



## **TENNESSEE**

### ***Commercial Vehicle Safety Plan***

### **Federal Motor Carrier Safety Administration's Motor Carrier Safety Assistance Program**

**Fiscal Years 2019 - 2021  
Annual Update FY 2021**

**Date of Approval: June 22, 2021**

**FINAL CVSP**



**U.S. Department of Transportation  
Federal Motor Carrier Safety Administration**

## Part 1 - MCSAP Overview

### Part 1 Section 1 - Introduction

The Motor Carrier Safety Assistance Program (MCSAP) is a Federal grant program that provides financial assistance to States to help reduce the number and severity of accidents and hazardous materials incidents involving commercial motor vehicles (CMV). The goal of the MCSAP is to reduce CMV-involved accidents, fatalities, and injuries through consistent, uniform, and effective CMV safety programs.

A State lead MCSAP agency, as designated by its Governor, is eligible to apply for grant funding by submitting a commercial vehicle safety plan (CVSP), in accordance with the provisions of [49 CFR 350.209, 350.211 and 350.213](#). The lead agency must submit the State's CVSP to the FMCSA Division Administrator on or before the due date each year. For a State to receive funding, the CVSP needs to be complete and include all required documents. Currently, the State must submit a performance-based plan or annual update each year to receive MCSAP funds.

The online CVSP tool (eCVSP) outlines the State's CMV safety objectives, strategies, activities and performance measures and is organized into the following five parts:

- Part 1: MCSAP Overview (FY 2019 - 2021)
- Part 2: Crash Reduction and National Program Elements (FY 2019 - 2021)
- Part 3: National Emphasis Areas and State Specific Objectives (FY 2019 - 2021)
- Part 4: Financial Information (FY 2021)
- Part 5: Certifications and Documents (FY 2021)

You will find that each of the five eCVSP parts listed above contains different subsections. Each subsection category will provide you with detailed explanation and instruction on what to do for completing the necessary tables and narratives.

The MCSAP program includes the eCVSP tool to assist States in developing and monitoring their grant applications. The eCVSP provides ease of use and promotes a uniform, consistent process for all States to complete and submit their plans. States and territories will use the eCVSP to complete the CVSP and to submit a 3-year plan or an Annual Update to a 3-year plan. As used within the eCVSP, the term 'State' means all the States, the District of Columbia, the Commonwealth of Puerto Rico, the Commonwealth of the Northern Mariana Islands, American Samoa, Guam, and the Virgin Islands.

#### REMINDERS FOR FY 2021:

**Multi-Year plans**—All States will be utilizing the multi-year CVSP format. This means that objectives, projected goals, and activities in the plan will cover a full three-year period. The financial information and certifications will be updated each fiscal year.

**Annual Updates for Multi-Year plans**—States in Year 2 or Year 3 of a multi-year plan will be providing an Annual Update only. States will review the project plan submitted the previous year and indicate any updates for the upcoming fiscal year by answering the "Yes/No" question provided in each Section of Parts 1-3.

- If Yes is indicated selected, the information provided for Year 1 will be editable and State users can make any necessary changes to their project plan. (Note: Trend Analysis information that supports your current activities is not editable.) Answer carefully as there is only one opportunity to select "Yes" before the question is locked.
- If "No" is selected, then no information in this section will be editable and the user should move forward to the next section.

All multi-year and annual update plans have been pre-populated with data and information from their FY 2020 plans. States must carefully review and update this information to reflect FY 2021 activities prior to submission to FMCSA. The financial information and certifications will be updated each fiscal year.

- Any information that is added should detail major programmatic changes. Do not include minor modifications that reflect normal business operations (e.g., personnel changes).
- Add any updates to the narrative areas and indicate changes by preceding it with a heading (e.g., FY 2021 update). Include descriptions of the changes to your program, including how data tables were modified.

**Personally Identifiable Information - PII** is information which, on its own or matched with other data, would permit identification of an individual. Examples of PII include: name, home address, social security number, driver's license number or State-issued identification number, date and/or place of birth, mother's maiden name, financial, medical, or educational records, non-work telephone numbers, criminal or employment history, etc. PII, if disclosed to or altered by unauthorized

individuals, could adversely affect the Agency's mission, personnel, or assets or expose an individual whose information is released to harm, such as identity theft.

States are reminded **not** to include any PII in their CVSP. The final CVSP approved by FMCSA is required to be posted to a public FMCSA website.

## Part 1 Section 2 - Mission/Goal Statement

Please review the description of your State's lead CMV agency's goals or mission. Are there changes that need to be made for the upcoming fiscal year? Before selecting "yes," make sure there are changes to be made as once selected, this answer cannot be changed.

- ☐ Yes, the information in this section must be updated for this upcoming fiscal year. I understand that I must click "Save" to save any changes.
- ☐ No, the information in this section remains valid for the upcoming fiscal year and no updates are necessary.

### Instructions:

*Briefly describe the mission or goal of the lead State commercial motor vehicle safety agency responsible for administering this Commercial Vehicle Safety Plan (CVSP) throughout the State.*

**NOTE:** Please do not include information on any other FMCSA grant activities or expenses in the CVSP.

The Tennessee Highway Patrol of the Tennessee Department of Safety and Homeland Security is the sole agency in the State of Tennessee responsible for enforcing laws related to size, weight, and safety regulations for commercial motor vehicles. The Tennessee Highway Patrol is the State's lead agency for the Motor Carrier Safety Assistance Program and does not fund any sub-grantees.

The Tennessee Department of Safety and Homeland Security's mission is to serve, secure, and protect the people of Tennessee. The Department's vision is to be a national leader in best practices that enhance public safety and customer service. The Commercial Vehicle Enforcement Administration Unit of the Tennessee Highway Patrol is responsible for the Department's mission with respect to commercial motor vehicles. Tennessee carries out this mission through traffic enforcement, education, and the implementation of special initiatives targeting Commercial Motor Vehicle safety. These activities include:

- Enforcement of motor vehicle and criminal laws focusing on commercial motor vehicles
- Regulation of commercial motor vehicles and motor carriers per Title 49 CFR
- Public Education and Awareness
- Driver/vehicle inspections
- Carrier Investigations and New Entrant Safety Audits
- Data Collection
- Crash Investigations

**There are no updates needed for FY 2021. Yes was selected in error.**

### Part 1 Section 3 - MCSAP Structure Explanation

Please review your State's CMV enforcement program description. You must answer the questions about your grant activities. You must select "yes" to make changes.

- ☐ Yes, the information in this section must be updated for this upcoming fiscal year. I understand that I must click "Save" to save any changes.
- ☐ No, the information in this section remains valid for the upcoming fiscal year and no updates are necessary.

#### Instructions:

*Briefly describe the State's commercial motor vehicle (CMV) enforcement program funded by the MCSAP grant.*

**NOTE:** Please do not include activities or expenses associated with any other FMCSA grant program.

According to the Tennessee Code Annotated (TCA) Title 65 Chapter 15, the Tennessee Highway Patrol is the sole and lead agency in the State of Tennessee responsible for enforcing laws related to size, weight, and safety regulations for commercial motor vehicles and the Federal Motor Carrier Safety Assistance Program, and it does not fund any sub-grantees. The Tennessee Highway Patrol uses various regulatory, enforcement, and educational strategies to achieve its mission. Tennessee has troopers certified to conduct all levels of the North American Standard inspections, including passenger carriers, cargo tanks, and hazardous materials. The Tennessee Highway Patrol, in partnership with the Federal Motor Carrier Safety Administration conducts commercial motor vehicle targeted enforcement and public education and awareness programs geared toward both the industry and the general public to increase awareness of commercial motor vehicle safety issues and the operation of passenger vehicles around commercial motor vehicles.

There are eight Tennessee Highway Patrol Districts within the state. Each district is commanded by a District Captain. All districts are under the command of the Tennessee Highway Patrol Administrative Office located in Nashville, Tennessee. The command staff consists of Majors, Lieutenant Colonels, and a Colonel. Within the state there are eight commercial vehicle weigh station facilities. Each of the fixed facilities is under the command of a Lieutenant who reports to the Captain of that district. All of the Agency's commercial motor vehicle activities are coordinated by the Commercial Vehicle Enforcement Administration Unit. Within the Commercial Vehicle Enforcement Administration Unit is a Lieutenant who coordinates passenger transportation safety and a Sergeant who coordinates hazardous materials and new entrant activities. There are also two Sergeants who handle the following duties which include, but are not limited to coordination of commissioned and industry education, interpretation of regulations for drivers, motor carriers and field personnel. All three Sergeants report to the Commercial Vehicle Enforcement Lieutenant who oversees all CVE grant and enforcement programs and he reports directly to the CVE and Special Program's Captain. The Captain then reports to the Major and Lt. Colonel of the Highway Patrol Command Staff.

Along with the CVE commissioned personnel, there are several administrative support personnel who include an Administrative Secretary, an Accounting technician, a Grants manager and a Statistical analyst. There are also eight Troopers, and one Administrative Assistant who make up the Tennessee New Entrant Program.

**FY 2021 update:** As of May 2020, the Tennessee Highway Patrol had 54 troopers assigned to the fixed inspection facilities and 675 in patrol and/or administrative positions. All troopers below the rank of Captain are, at a minimum, Level III certified. Troopers in specialized CVE positions are required to maintain higher levels of certification. Troopers assigned to the road and administrative positions are required to complete a minimum number of North American Standard inspections each year in addition to their regular duties. The primary responsibilities of troopers assigned to the fixed facilities are commercial vehicle inspections and other commercial motor vehicles related enforcement.

All new troopers are required to pass the North American Standard Part A, and within six months of completing training they must complete 32 North American Standard Level III inspections with a Certified Field Training Officer. Select troopers receive additional training in HAZMAT, Level VI (Radioactive Materials & Transuranics), North American Standard Part B, cargo tank, and passenger carrier, which allows them to gain certification in these specialized areas. The table below shows the number of certified Troopers at the end of May 2020.

CY 2019 Certified Inspectors	
Type of Certification	Count
NAS Level I	369
NAS Level III	360
HAZMAT	125
NAS Level VI	15
Cargo Tank	80
Motor Coach/Passenger	25
Compliance Review	3
Safety Audit	9

Source: TDOSHS, TITAN Division, SafetyNet Database, May 29, 2020

The State of Tennessee currently has 729 troopers trained on commercial vehicle inspections. With the exception of CVE Administrative Personnel, all of these troopers work MCSAP activities on a part-time basis. Because of this large number, a methodology has been developed to calculate the amount of salary which is paid from MCSAP. The calculation determines the percentage of Tennessee Highway Patrol activity in hours that is payable via Motor Carrier Safety Assistance Program. The amount of grant overtime commercial vehicle hours that is reported in the Tennessee Integrated Traffic Analysis Network (TITAN) trooper activity system is subtracted from the total commercial vehicle activity hours to equal the amount of MCSAP payable commercial vehicle hours. The total hours eligible for MCSAP funding are calculated by subtracting the total hours of activity performed on grant overtime from the total hours of activity in the (TITAN). The formula is as follows:

*Total Activity Hours minus Grant Overtime Activity Hours = MCSAP Eligible Hours*

*Total CV Activity Hours minus Grant Overtime CV Hours = MCSAP Payable CV Hours*

*MCSAP Payable CV Hours divided by MCSAP Eligible Hours \* 100 = % of MCSAP Eligible Hours Dedicated to CV Activity*

- 1) *Total Activity Hours - The sum of all hours of activity reported by the troopers when entering their activity into the (TITAN).*
- 2) *Total CV Activity Hours - The sum of all hours designated as commercial vehicle activity by the Troopers when entering their activity into the TITAN Trooper Activity System.*
- 3) *Grant Overtime Activity Hours - The sum of all hours designated as grant funded activity by the Troopers when entering their activity into the TITAN Trooper Activity System.*
- 4) *Grant Overtime CV Hours - The sum of all hours designated as grant funded commercial vehicle activity by the Troopers when entering their activity into the TITAN Trooper Activity System.*
- 5) *MCSAP Payable CV Hours - This is the total amount of hours to be counted toward Commercial Vehicle activity after the time dedicated to commercial vehicle grant overtime is subtracted.*
- 6) *MCSAP Eligible Hours - The number of hours remaining after Grant Overtime Activity Hours are removed from Total Activity Hours.*

There are also four full-time MCSAP employees, six part time MCSAP employees, and nine part-time New Entrant employees .

The State of Tennessee has identified the Tennessee Highway Patrol as the lead agency for commercial vehicle enforcement. In order to meet the requirements of 49 CFR part 350, several activities are conducted on a regular basis.

