

**T-220252 – Motor Carrier Safety Rulemaking
Interested Persons Comments Regarding Draft Rules – June 2023**

	Topic	Commenter	Comment	UTC Staff Response
1.	Solid waste and WAC 480-70	Washington Refuse and Recycling Association (WRRRA)	The UTC’s rules in WAC 480-70-201 specifically authorize 18-year-old intrastate drivers in the section adopting 49 C.F.R. 391, the WSP’s rules are written more broadly. The WSP rule, WAC 446-65-010, adopts the entirety of 49 C.F.R. Part 350 and Part 391, with the caveat that “49 C.F.R. 391 subpart D (Tests), and E (Physical Qualifications and Examinations) do not apply to motor carriers operating vehicles with gross vehicle weight rating between 10,001 lbs. and 26,000 lbs. operating intrastate...” Included within 49 C.F.R § 350.305, adopted by the WSP rule, are the variances allowed for state laws (including 18-year-old intrastate commercial vehicle drivers). While not explicit like the UTC rule, and possibly open to some interpretation, we do not view the rules as incompatible.	Commission staff is not making changes to the rules that will hinder or prohibit solid waste collection companies from using 18 year old intrastate drivers.
2.	Household Goods and WAC 480-15	Washington Movers Conference (WMC)	The Washington Movers Conference concurs with UTC staff recommended changes to WAC 480-15, related to insurance and safety regulations governing the operation of intrastate household goods carriers, Docket TV-220252.	Not Applicable.
3.	Solid waste and WAC 480-70	Washington Refuse and Recycling Association (WRRRA)	The Washington Refuse and Recycling Association (WRRRA) represents the private sector solid waste and real recycling industry in Washington– from curbside collection services to our state-of-the-art recycling facilities, composting operations, and landfills. WRRRA represents most regulated solid waste collection companies in Washington State. As such, it has taken part in virtually every Washington Utilities & Transportation Commission rulemaking, workshop, hearing, and other proceeding regarding solid waste since the inception of solid waste regulation in 1961. WRRRA member companies and the solid waste industry serve a vital role in our state’s public health, safety, and environmental protection. WRRRA shares the goal of ensuring the Commission’s safety rules are sufficient. WRRRA member’s most valuable assets are the excellent employees that ensure continuity of essential public health services every day.	Commission staff worked with WRRRA on this comment and the parties determined that including the word “or” creates an administrative workload for commission staff and ultimately isn’t necessary. WRRRA was simply offering a suggestion to increase clarity specific to the solid waste collection industry while staff

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		<p>We would like to extend our thanks to Staff for the work on this proposed rule and for hosting a workshop to further dialogue on these important issues. Overall WRRRA supports the work of Commission Staff in this rulemaking process. With the current shortage of CDL drivers across the nation, many transportation service providers have had difficulty finding qualified drivers. WRRRA appreciates any work by Commission staff that further enables regulated solid waste collection companies to hire qualified drivers, such as the proposed new section, WAC 480-70-203. Our understanding is that the rule language is drawn from an existing rule for passenger transportation companies, WAC 480-70-203 and we understand Staff’s goal to keep rule language consistent. It may be helpful to include the word “or” after section 1(b)(2) and 2(c)(i) as the following sections reference vehicle seating capacity not directly related to the majority of vehicles operated by the solid waste industry. WRRRA has also supported proposals before the legislature to address the ongoing CDL driver shortage as well, such as HB 1058 / SB 5251 relating to Commercial driver licensing procedures.</p>	<p>is supportive of consistency between industries.</p>
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