VI. CTA Litigation Update
  - AB 5
  - CTA vs. DLSE
- VII. COVID-19 Vaccine Distribution
- VIII. Safety Policy Legislation
- IX. Intrastate HOS Adoption Timeline
- X. Adjourn

**MEETING REPORT OF THE SAFETY COMMITTEE  
CALIFORNIA TRUCKING ASSOCIATION  
November 3, 2020  
Webinar**



CHAIRMAN: Colby Bell  
VICE CHAIRMAN: Tim Pollock  
STAFF: Eric Sauer, Sr. Vice President of Government Affairs

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**Approval of June 2020 Meeting Report**

A motion to approve the June 2020 was made and seconded.

**HOS Implementation**

CTA staff reviewed the recent federal HOS changes that became effective September 29, 2020 for interstate drivers. The four major changes include changes the short-haul exemption, the 30-minute break, sleeper-berth and adverse driving conditions. These changes would need to be formally adopted through rulemaking by the CHP before they would be effective for California intrastate drivers. California has up to three years to adopt the new rules.

**AB 5 Litigation Update and Update on the CTA v. DLSE Lawsuit**

CTA staff provided an update on the AB 5 litigation. In September, CTA had oral arguments before the 9<sup>th</sup> Circuit Court of Appeals to decide whether the injunction preventing the State from enforcing AB 5 against motor carriers will remain in effect for the duration of the lawsuit. CTA is still awaiting a ruling on the matter. Following a decision on the injunction, the lawsuit will continue in District Court, where the Court will decide whether the F4A preempts the State from regulating rates, routes and services by enforcing AB 5 in the trucking industry. CTA's lawsuit against the DLSE is ongoing.

**Legislative Update**

CTA staff reviewed the COVID-19 related bills relevant to the Committee: AB 685 (COVID-19 employee notifications), SB 1159 (COVID-19 workers' compensation coverage), AB 1867/SB 822 (paid sick leave), SB 1383 (paid family leave), SB 1577 (income tax exemption for funds from the CARES Act), and SB 275 (PPE stockpile for essential workers).

CTA staff reminded the Committee that the Cal/OSHA standards board is voting at their November 19 hearing on an emergency rule for COVID-19 protections for the workplace. While draft language has not yet been released, CTA is participating in a coalition with the CalChamber to provide comments to the Board based on the direction we suspect they are moving with the rule. CTA has a COVID-19 Workplace Safety Guide and Training Manual available to help members comply with the Cal/OSHA rule. CTA is also developing a guidance document to help members comply with the employee notification requirements of AB 685 and the workers' compensation coverage requirements of SB 1159. The document will be distributed to membership once finalized.

**California Transportation Permit Advisory Council Update**

CTA participates in CTPAC with CTA heavy haul members, Caltrans, CHP, and other extra-legal transportation stakeholders. Collectively through the CTPAC process the group has made many major changes and processes to Caltrans' Transportation Permit Program. The group is working on a Virtual Inspection Policy, which converts the vehicle inspection procedures from field inspection to virtual inspection (remote inspection). The new policy should be in place by 2021. The CTPAC is also working with Caltrans to automate the transportation permit process for a more efficient movement of extra-legal freight.

### **Safety Council Update**

CTA staff and Safety Council Chairs discussed recent virtual Safety Council meetings and the improved attendance resulting from the virtual platform. CTA will continue to hold virtual Safety Council meetings.

### **Committee Members in Attendance:**

**Richard Bartolic  
Colby Bell (Chair)  
Hillary Booth  
Lynnette Brown  
Randall Clifford  
Bill Day  
Greg Dubuque  
Ron Faulkner**

**Jay Johnson  
Bob Massman  
Chris McNatt  
Tom Mueller  
Jose Ortega  
Tim Pollock (Vice Chair)  
Judy Trainor-Jenkins**

**Bud Wallace  
Sarah Wellman**