The State of Tennessee, Highway Patrol executes the following activities to meet the requirements of 49 CFR part 350.213(b):

- Activities aimed at removing impaired CMV drivers from the highways through adequate enforcement of restrictions on the use of alcohol and controlled substances
- Provide basic training for roadside officers and inspectors to detect drivers impaired by alcohol or controlled substances

- Breath testers are available to troopers either at fixed inspection facilities or at local sheriff's offices and police departments
- Criminal interdiction activities, in conjunction with an appropriate CMV inspection, including human trafficking and activities affecting the transportation of controlled substances by an occupant of a CMV, and training on appropriate strategies for carrying out those interdiction activities.
- Provide training for roadside officers and inspectors to detect indicators of controlled substance trafficking
- Engage in drug interdiction activities in conjunction with inspections including interdiction activities that affect the transportation of controlled substances.
- Activities to enforce federal registration (operating authority) requirements under 49 U.S.C. 13902, 49 CFR Part 365, 49 CFR Part 368, and 49 CFR 392.9a by prohibiting the operation of (i.e., placing out of service) any vehicle discovered to be operating without the required operating authority or beyond the scope of the motor carrier's operating authority.
- Activities to enforce the financial responsibility requirements under 49 U.S.C. 13906, 31138, 31139, and 49 CFR Part 387

All troopers receive training to detect drivers under the influence. In accordance with National Highway Transportation Safety Administration (NHTSA) standards, all troopers are trained in Standardized Field Sobriety Testing (SFST). They also participate in the Advanced Roadside Impaired Driving Enforcement (ARIDE) program which is sponsored by the Governor's Highway Safety Office (GHSO).

Breath testers are available to troopers either at fixed inspection facilities or at local sheriff's offices and police departments

All troopers receive training to detect drivers who are impaired by drugs.

K-9 units are available upon request for any trooper that may have suspicion of possession of illegal substances during an inspection.

Due to the very nature of their size and mobility, the Tennessee Department of Safety and Homeland Security recognizes the possibility that commercial vehicles may be used in the interstate transportation of significant amounts of controlled substances. The possibility that a driver of a large commercial vehicle is operating while impaired by controlled substances or alcohol poses a great safety hazard to the motoring public and the citizens of Tennessee. As set out in 49 CFR 350.201(q)(3) as a requirement for the basic Motor Carrier Safety Assistance Program funding, troopers will be assigned to patrol interstates and state routes, identified as "drug corridors", by statistical information. Emphasis is placed on the following:

1. Interstates that connect source cities to destination areas
2. Areas of increased drug activity including highways with increased drug seizure activity
3. Areas adjacent to inspection stations that are known as "by-pass" routes

Tennessee utilizes the Drug Interdiction and Criminal Enforcement (DICE) overtime activity which is directed for commercial motor vehicles and passenger vehicles traveling around commercial motor vehicles.

Another core activity performed by the Tennessee Highway Patrol (THP) is the verification of operating authority/insurance on each carrier inspected via ASPEN, CVIEW or the FMCSA Portal. This is written in General Order 900, Section III, D, 11.

The THP has adopted the Commercial Vehicle Safety Alliance (CVSA) out-of-service criteria in our rules and regulations via state governing rules.

Troopers in each district are trained annually during the state's commercial motor vehicle in-service to check operating authority.

Trooper compliance to operating-authority enforcement is managed via review of the PRISM report and those who fail to identify an out-of-service carrier are required to submit a corrective action memo to the Commercial Vehicle

Administrative Lieutenant and possibly attend remedial training.



**Part 1 Section 4 - MCSAP Structure**

Please review your State's MCSAP structure information. Are there changes that need to be made for the upcoming fiscal year? Before selecting "yes," make sure there are changes to be made as once selected, this answer cannot be changed.

- ☐ Yes, the information in this section must be updated for this upcoming fiscal year. I understand that I must click "Save" to save any changes.
- ☐ No, the information in this section remains valid for the upcoming fiscal year and no updates are necessary.

**Instructions:**

Complete the following tables for the MCSAP lead agency, each subrecipient and non-funded agency conducting eligible CMV safety activities.

The tables below show the total number of personnel participating in MCSAP activities, including full time and part time personnel. This is the total number of non-duplicated individuals involved in all MCSAP activities within the CVSP. (The agency and subrecipient names entered in these tables will be used in the National Program Elements—Roadside Inspections area.)

The national program elements sub-categories represent the number of personnel involved in that specific area of enforcement. FMCSA recognizes that some staff may be involved in more than one area of activity.

Lead Agency Information	
Agency Name:	TENNESSEE HIGHWAY PATROL
Enter total number of personnel participating in MCSAP activities	729
<b>National Program Elements</b>	<b>Enter # personnel below</b>
Driver and Vehicle Inspections	729
Traffic Enforcement Activities	729
Investigations*	4
Public Education and Awareness	16
Data Collection and Reporting	729
* Formerly Compliance Reviews and Includes New Entrant Safety Audits	

Subrecipient Information	
Agency Name:	TENNESSEE DOES NOT HAVE ANY SUBRECIPIENTS
Enter total number of personnel participating in MCSAP activities	0
<b>National Program Elements</b>	<b>Enter # personnel below</b>
Driver and Vehicle Inspections	0
Traffic Enforcement Activities	0
Investigations*	0
Public Education and Awareness	0
Data Collection and Reporting	0
* Formerly Compliance Reviews and Includes New Entrant Safety Audits	

Non-funded Agency Information	
Total number of agencies:	0
Total # of MCSAP Participating Personnel:	0

## Part 2 - Crash Reduction and National Program Elements

### Part 2 Section 1 - Overview

*Part 2 allows the State to provide past performance trend analysis and specific goals for FY 2019 - 2021 in the areas of crash reduction, roadside inspections, traffic enforcement, audits and investigations, safety technology and data quality, and public education and outreach.*

*In past years, the program effectiveness summary trend analysis and performance goals were separate areas in the CVSP. Beginning in FY 2017, these areas have been merged and categorized by the National Program Elements as described in [49 CFR 350.109](#). This change is intended to streamline and incorporate this information into one single area of the CVSP based upon activity type.*

**Note:** *For CVSP planning purposes, the State can access detailed counts of its core MCSAP performance measures. Such measures include roadside inspections, traffic enforcement activity, investigation/review activity, and data quality by quarter for the current and past two fiscal years using the State Quarterly Report and CVSP Data Dashboard, and/or the CVSP Toolkit on the A&I Online website. The Data Dashboard is also a resource designed to assist the State with preparing their MCSAP-related quarterly reports and is located at: <http://ai.fmcsa.dot.gov/StatePrograms/Home.aspx>. A user id and password are required to access this system.*

*In addition, States can utilize other data sources available on the A&I Online website as well as internal State data sources. It is important to reference the data source used in developing problem statements, baselines and performance goals/objectives.*

## Part 2 Section 2 - CMV Crash Reduction

Please review the description of your State's crash reduction problem statement, goals, program activities and monitoring. Are there changes that need to be made for the upcoming fiscal year? Before selecting "yes," make sure there are changes to be made as once selected, this answer cannot be changed.

- ☐ Yes, the information in this section must be updated for this upcoming fiscal year. I understand that I must click "Save" to save any changes.
- ☐ No, the information in this section remains valid for the upcoming fiscal year and no updates are necessary.

The primary mission of the Federal Motor Carrier Safety Administration (FMCSA) is to reduce crashes, injuries and fatalities involving large trucks and buses. MCSAP partners also share the goal of reducing commercial motor vehicle (CMV) related crashes.

### Trend Analysis for 2013 - 2017

#### Instructions for all tables in this section:

Complete the tables below to document the State's past performance trend analysis over the past five measurement periods. All columns in the table must be completed.

- Insert the beginning and ending dates of the five most recent State measurement periods used in the Measurement Period column. The measurement period can be calendar year, Federal fiscal year, State fiscal year, or any consistent 12-month period for available data.
- In the Fatalities column, enter the total number of fatalities resulting from crashes involving CMVs in the State during each measurement period.
- The Goal and Outcome columns allow the State to show its CVSP goal and the actual outcome for each measurement period. The goal and outcome must be expressed in the same format and measurement type (e.g., number, percentage, etc.).
  - In the Goal column, enter the goal from the corresponding CVSP for the measurement period.
  - In the Outcome column, enter the actual outcome for the measurement period based upon the goal that was set.
- Include the data source and capture date in the narrative box provided below the tables.
- If challenges were experienced while working toward the goals, provide a brief narrative including details of how the State adjusted the program and if the modifications were successful.

### ALL CMV CRASHES

Select the State's method of measuring the crash reduction goal as expressed in the corresponding CVSP by using the drop-down box options: (e.g. large truck fatal crashes per 100M VMT, actual number of fatal crashes, actual number of fatalities, or other). Other can include injury only or property damage crashes.

**Goal measurement as defined by your State:** Other

**If you select 'Other' as the goal measurement, explain the measurement used in the text box provided:**

Large Truck Fatalities per 100 Million TN VMT

Measurement Period (Include 5 Periods)		Fatalities	Goal	Outcome
Begin Date	End Date			
01/01/2017	12/31/2017	115	0.15	0.1440
01/01/2016	12/31/2016	111	0.1430	0.14
01/01/2015	12/31/2015	119	0.1430	0.1550
01/01/2014	12/31/2014	113	0.1140	0.15
01/01/2013	12/31/2013	119	0.1140	0.1630

**MOTORCOACH/PASSENGER CARRIER CRASHES**

Select the State's method of measuring the crash reduction goal as expressed in the corresponding CVSP by using the drop-down box options: (e.g. large truck fatal crashes per 100M VMT, actual number of fatal crashes, actual number of fatalities, other, or N/A).

**Goal measurement as defined by your State:** Other

**If you select 'Other' or 'N/A' as the goal measurement, explain the measurement used in the text box provided:**

Large Truck Fatal Crashes per 100M TN VMT

Measurement Period (Include 5 Periods)		Fatalities	Goal	Outcome
Begin Date	End Date			
01/01/2017	12/31/2017	1	0	0.0010
01/01/2016	12/31/2016	0	0	0
01/01/2015	12/31/2015	3	0	0.0040
01/01/2014	12/31/2014	2	0	0.0030
01/01/2013	12/31/2013	9	0	0.0120

## Hazardous Materials (HM) CRASH INVOLVING HM RELEASE/SPILL

Hazardous material is anything that is listed in the hazardous materials table or that meets the definition of any of the hazard classes as specified by Federal law. The Secretary of Transportation has determined that hazardous materials are those materials capable of posing an unreasonable risk to health, safety, and property when transported in commerce. The term hazardous material includes hazardous substances, hazardous wastes, marine pollutants, elevated temperature materials, and all other materials listed in the hazardous materials table.

For the purposes of the table below, HM crashes involve a release/spill of HM that is part of the manifested load. (This does not include fuel spilled from ruptured CMV fuel tanks as a result of the crash).

Select the State's method of measuring the crash reduction goal as expressed in the corresponding CVSP by using the drop-down box options: (e.g., large truck fatal crashes per 100M VMT, actual number of fatal crashes, actual number of fatalities, other, or N/A).

**Goal measurement as defined by your State:** Other

**If you select 'Other' or 'N/A' as the goal measurement, explain the measurement used in the text box provided:**

Large Truck Fatal Crashes per 100M TN VMT

Measurement Period (Include 5 Periods)		Fatalities	Goal	Outcome
Begin Date	End Date			
01/01/2017	12/31/2017	1		0.0010
01/01/2016	12/31/2016	2		0.0030
01/01/2015	12/31/2015	0		0
01/01/2014	12/31/2014	2		0.0030
01/01/2013	12/31/2013	1		0.0010

**Enter the data sources and capture dates of the data listed in each of the tables above.**

Large Truck Crash Fatalities: Source; Tennessee Department of Safety and Homeland Security, TITAN Division - FARS Database 6/14/18 Baseline data is from 2013 as seen above. Motorcoach/Passenger carrier crash Fatalities: Source; Tennessee Department of Safety and Homeland Security, TITAN Division - SafetyNet Database 6/14/18 Baseline data is from 2013 as seen above. Hazardous Material (HM) Crash fatalities involving HM release/spill: Source; Tennessee Department of Safety and Homeland Security, TITAN Division - SafetyNet 6/14/18 Baseline data is from 2013 as seen in chart above.

**Narrative: Describe any difficulties achieving the goal, problems encountered, obstacles overcome, lessons learned, etc.**

The following shows the TN CMV fatalities, goal, and outcome for the first quarter of CY 2018.

2018 # of CMV related fatalities	62
2018 goal for rate of CMV fatalities per 100 million TN VMT	0.150
2018 actual rate of CMV fatalities per 100 TN VMT	0.145

Source is TDOSHS, TITAN Division - FARS Database, 7/18/18

The following shows the TN Motorcoach/passenger carrier fatalities, goal, and outcome for first quarter of CY 2018

2018 # of Motorcoach/passenger carrier related fatalities	2
2018 goal for rate of Motorcoach/passenger carrier related fatalities	(No goal set due to small #)
2018 actual rate of Motorcoach/passenger carrier related fatalities	0.000

This rate is again for fatalities per 100 million TN VMT.

Source: TDOSHS, TITAN Division - SafetyNet Database 4/18/18

The following shows the TN Hazardous Material (HM) Crash fatalities for first quarter of CY 2017

2018 # of Hazmat related fatalities	3
2018 goal for rate of Hazmat related fatalities per 100 million TN VMT	(No goal set due to small #)
2018 actual rate of Hazmat related fatalities	0.014

This rate is again for fatalities per 100 million TN VMT

Source: TDOSHS, TITAN Division - SafetyNet Database 4/18/18

**CMV FATAL CRASH REDUCTION:**

The Tennessee Department of Safety and Homeland Security continues to maintain low rates of commercial motor vehicle related traffic incidents over the past 5 years. The traffic fatality rate involving large trucks lowered from 0.163 in CY 2013 to 0.15 in CY 2014. Between CY 2015 and CY 2016, there was another dramatic decrease in the rate of CMV related fatalities from 0.155 to 0.14 and TN again, met its goal of less than a rate of 0.143 in CY 2017. The goal set for the eCVSP for FY 2018 is to be below a rate of 0.150 large truck fatalities per 100 M TN VMT. The fatality rate in Tennessee for of CY 2018 is currently 0.145.

**MOTORCOACH/PASSENGER CARRIER FATALITY REDUCTION:**

Tennessee continues to maintain a very low and almost non existent fatality rate related to motorcoach/passenger carrier crashes. Because of this, Tennessee has not identified specific fatality goals in the past, however, the emphasis on maintaining low fatalities via maintaining low crash rates continues.

**HAZARDOUS MATERIAL FATALITY REDUCTION**

Tennessee also continues to maintain a very low and almost non existent fatality rate related to hazardous material carrier crashes. Because of this, Tennessee has not identified specific fatality goals historically, however, does maintain significant emphasis on the Hazardous Material program and activities which focus on maintaining not only low fatalities related to hazardous material carriers, but low crash rates as well.

**Narrative Overview for FY 2019 - 2021****Instructions:**

*The State must include a reasonable crash reduction goal for their State that supports FMCSA's mission to reduce the national number of crashes, injuries and fatalities involving commercial motor vehicles. The State has flexibility in setting its goal and it can be based on raw numbers (e.g., total number of fatalities or CMV crashes), based on a rate (e.g., fatalities per 100 million VMT), etc.*

**Problem Statement Narrative: Describe the identified problem, include baseline data and identify the measurement method.**

**CORRECTION TO FY 2019 eCVSP:**

The number of Hazmat related fatalities in CY 2018 were one... (1). The paragraph above cannot be corrected or changed. The 3 fatalities were reported in error. Per TDOSHS, Titan Division-SafetyNet as of 5/21/19, there was only 1 Hazmat related fatality in 2018.

**CMV overall Crash Reduction:**

Tennessee faces unique challenges due to the geographical nature throughout the state. Tennessee is a popular pass-through state for many commercial vehicles due to the seven main interstates which run through the state. The challenge for Tennessee is to blanket both high crash corridor areas as well as the rural areas of Tennessee on state routes where a high percentage of fatalities now occur. Tennessee has put a great deal of emphasis on the high crash corridor areas which are located along I-40 and I-24 in the large cities of Nashville, Memphis, Knoxville, Murfreesboro, and Chattanooga. There are also many rural areas throughout the state and together it requires a tremendous amount of manpower to maintain. There are also geographical challenges due to the variety of landscape types which exist between the far west end of the state in Memphis to the far east end of the state in Fall Branch. It is because of these factors that Tennessee continues to focus on lowering commercial vehicle crashes throughout the state.

**Below are updated tables for FY 2021.**

LARGE TRUCK CRASH FATALITIES: Number of Fatalities by Road Type								
CY	City	County	Interstate	State Route	Unknown	Total	% Interstate	% State Route
2015	7	4	43	65	0	119	36.13%	54.62%
2016	8	5	48	50	0	111	43.24%	45.05%
2017	7	6	40	57	4	114	35.09%	50.00%
2018	6	15	58	56	0	135	42.96%	41.48%
2019	11	5	66	75	0	157	42.04%	47.77%
2020 YTD	3	3	26	31	0	63	41.27%	49.21%

Source: Tennessee Department of Safety and Homeland Security, TITAN Division - TITAN FARS Database 06/01/2020

\*Year to Date = 05/31/2020

**FY 2021 Update:** Consistent with FMCSA's R.O.U.T.E.S Initiative, Tennessee has added information in this eCVSP regarding Tennessee's rural transportation and safety challenges. The chart below shows some of the basic facts comparing national vs. Tennessee statistics.



TN vs. National R.O.U.T.E.S. Facts			
	Rural Population	Rural Road Hwy Fatalities	Truck VMT on Rural Roads
National	19.00%	46.00%	49%
TN	22.32%	44.00%	34%
Rural Population Source: <a href="https://www.ruralhealthinfo.org/states/tennessee">https://www.ruralhealthinfo.org/states/tennessee</a> (accessed 5/26/2020)			
Highway Fatality Source: Tennessee Department of Safety & Homeland Security, TITAN Division, TITAN-FARS database, 5/26/2020			
Truck VMT Source: Tennessee Department of Safety & Homeland Security, TITAN Division, TITAN-FARS database, 5/26/2020			
All national number Source: <a href="https://www.transportation.gov/rural/routes-fact-sheet">https://www.transportation.gov/rural/routes-fact-sheet</a>			

Tennessee has historically developed goals and activities designed to not only reduce fatalities within the state related to CMV crashes, but also to reduce the rate of CMV crashes themselves. Baseline data is from 2014.

FMCSA Reportable Large Truck Crashes			
CY	FMCSA Reportable Large Truck Crashes	TN All VMT Estimated Millions of Miles	Rate per 100 Million TN VMT
2020 YTD	1,451	33,102	4.38
2019	3,912	80,995	4.83
2018	3,991	78,591	5.08
2017	3,831	79,933	4.79
2016	3,845	79,029	4.87
2015	3,424	76,910	4.45
2014	3,142	75,151	4.18

Source 2020: Tennessee Department of Safety and Homeland Security, TITAN Division - SafetyNet 6/1/2020 \*YTD = 5/31/2020

The chart below shows the updated TN large truck crash fatality rate and includes all of CY 2019 and Jan - April 14 of 2020.

LARGE TRUCK CRASH FATALITIES				
Measurement Period		Fatalities	Goal	Outcome
Begin Date	End Date	# of Lives	Rate (Large Truck Fatality per 100 Million TN VMT)	
1/1/2020	4/14/2020	48	.147	0.204
1/1/19	12/31/19	157	.1485	0.194
1/1/18	12/31/18	135	.15	0.172
1/1/17	12/31/17	114	.15	0.143
1/1/16	12/31/16	111	.143	0.140
1/1/15	12/31/15	119	.114	0.155
1/1/14	12/31/14	113	.114	0.150

Source: TN Dept of Safety and Homeland Security, TITAN Division, 14 Apr 2020 (TITAN database). VMT estimated from FHWA. FARS Database "TK or Bus Inv" = "T" or "B/T" YTD = 4/13/2020

The chart below shows updated information for Hazmat related fatalities since 2017

CY	# of Fatalities	Goal	Actual Rate
2018	1	0	0.001

2019	0	0	0.000
YTD 2020	1	0	0.001

Source: TN Dept of Safety and Homeland Security, TITAN Division, 6/1/2020 (SafetyNet database). VMT estimated from FHWA data.  
 Note: Crash included as HazMat if HMP placard not 2 (not applicable on SafetyNet record. YTD = 5/31/2020

The chart below shows updated information for Motorcoach/Passenger Carrier Fatalities since 2017

CY	# of Fatalities	Goal	Actual Rate
2018	1	0	0.001
2019	1	0	0.001
YTD 2020	0	0	0.001

Source: TN Dept of Safety and Homeland Security, TITAN Division, 6/1/2020 (SafetyNet database).

VMT estimated from FHWA.

Data from SafetyNet, Cargo Body Type = 9 or more passengers and Bus Use Code = Intercity, Charter, or Other

NOTE: Prior to December 2015, Other was not included. Numbers in this table may be higher than previously reported.

YTD = 5/31/2020

#### Enter the data source and capture date:

Data Source for chart of fatalities by road type: Tennessee Department of Safety and Homeland Security, TITAN, Division - FARS Database 4/13/2020 YTD = 4/13/2020 Data Source for Large Truck Crashes in TN: TDOSHS, TITAN Division - SafetyNet 4/14/2020 YTD = 4/13/2020 Data Source for Large Truck Crash Fatalities: Tennessee Department of Safety and Homeland Security, TITAN Division - SafetyNet 4/14/2020 YTD = 4/13/2020

#### Projected Goal for FY 2019 - 2021:

In the table below, state the crash reduction goal for each of the three fiscal years. The method of measurement should be consistent from year to year. For example, if the overall crash reduction goal for the three year period is 12 percent, then each annual goal could be 4 percent.

Fiscal Year	Annual Crash Reduction Goals
2019	1
2020	1
2021	1

Tennessee intends to decrease the .15 VMT goal by 1%, which equates to 0.0015. For example, we anticipate having an annual crash goal of 0.1485 in FY 2019. Decreasing the rate by 1% each year computes to the following numbers. These will become the goals for each year over the next three years. 2018 Goal = .15 rate per VMT Decreasing by 1% would make the goal for FY 2019 2019 Goal = .1485 rate per VMT Decreasing that by 1% would make the goal for FY 2020 2020 Goal = .147 rate per VMT Decreasing that by 1% would make the goal for FY 2021 2021 Goal = .14553 rate per VMT. FY 2021 UPDATE: Tennessee has updated our large truck fatality goal for FY 2021 to a rate of .185 per 100 million TN VMT. Tennessee's fatality rate began to increase in 2018 and has risen each year since. Tennessee is not alone in this trend. The U.S. as a whole has experienced an upward trend in fatalities involved with large trucks and buses since 2016. Tennessee is one of the leading states for couriers and express delivery service employment. The economic growth between 2016 and the beginning of 2020 has also played a role by leading to more vehicle miles traveled and an ongoing industrial growth.

Tennessee believes that the original goal of .14553 for FY 2021 is unrealistic and has adjusted the goal accordingly. Given the events which have occurred so far in CY 2020, it is hard to predict any future trends.

**Program Activities for FY 2019 - 2021: States must indicate the activities, and the amount of effort (staff hours, inspections, traffic enforcement stops, etc.) that will be resourced directly for the program activities purpose.**

Tennessee Highway Patrol (THP) currently has 729 commissioned troopers who are certified to conduct NAS inspections. Troopers perform commercial vehicle inspections and traffic enforcement activities along with their daily duties. In addition to their daily efforts, the THP supervisors approve overtime to conduct targeted enforcement based on data provided by the TDOSHS TITAN Division. The "CVE Dashboard" is a tool supervisors use when creating 90 day enforcement plans. The CVE Dashboard provides monthly snapshots of large truck crash data for each district in the following areas:

- Day of Week
- Time of Day
- Functional route
- Land Use (Urban/Rural)
- Driver Factors
- Large Truck Related Fatalities
- Number of NAS Inspections Performed

The 90 day enforcement plan guides supervisors in selecting areas and times for conducting enforcement. In addition to the regular 90 day enforcement plan, the Commercial Vehicle Enforcement Administration under the THP will facilitate the STAND overtime project. This project is for speeding trucks and negligent drivers. It emphasizes enforcement of hazardous moving violations committed by drivers of commercial motor vehicles and passenger vehicles creating hazardous conditions around commercial motor vehicles. At a minimum, troopers will also conduct a level three inspection at each commercial vehicle contact. **Update for FY 2021:** It is estimated that at least 4,500 contacts and 2,000 inspections will be completed during the Speeding Trucks and Negligent Drivers (STAND) campaign. This campaign is one of the several MCSAP funded overtime activities used by THP to reduce CMV related crashes. Tennessee plans to dedicate approximately 2,650 overtime hours to this project in FY 2021. The chart below shows the activity for this campaign.

STAND - ACTIVITY		
	FY 2019	FY 2020 YTD
Inspections	2,961	1,147
Contacts	6,246	2,326
Hrs Worked	2,960	1,202

Source: Tennessee Dept. of Safety and Homeland Security, TITAN database

YTD = 5/31/2020

FMCSA has designated Electronic Logging Device (ELD) Final Rule enforcement as a national priority. Tennessee agrees that enforcement of this rule will help to lower the number of CMV crashes. All districts were trained on the ELD rule enforcement by the CVE Division of THP during the annual in-service in January, February, and March of 2018.

The Tennessee Highway Patrol (THP) conducts activities in each of the below national program elements, which are part of the 49 CFR 350 in order to reduce crashes and fatalities as well as maintain compliance within the Motor Carrier Safety Assistance Program.

- Driver/Vehicle Inspections
- Traffic Enforcement
- Compliance Reviews
- New Entrant Safety Audits
- Public Education and Awareness
- Data Collection

***Performance Measurements and Monitoring: The State will monitor the effectiveness of its CMV Crash Reduction Goal quarterly and annually by evaluating the performance measures and reporting results in the required Standard Form - Performance Progress Reports (SF-PPRs).***

***Describe how the State will conduct ongoing monitoring of progress in addition to quarterly reporting.***

Tennessee Highway Patrol requires specific performance measurements which are used with the STAND campaign and overtime activity. During this overtime activity, troopers will conduct the following average levels of activity:

- One level I inspection every 70 minutes OR
- One level III inspection every 35 minutes OR
- In combination, one inspection every 50 minutes

Trooper activity will be monitored by the District Data Coordinator for each district throughout the state and will report findings, as well as any corrective action taken to the CVE grants manager. The grants manager will monitor data collected through the Tennessee Integrated Traffic Analysis Network (TITAN), and report this data to FMCSA on a quarterly basis through the quarterly progress report.

## Part 2 Section 3 - Roadside Inspections

Please review the description of your State's overall inspection program and identify if changes are needed for the upcoming fiscal year. You must also update the projected roadside inspection goals for the upcoming fiscal year. You must select "yes" to make changes.

- ☐ Yes, the information in this section must be updated for this upcoming fiscal year. I understand that I must click "Save" to save any changes.
- ☐ No, the information in this section remains valid for the upcoming fiscal year and no updates are necessary.

In this section, provide a trend analysis, an overview of the State's roadside inspection program, and projected goals for FY 2019 - 2021.

**Note:** In completing this section, do NOT include border enforcement inspections. Border Enforcement activities will be captured in a separate section if applicable.

### Trend Analysis for 2013 - 2017

Inspection Types	2013	2014	2015	2016	2017
Level 1: Full	28387	24491	25296	26783	27426
Level 2: Walk-Around	15726	10878	13219	14610	13469
Level 3: Driver-Only	35311	36420	31017	29463	29173
Level 4: Special Inspections	14	7	4	6	9
Level 5: Vehicle-Only	378	488	469	584	441
Level 6: Radioactive Materials	27	14	5	11	23
<b>Total</b>	<b>79843</b>	<b>72298</b>	<b>70010</b>	<b>71457</b>	<b>70541</b>

### Narrative Overview for FY 2019 - 2021

#### Overview:

Describe components of the State's general Roadside and Fixed-Facility Inspection Program. Include the day-to-day routine for inspections and explain resource allocation decisions (i.e., number of FTE, where inspectors are working and why).

#### Enter a narrative of the State's overall inspection program, including a description of how the State will monitor its program to ensure effectiveness and consistency.

All of Tennessee's commercial motor vehicle (CMV) activity is coordinated by the Commercial Vehicle Enforcement (CVE) Administration Unit under the command of a Lieutenant who reports to the Captain of the Special Programs Division of the Tennessee Highway Patrol (THP). **FY 2021 update:** As of June 2020, THP had 54 troopers assigned to fixed scale facilities while 675 are in patrol and/or administrative positions. All troopers below the rank of Captain are, at a minimum, Level III certified. Troopers assigned to the road and administrative positions are responsible not only for their regular duties, but are also required to complete a minimum number of North American Standard (NAS) inspections a year. Within the state, there are eight commercial vehicle inspection/weigh station facilities. Each of the fixed facilities is under the command of a Lieutenant who reports to the District Captain.

Tennessee has more than 700 commissioned officers that are full time employees and work MCSAP activities on a part time basis. The hours that are worked on inspection activities have been calculated using the FY 2019 MOE percentage of CVE time worked which is 13.27%. Using the 13.27% and the 729 commissioned officers that do inspections each year, the annual number of total hours worked per year which is 1,920, the total FTE CVE equivalent for inspections equals to 96.7.

CY 2019 MOE	Total Hours Worked per	Total MCSAP Eligible Hours
-------------	------------------------	----------------------------

	Trooper Annually	
13.27%	1,920	1,017,449

Source: Department of Safety & Homeland Security, TITAN Division, TITAN Database, 6/2/2020

Commissioned Officers	FTE CVE Inspection Equivalent
729	96.7

Notes: 1) 1 FTE = 1920 hours. 2) Inspection FTE based on count of commissioned officers and CY 2019 MOE.

Source: Department of Safety & Homeland Security, TITAN Division, TITAN Database, 6/2/2020

Inspections completed will be reported on the quarterly reports to FMCSA and corrective action will be advised to District Captains if the minimum number and percentage distribution of inspections are not completed.

**FY 2021 Update:** The following table separates the number of fixed facility inspections vs. roadside inspections and has been updated

Inspection Level	2015		2016		2017		2018		2019		2020 YTD	
	Road	Facility	Road	Facility	Road	Facility	Road	Facility	Road	Facility	Road	Facility
I	12,301	12,995	11,292	15,491	11,735	15,694	12,680	17,726	14,209	17,746	3,011	3,314
II	6,863	6,356	7,190	7,420	6,636	6,836	6,602	8,821	7,317	11,518	1,929	2,578
III	20,023	10,994	17,343	12,120	17,411	11,764	20,318	11,365	18,722	8,656	4,617	1,770
IV	4	0	4	2	5	4	12	1	17	4	1	1
V	464	5	561	23	441	0	388	25	303	0	94	1
VI	4	1	10	1	22	1	60	12	53	7	3	2
VII	0	0	0	0	0	0	0	0	0	0	0	0
Total	39,659	30,351	36,400	35,057	36,250	34,299	40,060	37,950	40,621	37,931	9,655	7,666

Source: TDOSHS, TITAN Division - SafetyNet 6/3/2020 YTD= 6/1/2020

## Projected Goals for FY 2019 - 2021

### Instructions for Projected Goals:

Complete the following tables in this section indicating the number of inspections that the State anticipates conducting during Fiscal Years 2019 - 2021. For FY 2021, there are separate tabs for the Lead Agency, Subrecipient Agencies, and Non-Funded Agencies—enter inspection goals by agency type. Enter the requested information on the first three tabs (as applicable). The Summary table totals are calculated by the eCVSP system.

To modify the names of the Lead or Subrecipient agencies, or the number of Subrecipient or Non-Funded Agencies, visit [Part 1, MCSAP Structure](#).

**Note:** Per the [MCSAP Comprehensive Policy](#), States are strongly encouraged to conduct at least 25 percent Level 1 inspections and 33 percent Level 3 inspections of the total inspections conducted. If the State opts to do less than these minimums, provide an explanation in space provided on the Summary tab.

**MCSAP Lead Agency****Lead Agency is:** TENNESSEE HIGHWAY PATROL**Enter the total number of certified personnel in the Lead agency:** 729

Projected Goals for FY 2021 - Roadside Inspections					
Inspection Level	Non-Hazmat	Hazmat	Passenger	Total	Percentage by Level
Level 1: Full	26436	826	273	27535	39.06%
Level 2: Walk-Around	12770	395	132	13297	18.86%
Level 3: Driver-Only	27683	865	288	28836	40.90%
Level 4: Special Inspections	7	0	0	7	0.01%
Level 5: Vehicle-Only	771	25	8	804	1.14%
Level 6: Radioactive Materials	0	21	0	21	0.03%
<b>Sub-Total Lead Agency</b>	<b>67667</b>	<b>2132</b>	<b>701</b>	<b>70500</b>	

**MCSAP subrecipient agency****Complete the following information for each MCSAP subrecipient agency. A separate table must be created for each subrecipient.**

TENNESSEE DOES NOT HAVE

**Subrecipient is:** ANY SUBRECIPIENTS**Enter the total number of certified personnel in this funded agency:** 0

Projected Goals for FY 2021 - Subrecipients					
Inspection Level	Non-Hazmat	Hazmat	Passenger	Total	Percentage by Level
Level 1: Full				0	%
Level 2: Walk-Around				0	%
Level 3: Driver-Only				0	%
Level 4: Special Inspections				0	%
Level 5: Vehicle-Only				0	%
Level 6: Radioactive Materials				0	%
<b>Sub-Total Funded Agencies</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	

**Non-Funded Agencies**

Total number of agencies:	0
Enter the total number of non-funded certified officers:	
Enter the total number of inspections projected for FY 2021:	



**Summary**

## Projected Goals for FY 2021 - Roadside Inspections Summary

Projected Goals for FY 2021 Summary for All Agencies					
<b>MCSAP Lead Agency: TENNESSEE HIGHWAY PATROL</b>					
<b># certified personnel: 729</b>					
<b>Subrecipient Agencies: TENNESSEE DOES NOT HAVE ANY SUBRECIPIENTS</b>					
<b># certified personnel: 0</b>					
<b>Number of Non-Funded Agencies: 0</b>					
<b># certified personnel:</b>					
<b># projected inspections:</b>					
Inspection Level	Non-Hazmat	Hazmat	Passenger	Total	Percentage by Level
Level 1: Full	26436	826	273	27535	39.06%
Level 2: Walk-Around	12770	395	132	13297	18.86%
Level 3: Driver-Only	27683	865	288	28836	40.90%
Level 4: Special Inspections	7	0	0	7	0.01%
Level 5: Vehicle-Only	771	25	8	804	1.14%
Level 6: Radioactive Materials	0	21	0	21	0.03%
<b>Total ALL Agencies</b>	<b>67667</b>	<b>2132</b>	<b>701</b>	<b>70500</b>	

**Note:** If the minimum numbers for Level 1 and Level 3 inspections are less than described in the [MCSAP Comprehensive Policy](#), briefly explain why the minimum(s) will not be met.

**Note:** States in Year 2 or Year 3 of a multi-year plan cannot edit the table shown below. It should be used as a reference.

Projected Goals for FY 2020 Roadside Inspections	Lead Agency	Subrecipients	Non-Funded	Total
Enter total number of projected inspections	70425	0	0	70425
Enter total number of certified personnel	731	0	0	731
Projected Goals for FY 2021 Roadside Inspections				
Enter total number of projected inspections	70500	0	0	70500
Enter total number of certified personnel	731	0	0	731

**Part 2 Section 4 - Investigations**

Please review your State's investigation goals, program activities and monitoring. Are there changes that need to be made for the upcoming fiscal year? Before selecting "yes," make sure there are changes to be made as once selected, this answer cannot be changed.

- ☐ Yes, the information in this section must be updated for this upcoming fiscal year. I understand that I must click "Save" to save any changes.
- ☐ No, the information in this section remains valid for the upcoming fiscal year and no updates are necessary.

Describe the State's implementation of FMCSA's interventions model for interstate carriers. Also describe any remaining or transitioning compliance review program activities for intrastate motor carriers. Include the number of personnel assigned to this effort. Data provided in this section should reflect interstate and intrastate investigation activities for each year.

☐ The State does not conduct investigations. If this box is checked, the tables and narrative are not required to be completed and won't be displayed.

**Trend Analysis for 2013 - 2017**

Investigative Types - Interstate	2013	2014	2015	2016	2017
Compliance Investigations	0	0	0	0	0
Cargo Tank Facility Reviews	0	0	0	0	0
Non-Rated Reviews (Excludes CSA & SCR)	0	0	0	0	0
CSA Off-Site	0	0	0	0	0
CSA On-Site Focused/Focused CR	0	0	0	0	0
CSA On-Site Comprehensive	0	0	0	0	0
<b>Total Investigations</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
Total Security Contact Reviews	0	0	0	0	0
Total Terminal Investigations	0	0	0	0	0

Investigative Types - Intrastate	2013	2014	2015	2016	2017
Compliance Investigations	11	17	4	4	3
Cargo Tank Facility Reviews	0	0	0	0	0
Non-Rated Reviews (Excludes CSA & SCR)	63	50	49	30	39
CSA Off-Site	0	0	0	0	0
CSA On-Site Focused/Focused CR	0	0	0	0	0
CSA On-Site Comprehensive	0	0	0	0	0
<b>Total Investigations</b>	<b>74</b>	<b>67</b>	<b>53</b>	<b>34</b>	<b>42</b>
Total Security Contact Reviews	0	0	0	0	0
Total Terminal Investigations	0	0	0	0	0

**Narrative Overview for FY 2019 - 2021****Instructions:**

Describe the State's implementation of FMCSA's interventions model to the maximum extent possible for interstate carriers and any remaining or transitioning compliance review program activities for intrastate motor carriers. Include the number of personnel assigned to this effort.

**Projected Goals for FY 2019 - 2021**

Complete the table below indicating the number of investigations that the State anticipates conducting during FY 2019 - 2021.

Projected Goals for FY 2019 - 2021 - Investigations						
Investigation Type	FY 2019		FY 2020		FY 2021	
	Interstate	Intrastate	Interstate	Intrastate	Interstate	Intrastate
Compliance Investigations	0	8	0	8	0	8
Cargo Tank Facility Reviews	0	0	0	0	0	0
Non-Rated Reviews (Excludes CSA & SCR)	0	28	0	28	0	28
CSA Off-Site	0	0	0	0	0	0
CSA On-Site Focused/Focused CR	0	0	0	0	0	0
CSA On-Site Comprehensive	0	0	0	0	0	0
<b>Total Investigations</b>	<b>0</b>	<b>36</b>	<b>0</b>	<b>36</b>	<b>0</b>	<b>36</b>
Total Security Contact Reviews	0	0	0	0	0	0
Total Terminal Investigations	0	0	0	0	0	0

**Add additional information as necessary to describe the carrier investigation estimates.**

Tennessee only conducts interstate compliance investigations when requested specifically by FMCSA. Available FMCSA reports do not differentiate between inter vs intra-state compliance investigations.

**Program Activities: Describe components of the State's carrier investigation activities. Include the number of personnel participating in this activity.**

The Tennessee Highway Patrol partners with FMCSA to investigate commercial vehicle carriers for any involvement in commercial vehicle related crashes and any other infraction deemed necessary for investigation. There are two types of reviews that can be and are conducted. They include focused reviews, which look at a specific problem area, and comprehensive reviews, which investigate all aspects of the carrier and their compliance with FMCSA Regulations.

There are currently four (4) investigative personnel certified to conduct compliance investigations. Each person will meet all annual

requirements of 6 per year to maintain their certification. The New Entrant Sergeant and Administrative Assistant are responsible for assigning all intrastate ISAs to the field staff. All interstate CRs are assigned by FMCSA. Upon request by FMCSA, Investigative personnel will also assist in inspections on motorcoaches and hazardous material carriers as part of the on-site investigation.

All of the compliance review certified personnel work part-time on compliance reviews. The hours that are worked on carrier investigation activities have been calculated using data in the TITAN database and the hours are equivalent to 0.21 regular full-time employee.

Certified Compliance Review Personnel	FTE Carrier Investigation Activities
---------------------------------------	--------------------------------------

4	0.21
---	------

Note: 1 FTE = 1920 hours

Source: Tennessee Department of Safety & Homeland Security, TITAN Division, TITAN Database, 07/02/2019

**Update for FY 2021:** The table below shows past years Compliance Investigations.

COMPLIANCE REVIEWS							
CY	2014	2015	2016	2017	2018	2019	2020 YTD
SAT	35	43	38	46	31	24	19
Un SAT	4	3	5	2	2	1	0
COND	23	36	34	32	27	20	2
UnRated	137	176	202	217	269	209	81
Federal	144	224	212	196	183	161	89
State	55	34	67	101	146	93	13
TOTAL CRs	199	258	279	297	329	254	102

Source: [https://portal.fmcsa.dot.gov/mcmis\\_sso/compass/PKG\\_REV\\_STATISTICS.PRC\\_STATS\\_REV](https://portal.fmcsa.dot.gov/mcmis_sso/compass/PKG_REV_STATISTICS.PRC_STATS_REV) (accessed 06/04/2020)

**Performance Measurements and Monitoring:** Describe all measures the State will use to monitor progress toward the annual goals. Further, describe how the State measures qualitative components of its carrier investigation program, as well as outputs.

All Investigative personnel are required to upload each Investigative Safety Analysis to the FMCSA system within 7 days from the investigation. The New Entrant Sergeant and/or FMCSA personnel then review and approve or reject the report. The program will be monitored quarterly by the Administrative Assistant and the Sergeant to determine the number of investigations completed.

## Part 2 Section 5 - Traffic Enforcement

Please review the description of your State's traffic enforcement program, projected goals and monitoring. You must answer the questions about your traffic enforcement activities in the Projected Goals area. You must select "yes" to make changes.

- ☐ Yes, the information in this section must be updated for this upcoming fiscal year. I understand that I must click "Save" to save any changes.
- ☐ No, the information in this section remains valid for the upcoming fiscal year and no updates are necessary.

*Traffic enforcement means documented enforcement activities of State or local officials. This includes the stopping of vehicles operating on highways, streets, or roads for moving violations of State or local motor vehicle or traffic laws (e.g., speeding, following too closely, reckless driving, and improper lane changes).*

### Trend Analysis for 2013 - 2017

#### Instructions:

Please refer to the [MCSAP Comprehensive Policy](#) for an explanation of FMCSA's traffic enforcement guidance. Complete the tables below to document the State's safety performance goals and outcomes over the past five measurement periods.

1. Insert the beginning and end dates of the measurement period being used, (e.g., calendar year, Federal fiscal year, State fiscal year or any consistent 12-month period for which data is available).
2. Insert the total number CMV traffic enforcement stops with an inspection, CMV traffic enforcement stops without an inspection, and non-CMV stops in the tables below.
3. Insert the total number of written warnings and citations issued during the measurement period. The number of warnings and citations are combined in the last column.

State/Territory Defined Measurement Period (Include 5 Periods)		Number of Documented CMV Traffic Enforcement Stops with an Inspection	Number of Citations and Warnings Issued
Begin Date	End Date		
01/01/2017	12/31/2017	5533	5942
01/01/2016	12/31/2016	5891	6278
01/01/2015	12/31/2015	7521	8056
01/01/2014	12/31/2014	8948	9595
01/01/2013	12/31/2013	8588	9193

☒ The State does not conduct CMV traffic enforcement stops without an inspection. If this box is checked, the "CMV Traffic Enforcement Stops without an Inspection" table is not required to be completed and won't be displayed.

☐ The State does not conduct documented non-CMV traffic enforcement stops and was not reimbursed by the MCSAP grant (or used for State Share or MOE). If this box is checked, the "Non-CMV Traffic Enforcement Stops" table is not required to be completed and won't be displayed.

State/Territory Defined Measurement Period (Include 5 Periods)		Number of Documented Non-CMV Traffic Enforcement Stops	Number of Citations and Warnings Issued
Begin Date	End Date		
01/01/2017	12/31/2017	298231	458817
01/01/2016	12/31/2016	271378	417505
01/01/2015	12/31/2015	262954	404545
01/01/2014	12/31/2014	267867	412103
01/01/2013	12/31/2013	242652	373311

**Enter the source and capture date of the data listed in the tables above.**

Data source: Please note that in the past, Tennessee has had no way to capture the number of CMV Traffic Enforcement Stops without an inspection. General Order, number 900/Section III/E-8 March 15, 2017 states that "A minimum Level III Inspection (Level I or Level II whenever practical) shall be conducted on each CMV stopped for any violation.

### **Narrative Overview for FY 2019 - 2021**

#### **Instructions:**

*Describe the State's proposed level of effort (number of personnel) to implement a statewide CMV (in conjunction with and without an inspection) and/or non-CMV traffic enforcement program. If the State conducts CMV and/or non-CMV traffic enforcement activities only in support of the overall crash reduction goal, describe how the State allocates traffic enforcement resources. Please include number of officers, times of day and days of the week, specific corridors or general activity zones, etc. Traffic enforcement activities should include officers who are not assigned to a dedicated commercial vehicle enforcement unit, but who conduct eligible commercial vehicle/driver enforcement activities. If the State conducts non-CMV traffic enforcement activities, the State must conduct these activities in accordance with the [MCSAP Comprehensive Policy](#).*

Tennessee Code Annotated (TCA) Title 65 Chapter 15, Tennessee Highway Patrol is the sole agency in the State of Tennessee responsible for enforcing laws related to size, weight, and safety regulations for commercial motor vehicles. Tennessee Highway Patrol is the State's lead agency for the Motor Carrier Safety Assistance Program, and does not fund any sub-grantees. The Patrol uses various regulatory, enforcement, and educational strategies to achieve its mission. Tennessee has troopers certified to conduct all levels of the North American Standard inspections, including passenger carriers, cargo tanks, and hazardous materials. The Tennessee Highway Patrol, in partnership with the Federal Motor Carrier Safety Administration, conducts commercial motor vehicles targeted enforcement and utilizes public relations and educational programs geared toward both the industry and the general public to increase awareness of commercial motor vehicle safety issues. There are eight THP Districts within the state. Each district is commanded by a District Captain. All districts are under the command of the THP Administrative office located in Nashville, Tennessee. The command staff consists of Majors, Lieutenant Colonels, and a Colonel. Within the state there are eight commercial vehicle weigh station facilities. Each of the fixed facilities is under the command of a Lieutenant who reports to the district Captain. All of the Agency's commercial motor vehicle activities are coordinated by the Commercial Vehicle Enforcement Administration Unit. Within the Commercial Vehicle Enforcement Administration Unit is a Lieutenant who coordinates passenger transportation safety and a Sergeant who coordinates hazardous materials activities. There are also two Sergeants to handle the following duties which include, but are not limited to coordination of commissioned personnel and industry education, interpretation of regulations for drivers, motor carriers, and field personnel. All three Sergeants report to the Commercial Vehicle Enforcement Lieutenant who oversees all CVE grant and enforcement programs and he reports directly to the CVE and Special Program's Captain. The Captain then reports to the Major and Lt. Colonel of Administrative Support. Along with the CVE commissioned personnel, there are several administrative support personnel who include an Administrative Secretary, an Accounting Technician, a Grants Manager and a Statistical Analyst. **Update for FY 2021:** As of May 2020, the Tennessee Highway Patrol had 54 personnel assigned to fixed scales facilities and 675 in patrol and/or administrative positions. All troopers below the rank of Captain are, at a minimum, Level III certified. Troopers in specialized Commercial Vehicle Enforcement Units and positions are required to maintain higher levels of certification. Troopers assigned to the road and administrative positions are responsible not only for their regular duties, but are also required to complete a minimum number of North American Standard inspections each year. The primary responsibilities of troopers assigned to the fixed facilities are commercial vehicle inspections and other commercial motor vehicle related enforcement. All new troopers are required to pass the North American Certified Standard Part A, and within six months, they must complete 32

North American Standard Level III inspections with a Certified Field Training Officer. All troopers are required to complete 32 North American Standard Level III inspections each year to maintain their certification and are required to complete an additional 8 inspections annually by the Tennessee Highway Patrol. Select troopers receive additional training in HAZMAT, Level VI (Radioactivity Materials & Transuranics), North American Standard Part B, cargo tank, and passenger carrier, which allows troopers to gain certification in these specialized areas. The State of Tennessee currently has 729 troopers trained on commercial vehicle inspections. With the exception of Commercial Vehicle Enforcement Administrative Personnel, all of these troopers work Motor Carrier Safety Assistance Program activities on a part-time basis. Because of this large number, a methodology has been developed to calculate the amount of salary which is paid from Motor Carrier Safety Assistance Program. The calculation determines the percentage of Tennessee Highway Patrol activity in hours that is payable via Motor Carrier Safety Assistance Program. The amount of grant overtime commercial vehicle hours that is reported in the Tennessee Integrated Traffic Analysis Network (TITAN) trooper activity system is subtracted from the total commercial vehicle activity hours to equal the amount of Motor Carrier Safety Assistance Program payable commercial vehicle hours. The total hours eligible for Motor Carrier Safety Assistance Program funding are calculated by subtracting the total hours of activity performed on grant overtime from the total hours of activity in the Tennessee Integrated Traffic Analysis Network (TITAN). The formula follows:

- Total Activity Hours minus Grant overtime activity hours = MCSAP Eligible Hours
- Total CV Activity Hours minus Grant Overtime CV Hours = MCSAP Payable CV Hours
- MCSAP Payable CV Hours divided by MCSAP Eligible Hours \* 100 = % of MCSAP Eligible Hours dedicated to CV Activities

#### Definitions:

1. Total Activity Hours - the sum of all hours of activity reported by the troopers when entering their activity in TITAN.
2. Total CV Activity Hours - the sum of all hours designated as commercial vehicle activity by the troopers when entering their activity into the TITAN Trooper Activity System.
3. Grant Overtime Activity Hours - the sum of all hours designated as grant funded activity by the Troopers when entering their activity into the TITAN Trooper Activity System.
4. Grant Overtime CV Hours - The sum of all hours designated as grant-funded commercial vehicle activity by the Troopers when entering their activity into the TITAN Trooper Activity System.
5. MCSAP Payable CV Hours - This is the total amount of hours to be counted toward Commercial Vehicle activity after the time dedicated to commercial vehicle grant overtime is subtracted.
6. MCSAP Eligible Hours - The number of hours remaining after Grant Overtime Activity Hours are removed from Total Activity Hours and then used to determine the sum of MCSAP Eligible hours dedicated to commercial vehicle activity which is submitted for reimbursement.

There are also (4) full time MCSAP employees, (6) part time MCSAP employees and (9) part time New Entrant employees. The specific traffic enforcement program strategy as it related to this section is that Tennessee Highway Patrol supervisors will approve overtime under the Speeding Trucks and Negligent Drivers (STAND) program to conduct targeted enforcement based on data provided by the TDOSHS TITAN Division on the CVE dashboard.

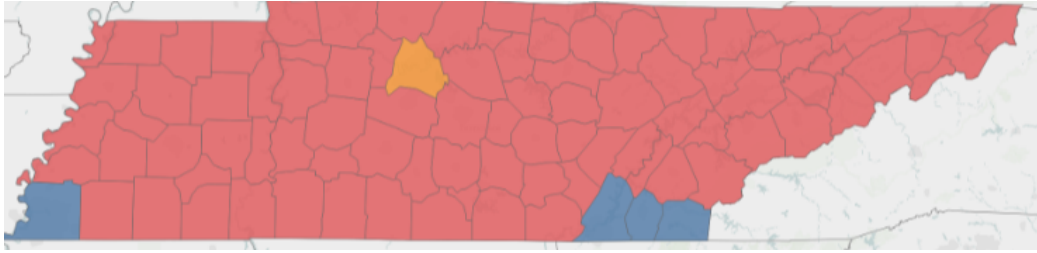
**Updated FTE information for FY 2021:** Tennessee has 729 commissioned officers on patrol/traffic enforcement who work MCSAP activities on a part time basis. The hours that are worked on CVE traffic enforcement have been calculated using data in the FY 2019 MOE percentage of CVE time worked which is 13.20%. Using the 13.20% and the 729 commissioned officers that are on patrol each year and the annual number of total hours worked per year which is 1,920, the total FTE CVE equivalent for traffic enforcement is equal to 96.2.

Tennessee began utilizing e-Citation in 2015 as a pilot to explore and determine the best practices for issuing and delivering citations written by THP in the state. During this time, the TITAN Unit began working in conjunction with the Administrative Office of the Courts for the autonomous introduction of the citation information into the appropriate county court clerk's systems, where the violations are scheduled to be adjudicated by the general sessions judge(s). These processes are now well established and working as designed to meet the requirements of the state and local court clerks.

In 2015 the TITAN Unit began the implementation of the e-Citation statewide. There are currently 90 out of 95 counties statewide which use this system. The larger counties such as Knox, Shelby, and Davidson have taken longer to implement e-Citation because they have utilized other software. The TITAN Unit has diligently worked with these counties in order to have 100% adoption of the e-Citation system.

**FY 2021 UPDATE:** As of June 2020, there are 93 out of 95 counties statewide which use this system. Davidson, Bradley, and Polk counties are now online and can utilize the e-Citation system. Shelby (Memphis) and Hamilton (Chattanooga) counties both use a third party software with citation processing and that software is not compatible with TITAN and it is unknown at this time if or when that will change.

The map below illustrates the status of each county reported originally in the 2019 eCVSP. The counties in red had all implemented the TITAN e-Citation software. The counties in blue, which include Shelby, Hamilton, Bradley, and Polk counties had not adopted the TITAN e-Citation as of the 2019 eCVSP. The orange county, Davidson, was in the process of changing over to TITAN e-Citation from a third party software.



The **updated** chart for **FY 2021** below shows the number of e-citations issued by calendar year since 2015.

e-Citations by Calendar Year						
	2015	2016	2017	2018	2019	2020 YTD
THP e-Citations	5,136	61,185	176,764	209,320	165,375	44,291
ALL e-Citations	5,136	62,342	178,768	212,432	168,572	45,167

Source: Tennessee Department of Safety and Homeland Security, TITAN Division - TITAN Database 06/04/2020

This program does not use MCSAP funds and is completely state funded. The commercial vehicle citation system, however, will benefit significantly from this program. It will allow law enforcement personnel to have accurate and real time information regarding drivers and their license and registration status. **FY 2021 update:** Other benefits of this program include:

- Officers spend less time at the side of the road.
- Violators are on their way faster.
- Fewer citations are dismissed for transcription errors, illegible handwriting, incorrect location
- Nearly instantaneous access to traffic violation and accident data
- Improved convenience for the violator, as there is no delay in processing the citation at the courthouse.

The violation trend analysis table has historically been used to identify violations for targeted enforcement efforts. Below is the current violation trend analysis table:

The chart below **has been updated for FY 2021** and shows the updated numbers for CMV and non CMV citations:

Traffic enforcement stops, citations, and warnings				
CY	CMV Stops with an inspection	CMV citations and warnings	Non-CMV stops	Non-CMV citations and warnings
2018	6,193	6,596	296,503	469,632
2019	6,617	7,020	269,012	356,641
2020	1,132	1,216	84,948	105,125

Source for CMV numbers: FMCSA's Motor Carrier Management Information System (MCMIS) data snapshot as of 4/24/2020, including current year-to-date information for CY 2020. The data presented above are accurate as of this date, but are subject to updates as new or additional information may be reported to MCMIS following the snapshot date. Note: As of January 2017, two new traffic enforcement violations were added: 'driving a CMV while texting' and 'using a hand-held mobile telephone while operating a CMV'. <https://ai.fmcsa.dot.gov/SafetyProgram/spRptRoadside.aspx?rpt=TEAS> (retrieved 06/03/2020)

Source for non-CMV stops: Tennessee Department of Safety and Homeland Security, TITAN Division - TITAN Database 6/4/2020

Violation Description	Violation Code	2015	2016	2017	2018	2019	2020 YTD



Speeding	392.2S	4,479	3,482	3,210	3,309	3,121	650
Clamp or Rotator Type brake out of adjustment	393.47E	2,539	2,419	2,513	2,267	2,198	507
State Vehicle Registration or License Plate violations	392.2RG	2,403	2,095	2,058	2,504	2,740	497
Automatic airbrake adjustment system that fails to compensate for wear	393.53B	1,982	1,560	1,721	1,840	1,762	388
Excessive weight - 1 - 2500 lbs over on an / axle groups	392.2-SLLEWA1	1,775	2,360	2,623	2,265	4,298	880
Drivers record of duty status not correct	395.8F1	1,094	29	1	1	0	0
Brakes out of service	396.3A1BOS	1,825	2,042	2,315	2,031	1,776	392
Inoperable Required Lamp	393.9	1,246	833	910	1,083	1,056	256
Dimension Violation (Width/Height/Length)	392.2DIM	2,813	2,902	2,548	2,367	1,953	383
Seat Belt	392.16	1,257	901	725	713	541	103

Source TDOSHS, TITAN Division - SafetyNet 06/04/2020

VIOLATIONS BY CATEGORY TYPE							
	VIOLATION CATEGORY	2015	2016	2017	2018	2019	2020 YTD
Driver	Speeding	4,479	3,482	3,210	3,309	3,121	650
	Size and Weight	4,109	5,675	5,592	4,913	8,135	1,664
	No RODS / RODS not current	3,288	2,585	2,642	2,492	2,751	529
	Medical Certificate	1,243	959	959	1,048	1,131	202
	Failure to Obey Traffic Cntrl Devce	843	722	932	1,491	2,269	351
	All Other Driver Violations	11,130	9,955	8,801	10,284	10,229	2,480
	Total Driver Violations	25,092	23,378	22,136	23,537	27,636	5,876
Vehicle	Brakes, All Others	8,877	9,117	9,300	8,585	7,947	1,565
	Lighting	5,347	4,812	4,716	5,458	5,697	1,315
	Brakes, Out of Adjustment	4,434	4,511	4,882	4,336	4,014	901
	Tires	3,689	3,876	4,556	4,626	6,116	1,691
	Load Securement	2,055	2,040	2,237	2,482	2,645	629
	All other Vehicle Defects	19,867	18,595	17,612	18,458	18,361	3,616

	<i>Total Vehicle Violations</i>	44,269	42,951	43,303	43,945	44,780	9,717
<b>Hazmat</b>	<i>Improper Placarding</i>	68	132	87	73	130	35
	<i>Shipping Paper</i>	47	85	38	51	56	5
	<i>Emergency Response</i>	29	31	17	18	34	8
	<i>No Retest &amp; Inspection (Cargo Tank)</i>	5	12	9	7	13	5
	<i>Improper Blocking and Bracing</i>	15	20	6	8	16	4
	<i>All other HM Violations</i>	109	138	82	66	65	15
	<b>Total Hazmat Violations</b>	<b>273</b>	<b>418</b>	<b>239</b>	<b>223</b>	<b>314</b>	<b>72</b>

Source: Department of Safety & Homeland Security, TITAN Division, 6/4/2020  
(SafetyNet)

The Tennessee Highway Patrol will use the following MCSAP funded overtime activities to aid in its overall goal for safety improvement and traffic enforcement:

**DICE - Drug Interdiction and Criminal Enforcement**

Approximately 2,610 overtime hours will be utilized

Enforcement areas will be on interstate and highway routes which have increased drug activity based upon seizure data and which connect source cities to destination areas and known by-pass routes around weigh stations.

There are to be no less than two troopers per shift at any given activity.

K-9 handlers must be on duty or readily accessible during the shift.

Contacts are recorded via inspection citation or warning

A minimum of a Level III inspection must be completed

A Level II must be completed when possible

**MIS - Mobile Inspection Station**

Approximately 120 overtime hours will be utilized

Purpose is to enforce hours of service and remove fatigued drivers

Areas of enforcement activity are pre-designated at rural or by-pass locations

At least one Level I inspection or two Level III inspections must be conducted for every hour worked.

At least 60% of the members working are to be Level I certified with one trooper operating the infrared pre-screening system.

**STOP- Strategic Transportation Observation & Prevention for commercial vehicles**

Approximately 700 hours of overtime will be utilized

The focus is on cargo tanks, hazardous materials, inter-modal container chassis, rental trucks and other obvious violations.

Provide sufficient coverage during checkpoints at weigh stations and known roads used as by-pass routes.

Objective is to ensure that cargo is properly identified, packaged, secured, and the vehicle is mechanically safe

At least two contacts for each hour worked and one NAS appropriate inspection is required

**Inspection - Overtime used for inspections at fixed inspection station locations**

Approximately 7,630 hours of overtime will be utilized

Inspections will be conducted at either the fixed inspection station, a high crash area based on the latest CVE dashboard, or at one of three designated rest areas.

At least one Level I inspection or two Level III inspections must be conducted for every hour worked.

**Size and Weight - Overtime which involves conducting size and weight activities in the mountainous regions of east Tennessee, coupled with a NAS inspection**

*Approximately 160 hours of overtime will be utilized*

*THP will conduct special checks to target overweight vehicles that pose a higher risk to the motoring citizens that traverse the mountainous regions of Tennessee.*

*These checks and inspections will not occur at fixed inspection facilities*

*These checks and inspections will occur at rest areas and brake check areas within the region.*

*This activity is utilized to reduce the number of crashes that are caused by insufficient brake efficiency due to the overloading of commercial motor vehicles.*

**FY 2021 Update:** *Each of these projects incorporate enforcement and activity within rural routes within Tennessee. Some of the inspection facilities are in rural route areas, as well as many of the known by-pass areas around the Scale Facilities.*

**FY 2021 Update:** *In addition to the MCSAP funding programs mentioned above, Tennessee utilizes the following state funded programs to enforce traffic laws (commercial and non-commercial) on rural roadways:*

**SOBER UP** - Overtime which focuses on enforcement for driving under the influence

**BELTS** - Overtime which focuses on enforcement for unrestrained drivers

**JUST DRIVE** - Overtime which focuses on enforcement for distracted driving

**PROBLEM ROADWAY AREAS** - This project uses non obligated patrol time to focus on roadway areas of concern deemed important using crash statistics and data analytics.

*Below are charts showing activity and hours for the MCSAP funded projects for FY 2019 and FY 2020 YTD*

DICE - ACTIVITY		
	FY 2019	FY 2020 YTD
Inspections	2,053	875
Contacts	3,221	1,267
Hrs Worked	2,913	1,216

Source: Tennessee Dept. of Safety and Homeland Security, TITAN database. YTD = 5/31/2020

MIS - ACTIVITY		
	FY 2019	FY 2020 YTD
Inspections	339	33
Contacts	468	35
Hrs Worked	376	44

Source: Tennessee Dept. of Safety and Homeland Security, TITAN database. YTD = 5/31/2020

SCALES- ACTIVITY		
	FY	FY 2020

	2019	YTD
<i>Inspections</i>	8,989	4,133
<i>Contacts</i>	9,968	4,292
<i>Hrs Worked</i>	8,221	3,561

Source: Tennessee Dept. of Safety and Homeland Security,  
TITAN database. YTD = 5/31/2020

S AND W - ACTIVITY		
	FY 2019	FY 2020 YTD
<i>Inspections</i>	168	39
<i>Contacts</i>	334	101
<i>Hrs Worked</i>	354	134

Source: Tennessee Dept. of Safety and Homeland Security,  
TITAN database. YTD = 5/31/2020

STOP- ACTIVITY		
	FY 2019	FY 2020 YTD
<i>Inspections</i>	1,143	228
<i>Contacts</i>	2,432	439
<i>Hrs Worked</i>	1,168	226

Source: Tennessee Dept. of Safety and Homeland Security,  
TITAN database. YTD = 5/31/2020

### **Projected Goals for FY 2019 - 2021**

Using the radio buttons in the table below, indicate the traffic enforcement activities the State intends to conduct in FY 2019 - 2021. The projected goals are based on the number of traffic stops, not tickets or warnings issued. These goals are NOT intended to set a quota.

**Note: If you answer "No" to "Non-CMV" traffic enforcement activities, the State does not need to meet the average number of 2004/2005 safety activities because no reimbursement will be requested. If you answer "No" and then click the SAVE button, the Planned Safety Activities table will no longer be displayed.**

			Enter Projected Goals (Number of Stops only)		
Yes	No	Traffic Enforcement Activities	FY 2019	FY 2020	FY 2021
<input checked="" type="radio"/>	<input type="radio"/>	CMV with Inspection	5770	5800	5830
<input type="radio"/>	<input checked="" type="radio"/>	CMV without Inspection	0	0	0
<input checked="" type="radio"/>	<input type="radio"/>	Non-CMV	250000	255000	260000
<input checked="" type="radio"/>	<input type="radio"/>	Comprehensive and high visibility in high risk locations and corridors (special enforcement details)	2300	2325	2350

In order to be eligible to utilize Federal funding for Non-CMV traffic enforcement, States must maintain an average number of safety activities which include the number of roadside inspections, carrier investigations, and new entrant safety audits conducted in the State for Fiscal Years 2004 and 2005.

The table below displays the information you input into this plan from the roadside inspections, investigations, and new entrant safety audit sections. Your planned activities must at least equal the average of your 2004/2005 activities.

FY 2021 Planned Safety Activities				
Inspections	Investigations	New Entrant Safety Audits	Sum of FY 2021 Activities	Average 2004/05 Activities
70500	36	710	71246	67690

***Describe how the State will monitor its traffic enforcement efforts to ensure effectiveness, consistency, and correlation to FMCSA's national traffic enforcement priority.***

Tennessee will monitor its traffic enforcement via TITAN and report results in the Quarterly reports

**Part 2 Section 6 - Safety Technology**

Please verify your State's safety technology compliance levels, responsible agencies, and narrative overview. Are there changes that need to be made for the upcoming fiscal year? Before selecting "yes," make sure there are changes to be made as once selected, this answer cannot be changed.

- ☐ Yes, the information in this section must be updated for this upcoming fiscal year. I understand that I must click "Save" to save any changes.
- ☐ No, the information in this section remains valid for the upcoming fiscal year and no updates are necessary.

*Performance and Registration Information Systems Management (PRISM) is a condition for MCSAP eligibility in [49 CFR 350.207\(27\)](#). States must achieve full participation by October 1, 2020. FMCSA defines "fully participating" in PRISM for the purpose of determining eligibility for MCSAP funding, as when a State's or Territory's International Registration Plan (IRP) or CMV registration agency suspends or revokes and denies registration if the motor carrier responsible for safety of the vehicle is under any Federal OOS order and denies registration if the motor carrier possess an inactive or de-active USDOT number for motor carriers operating CMVs in commerce that have a Gross Vehicle Weight (GVW) of 26,001 pounds or more. Further information regarding full participation in PRISM can be found in the MCP Section 4.3.1.*

*PRISM, Operations and Maintenance (O&M) costs are eligible expenses subject to FMCSA approval. For Innovative Technology Deployment (ITD), if the State has an approved ITD Program Plan/Top-Level Design (PP/TLD) that includes a project that requires ongoing O&M, this is an eligible expense so long as other MCSAP requirements have been met. O&M expenses must be included and described both in this section and in the Spending Plan section per the method these costs are handled in the State's accounting system (e.g., contractual costs, other costs, etc.).*

**Safety Technology Compliance Status**

Please verify the current level of compliance for your State in the table below using the drop-down menu. If the State plans to include O&M costs in this year's CVSP, please indicate that in the table below. Additionally, details must be in this section and in your Spending Plan.

Technology Program	Current Compliance Level	Include O & M Costs?
ITD	Core CVISN Compliant	Yes
PRISM	Full Participation	Yes

Available data sources:

- [FMCSA website ITD information](#)
- [FMCSA website PRISM information](#)

Enter the agency name responsible for ITD in the State, if other than the Lead MCSAP Agency:

Enter the agency name responsible for PRISM in the State, if other than the Lead MCSAP Agency:

**Narrative Overview for FY 2019 - 2021****Problem Statement Narrative and Projected Goal:**

**If the State's PRISM compliance is less than full participation, describe activities your State plans to implement to achieve full participation in PRISM.**

**PRISM COMPLIANCE**

Tennessee Highway Patrol is the lead agency for the state's PRISM program and is committed to full MCSAP compliance. The Performance and Registration Information Systems Management Program (PRISM) has become part of the MCSAP program as mandated by the FAST ACT. Tennessee has been at what was previously considered, PRISM Step 3 since 2002. Due to legislative reasons, Tennessee has been unable to surpass Step 3. Due to the requirements for PRISM in the FAST ACT, the classifications are now 1. Full Participation and 2. Less than full participation. Tennessee Highway Patrol has diligently been in close contact and meetings with the Tennessee Department of Revenue (TDOR) regarding the needed legislation and program changes needed to achieve the compliance requirement by the deadline of October 2020.

Below are the requirements needed in order to be at Full Participation in the PRISM Program

1. Has the legislative or administrative authority to suspend or revoke, and deny vehicle registration of a motor carrier responsible for safety and its vehicles when the motor carrier is prohibited from operating by FMCSA.
2. Collects and validates the USDOT Number and Tax Identification Number of the motor carrier responsible for safety before issuing new or renewing CMV registration(s) by checking them against the PRISM Census File, MCMIS, or by an FMCSA-approved alternative process.
3. Checks a motor carrier's safety status against the PRISM Target File, MCMIS or an FMCSA-approved alternative process before issuing new or renewing registrations, and denies registration(s) if the motor carrier responsible for safety is under any Federal OOS order or possesses an inactive or de-activate USDOT number due to the biennial update not being completed when required.
4. On a recurring basis, checks the safety status of motor carriers registered in the State against the PRISM Target File, MCMIS, or by an FMCSA-approved alternative process, and suspends or revokes the existing registration(s) if the motor carrier responsible for safety is under any Federal OOS order.
5. Uploads when available the USDOT number of the motor carrier responsible for safety, vehicle identification number(s), license plate number(s) and dates of registration for vehicle(s) operated by a motor carrier that is under any Federal OOS order to the SAFER database.
6. Reports the number of suspensions or revocations and registration denials to FMCSA as part of the required MCSAP quarterly performance reports.

On March 18, 2019, Governor Bill Lee signed into law an amendment to allow the Tennessee Department of Revenue (TDOR) the authority to suspend or revoke registrations, permits, or plates of commercial motor vehicles or carriers who continue to operate even after being prohibited from operating by FMCSA. This law became effective on October 1, 2019. At the time of the eCVSP revision (October 10, 2019), Tennessee is now in compliance and at Full Participation with the FMCSA PRISM program.

#### SAFETY AND PRE-SCREENING TECHNOLOGY AND EQUIPMENT

Tennessee places high value on the deployment and regular use of all safety technology in order to improve the overall safety of the roads. Currently there are six types of e-screening equipment at the 8 inspection facilities throughout the state. The below grid identifies the e-screening equipment utilized at each inspection location.

Scale Facility Equipment								
Equipment	Knox-E	Knox-W	Coffee	Robertson	Haywood-E	Haywood-W	Greene	Giles
PrePass	X	X	X	X	X	X	X	X
Drivewyze	X	X	X	X	X	X	X	X
ALPR	X	X	X	X	X	X	X	X
USDOT Reader	X	X	X	X	X	X	X	X
Infrared Camera			X		X	X	X	X
WIMS	X	X	X	X	X	X	X	X
Height Detection	X	X	X		X	X	X	X
Static	X	X	X	X	X	X	X	X

Scale								
PBBT-Fixed			X				X	X
Inspections Shed			X				X	X
Inspection Pit			X				X	X

Notes: Greene County Infrared Camera is currently inoperative

Portable PBBT at Greene County belongs to FMCSA and was returned to them

Haywood County West bound Infrared Screening system needs to be replaced

**FY 2021 Update:** Tennessee received the ITD FY 2018 grant and purchased, installed and has deployed an Infrared Camera at the Haywood County EB Inspection Facility. Tennessee also received funding in the ITD FY 2019 grant to purchase Infrared cameras and replace the inoperative camera at Greene County and a new Infrared Camera at the Knox County EB inspection facility. The anticipated completion dates for both of these purchases was September of 2020, however, due to the on-going COVID-19 pandemic, this project has been delayed.

Each of these types of screening equipment must be maintained and repaired as needed in order to effectively screen commercial vehicles. Tennessee Department of Safety and Homeland Security currently has a contract with Intelligent Imaging for the O&M for this equipment.

License Plate Readers (LPR) and US DOT readers data storage will no longer be housed by the Tennessee Department of Safety and Homeland Security (TDOSHS) per the Strategic Technology Solutions Division of the Tennessee Department of Finance and Administration. The Commercial Vehicle Enforcement Administration has begun securing the contract to move this server to a cloud based server hosted by Intelligent Imaging as a sole source vendor of the LPR and DOT equipment in order to maintain consistency and promote efficiency between the equipment, maintenance and data collection.

**FY 2021 Update:** The LPR and US DOT reader data storage was successfully moved to a third party vendor and the server is a cloud based server and is hosted by Intelligent Imaging.

***Program Activities for FY 2019 - 2021: Describe any actions that will be taken to implement full participation in PRISM.***

**PRISM COMPLIANCE**

On October 1, 2019 the amended wording of the Tennessee Code Annotated (TCA), Title 55 became effective. This legislation has now brought Tennessee to full compliance in the PRISM program.

The Tennessee Department of Revenue has begun the process to suspend and revoke registration for any vehicle and/or carrier with a federal out of service order as of October 1, 2019.

Tennessee is currently in the procurement process to purchase an Infrared Brake Screening System for the Haywood County Scale facility East Bound side following FMCSA funding of the FY 2018 High Priority-ITD grant.

Tennessee will report the number of suspensions or revocations and registration denials to FMCSA as part of the required MCSAP quarterly performance reports. This will begin the 1st quarter of the FY 2020 year.



***Performance Measurements and Monitoring: Describe all performance measures that will be used and include how the State will conduct ongoing monitoring of progress in addition to quarterly SF-PPR reporting.***

**PRISM COMPLIANCE**

The Tennessee Department of Revenue will complete the PRISM Implementation Status Quarterly Report Denials and Suspensions/Revocations to FMCSA on a quarterly basis.

**SAFETY AND PRE-SCREENING TECHNOLOGY AND EQUIPMENT**

The Lieutenant assigned to each fixed inspection facility will report any issues with the performance of any and all equipment to the Administrative CVE Lieutenant. The Administrative CVE Lieutenant will contact the vendor on contract for repair and maintenance to keep consistent operational efficiency of each type of equipment at each fixed inspection facility. Any problems will be reported in the Quarterly reports submitted to FMCSA by the Grants Manager.

Every time a cost is obligated for O&M purposes, a voucher will be submitted for the reimbursement of that cost. Reimbursement will be requested via the voucher only one time through only one grant according to the table listed in the activity section above.

## Part 2 Section 7 - Public Education and Outreach

Please review the description of your State's public education and outreach activities, projected goals and monitoring. Are there changes that need to be made for the upcoming fiscal year? Before selecting "yes," make sure there are changes to be made as once selected, this answer cannot be changed.

- ☐ Yes, the information in this section must be updated for this upcoming fiscal year. I understand that I must click "Save" to save any changes.
- ☐ No, the information in this section remains valid for the upcoming fiscal year and no updates are necessary.

A public education and outreach program is designed to provide information on a variety of traffic safety issues related to CMVs and non-CMV's that operate around large trucks and buses.

### Trend Analysis for 2013 - 2017

In the table below, provide the number of public education and outreach activities conducted in the past 5 years.

Public Education and Outreach Activities	2013	2014	2015	2016	2017
Carrier Safety Talks	22	25	30	35	45
CMV Safety Belt Education and Outreach	26	34	40	42	48
State Trucking Association Meetings	2	2	3	3	4
State-Sponsored Outreach Events	5	8	8	10	14
Local Educational Safety Events	38	39	37	42	45
Teen Safety Events	0	0	0	14	25

### Narrative Overview for FY 2019 - 2021

**Performance Objective:** To increase the safety awareness of the motoring public, motor carriers and drivers through public education and outreach activities such as safety talks, safety demonstrations, etc.

**Describe the type of activities the State plans to conduct, including but not limited to passenger transportation, hazardous materials transportation, and share the road safety initiatives. Include the number of personnel that will be participating in this effort.**

The Tennessee Integrated Traffic Analysis Network (TITAN) trooper activity system does not have the capability of collecting specific data for each type of educational outreach project. Tennessee does however, put a great emphasis on education and outreach and does conduct each of the types of events listed above. The TITAN activity system collects data entered by troopers regarding the attendance and contacts of each event. The Tennessee Highway Patrol will continue to increase highway safety through public educational programs via presentations to schools, civic organizations and industry. Currently there are a total of 16 state funded full time employees that are assigned solely to safety education throughout each of the eight districts in Tennessee. These 16 employees are responsible for all of the regular full time educational programs and activities throughout the state. Coordination of the safety education program is accomplished via a Sergeant and Lieutenant within each district. The Safety Education program is under the supervision of the Captain of Special Programs and Commercial Vehicle Enforcement.

The 16 full time employees are dedicated solely to the THP's public education and outreach activities. They are completely state funded. The regular time spent on Commercial Vehicle outreach activities is equivalent to 1 full time employee. Any specific outreach/educational activities that are MCSAP funded are overtime activities which are laid out in the proposed spending budget. **FY 2021 updated chart is below.**

	2014	2015	2016	2017	2018	2019	2020 YTD
Educational meetings	3,271	3,852	2,953	2,599	2,455	2,896	485

Attendance	396,310	308,674	370,253	201,907	204,863	168,905	21,978
Literature Given	279	788	2,415	2,418	2,071	2,259	486
Contacts Made	100,685	106,323	31,814	67,823	30,820	26,282	5,690
Hours Worked	638,	544	467	413	651	752	62

Source: TDOSHS, TITAN Division, TITAN Database 6/4/2020  
YTD = 6/3/2020

Educational programs facilitated by THP include:

No-Zone - Educating the public to stay out of the blind spots of commercial vehicles.

Move Over - Educating public regarding the safety law which protects emergency personnel, tow truck drivers, and drivers with emergency flashers showing

Teens and Trucks - Educating teenagers regarding the differences between passenger vehicles and commercial vehicles and the different handling characteristics. Tennessee has a semi-truck and trailer which houses 6 interactive driving simulators. These simulators are taken to various events around the state. There are 8 different scenarios which are controlled by the facilitator which show virtual situations including;

- Following too closely
- Distracted Driving
- No Zone
- Drowsy Driving
- Wide right turns
- Move over law
- When to Stop around School buses
- Prom Date Hazards
- Pedestrian Hazards (coming in August 2019)

Distracted Drivers - THP program designed to address and eradicate the number of crashes and near crashes which occur due to driver behavior which becomes distracted from the road, through several ways, including, but not limited to texting while driving. The new semi-truck purchased by the THP via the FY 2016 MCSAP grant is also used in a stand alone capacity for distracted driving enforcement.

Click It or Ticket Campaigns - Campaign to educate and enforce seat belt use.

Annual truck driving championship and inspectors challenge - Partnership with Tennessee Trucking Association geared towards general education of multiple state-wide drivers and companies on 49 CFR code of federal regulations and updates. Specific activities include:

- Facilitating inspectors challenge
- Education on all of the following;
  - Pre Trip inspections and common industry errors
  - Record of Duty Status (RODS)
  - Compliance Investigations and Safety Audits
  - Hazmat regulations

Tennessee Highway Patrol personnel are engaged in education and outreach to drivers and managers of multiple companies to answer industry questions.

Brochures are distributed on topics such as No Zone, Teens and Trucks, and Drive to Zero

Mobile Inspection Station is available for education and demonstration

Teens and trucks trailer is available for education and demonstration and drivers of permit age and above are allowed to gain experience on the Teens and Trucks Simulators

**Projected Goals for FY 2019 - 2021**

**In the table below, indicate if the State intends to conduct the listed program activities, and the estimated number, based on the descriptions in the narrative above.**

			Performance Goals		
Yes	No	Activity Type	FY 2019	FY 2020	FY 2021
<input checked="" type="radio"/>	<input type="radio"/>	Carrier Safety Talks	50	55	55
<input checked="" type="radio"/>	<input type="radio"/>	CMV Safety Belt Education and Outreach	55	60	62
<input checked="" type="radio"/>	<input type="radio"/>	State Trucking Association Meetings	3	3	3
<input checked="" type="radio"/>	<input type="radio"/>	State-Sponsored Outreach Events	15	20	30
<input checked="" type="radio"/>	<input type="radio"/>	Local Educational Safety Events	45	50	55
<input checked="" type="radio"/>	<input type="radio"/>	Teen Safety Events	25	30	30

**Performance Measurements and Monitoring: Describe all performance measures and how the State will conduct monitoring of progress. States must report the quantity, duration and number of attendees in their quarterly SF-PPR reports.**

Tennessee will continue the ongoing multifaceted education program by conducting educational meetings and obtain at least 15,000 contacts throughout 2020.

The Commercial Vehicle Enforcement office of the Tennessee Highway Patrol, along with the Statistical Analyst, will work together to monitor the training of special program's personnel to continue to increase accurate reporting for each function and contacts made during these educational meetings

Tennessee has set the following targets for CY 2020 activities. Progress towards these goals will be reported in the Quarterly Reports.

CY 2020	
Educational Meetings	1,500
Attendance	60,000
Literature Given	575
Contacts made	15,000

Performance measurements are obtained via the TITAN trooper reporting activity system and forwarded to FMCSA on a quarterly basis. The data provided in the Narrative Overview shows that results of Tennessee activities have exceeded target every year since 2015. CY 2020 year to date activities lag previous years' numbers due to social distancing requirements necessitated by the COVID-19 pandemic.

**Part 2 Section 8 - State Safety Data Quality (SSDQ)**

Please review your State's SSDQ compliance levels and Narrative Overview and identify if changes are needed for the upcoming fiscal year. You must select 'yes' to make changes.

- ☐ Yes, the information in this section must be updated for this upcoming fiscal year. I understand that I must click "Save" to save any changes.
- ☐ No, the information in this section remains valid for the upcoming fiscal year and no updates are necessary.

The FAST Act allows MCSAP lead agencies to use MCSAP funds for Operations and Maintenance (O&M) costs associated with Safety Data Systems (SSDQ) if the State meets accuracy, completeness and timeliness measures regarding motor carrier safety data and participates in the national data correction system (DataQs).

**SSDQ Compliance Status**

Please verify the current level of compliance for your State in the table below using the drop-down menu. If the State plans to include O&M costs in this year's CVSP, select Yes. These expenses must be included in the Spending Plan section per the method these costs are handled in the State's accounting system (e.g., contractual costs, other costs, etc.).

Technology Program	Current Compliance Level	Include O & M Costs?
SSDQ	Good	Yes

Available data sources:

- [FMCSA website SSDQ information](#)

**Enter the agency name responsible for DQ in the State, if other than the Lead MCSAP Agency:**

In the table below, use the drop-down menus to indicate the State's current rating within each of the State Safety Data Quality categories, and the State's goal for FY 2019 - 2021.

SSDQ Category	Current SSDQ Rating	Goal for FY 2019	Goal for FY 2020	Goal for FY 2021
Crash Record Completeness	Good	Good	Good	Good
Crash VIN Accuracy	Good	Good	Good	Good
Fatal Crash Completeness	Good	Good	Good	Good
Crash Timeliness	Good	Good	Good	Good
Crash Accuracy	Good	Good	Good	Good
Crash Consistency	No Flag	No Flag	No Flag	No Flag
Inspection Record Completeness	Good	Good	Good	Good
Inspection VIN Accuracy	Good	Good	Good	Good
Inspection Timeliness	Good	Good	Good	Good
Inspection Accuracy	Good	Good	Good	Good

**Enter the date of the A & I Online data snapshot used for the "Current SSDQ Rating" column.**

March 29, 2020

**Narrative Overview for FY 2019 - 2021**

**Problem Statement Narrative:** Describe any issues encountered for any SSDQ category not rated as "Good" in the Current SSDQ Rating category column above (i.e., problems encountered, obstacles overcome, lessons learned, etc.).

Tennessee has rated in the good range for all categories within the Data Quality categories from July of 2015 until November of 2018. In November of 2018 the Fatal Crash Completeness rating fell to fair. The issue was immediately investigated and it was determined that there was a communication and training issue between the FARS and the CVARS group. The issue included the understanding of the requirements for a FMCSA reportable crash. Tennessee worked with FMCSA and found all the missing reports and corrected them. Tennessee attended the FMCSA training in San Antonio and

corrected the issues. The Fatal Crash Completeness category returned to green in January of 2019. Both FARS and CVARS now work even closer together than in the past to ensure communication of timely and accurate information.

The Tennessee Integrated Traffic Analysis Network (TITAN) collects all motor vehicle crash data in Tennessee. Crash data potentially reportable to FMCSA is reviewed by the Commercial Vehicle Analysis Reporting System (CVARS) before being uploaded to the Safety and Fitness Electronic Records (SAFER) system.

Tennessee's challenge is to continue to maintain the good rating for all categories.

**Program Activities FY 2019 - 2021: Describe activities that will be taken to maintain a "Good" overall SSDQ rating. These activities should include all measures listed in the table above. Also, describe program activities to achieve a "Good" rating for all SSDQ measures based upon the Problem Statement Narrative including measurable milestones.**

The Tennessee Integrated Traffic Analysis Network (TITAN) collects all motor vehicle crash data in Tennessee. Crash data potentially reportable to FMCSA is reviewed by the Commercial Vehicle Analysis Reporting System (CVARS) before being uploaded to the Safety and Fitness Electronic Records (SAFER) system.

The CVE statistical analyst will continue to monitor and identify any discrepancies between SafetyNet and TITAN to ensure that the system continues to work, while immediately addressing any discrepancies found. If problems are detected, a corrective action will be implemented immediately.

FMCSA guidelines require that the data review ques be completed within 20 days of receipt, however, the CVE Administrative Sergeants will respond to requests for data reviews (Data Q's) within 16 days and utilize overtime hours as volume dictates. The Data Q overtime project will be utilized as needed. Currently the Data Q's consistently remain within 13 days or less

**Performance Measurements and Monitoring: Describe all performance measures that will be used and include how the State will conduct ongoing monitoring of progress in addition to quarterly SF-PPR reporting.**

State Safety Data Quality is monitored at the first of every month by the CVE statistical analyst. Monthly data quality is coded by a color (i.e., green, yellow, and red) in each of the ten measured categories. The ten measured categories are listed in the chart below.

APR 2018– MAR 2019	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	JAN	FEB	MAR
SSDQ Overall State Rating	Good	Good	Good	Good	Good	Good	Good	Good	Good	Good	Good	Good
Crash Record Completeness	98%	98%	98%	98%	98%	98%	98%	98%	99%	99%	99%	99%
Fatal Crash Completeness	98%	98%	98%	98%	98%	98%	98%	85%	85%	91%	98%	98%
Inspection Record Completeness	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%
Crash Timeliness	100%	100%	100%	100%	100%	100%	99%	99%	99%	99%	99%	99%
Inspection Timeliness	98%	98%	98%	98%	98%	98%	98%	98%	98%	98%	98%	98%
Crash Accuracy	98%	98%	100%	100%	100%	100%	99%	99%	99%	99%	99%	99%
Crash VIN Accuracy		98%	98%	98%	98%	98%	98%	98%	98%	98%	98%	98%
Inspection Accuracy	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%
Inspection VIN Accuracy	98%	97%	98%	98%	98%	98%	98%	98%	98%	98%	98%	98%

Crash Consistency	110%	111%	111%	111%	111%	111%	110%	110%	109%	109%	109%	107%
-------------------	------	------	------	------	------	------	------	------	------	------	------	------

Source: FMCSA State Data Quality Evaluation Reports as of March 29, 2019

## FY 2021 UPDATE

April 2019 - Apr 2020	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	JAN	FEB	MAR	APR
SSDQ Overall State Rating	Good	Good	Good	Good	Good	Good	Good	Good	Good	Good	Good	Good	Good
Crash Record Completeness	98%	98%	98%	98%	98%	98%	98%	98%	99%	99%	99%	99%	99%
Fatal Crash Completeness	98%	98%	98%	98%	98%	98%	98%	98%	104%	105%	105%	105%	105%
Inspection Record Completeness	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%
Crash Timeliness	99%	99%	99%	99%	99%	99%	99%	99%	99%	99%	99%	99%	99%
Inspection Timeliness	99%	99%	99%	99%	99%	99%	99%	99%	99%	99%	99%	99%	99%
Crash Accuracy	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%
Crash VIN Accuracy	98%	98%	98%	98%	98%	98%	98%	98%	98%	98%	98%	98%	98%

Source: <https://ai.fmcsa.dot.gov/DataQuality> (accessed 06/04/2020)

**Part 2 Section 9 - New Entrant Safety Audits**

Please review the agency responsible for conducting New Entrant activities and the description of your State's strategies, activities and monitoring. You must complete the safety audit data questions for the current year. You must select "yes" to make changes.

- ☒ Yes, the information in this section must be updated for this upcoming fiscal year. I understand that I must click "Save" to save any changes.
- ☐ No, the information in this section remains valid for the upcoming fiscal year and no updates are necessary.

States must conduct interstate New Entrant safety audits in order to participate in the MCSAP ([49 CFR 350.201](#).) A State may conduct intrastate New Entrant safety audits at the State's discretion if the intrastate safety audits do not negatively impact their interstate new entrant program.

Note: A State or a third party may conduct New Entrant safety audits. If a State authorizes a third party to conduct safety audits on its behalf, the State must verify the quality of the work conducted and remains solely responsible for the management and oversight of the New Entrant activities.

Yes	No	Question
<input checked="" type="radio"/>	<input type="radio"/>	Does your State conduct Offsite safety audits in the New Entrant Web System (NEWS)? NEWS is the online system that carriers selected for an Offsite Safety Audit use to submit requested documents to FMCSA. Safety Auditors use this same system to review documents and communicate with the carrier about the Offsite Safety Audit.
<input type="radio"/>	<input checked="" type="radio"/>	Does your State conduct Group safety audits at non principal place of business locations?
<input type="radio"/>	<input checked="" type="radio"/>	Does your State intend to conduct intrastate safety audits and claim the expenses for reimbursement, state match, and/or Maintenance of Effort on the MCSAP Grant?

**Trend Analysis for 2013 - 2017**

In the table below, provide the number of New Entrant safety audits conducted in the past 5 years.

New Entrant Safety Audits	2013	2014	2015	2016	2017
Interstate	658	659	626	896	688
Intrastate	0	0	0	0	0
<b>Total Audits</b>	<b>658</b>	<b>659</b>	<b>626</b>	<b>896</b>	<b>688</b>

Note: Intrastate safety audits will not be reflected in any FMCSA data systems—totals must be derived from State data sources.

**Narrative Overview for FY 2019 - 2021**

Enter the agency name conducting New Entrant activities, if other than the Lead MCSAP Agency:

**Program Goal:** Reduce the number and severity of crashes, injuries, and fatalities involving commercial motor vehicles by reviewing interstate new entrant carriers. At the State's discretion, intrastate motor carriers are reviewed to ensure they have effective safety management programs.

**Program Objective:** The Statutory time limit for processing and completing interstate safety audits is: If entry date into the New Entrant program (as shown in FMCSA data systems) October 1, 2013 or later, a safety audit must be completed within 12 months for all motor carriers and 120 days for motor carriers of passengers.



**Projected Goals for FY 2019 - 2021**

For the purpose of completing the table below:

- **Onsite safety audits** are conducted at the carrier's principal place of business.
- **Offsite safety audit** is a desktop review of a single New Entrant motor carrier's basic safety management controls and can be conducted from any location other than a motor carrier's place of business. Offsite audits are conducted by States that have completed the FMCSA New Entrant training for offsite audits.
- **Group audits** are neither an onsite nor offsite audit. Group audits are conducted on multiple carriers at an alternative location (i.e., hotel, border inspection station, State office, etc.).

Projected Goals for FY 2019 - 2021 - New Entrant Safety Audits						
	FY 2019		FY 2020		FY 2021	
Number of Safety Audits/Non-Audit Resolutions	Interstate	Intrastate	Interstate	Intrastate	Interstate	Intrastate
# of Safety Audits (Onsite)	152	0	154	0	156	0
# of Safety Audits (Offsite)	538	0	546	0	554	0
# Group Audits	0	0	0	0	0	0
<b>TOTAL Safety Audits</b>	<b>690</b>	<b>0</b>	<b>700</b>	<b>0</b>	<b>710</b>	<b>0</b>
# of Non-Audit Resolutions	0	0	0	0	0	0

**Strategies:** Describe the strategies that will be utilized to meet the program objective above. Provide any challenges or impediments foreseen that may prevent successful completion of the objective.

The New Entrant Program currently consists of eight troopers and an Administrative Assistant which are under the supervision of a Sergeant, who reports to the Lieutenant for the Commercial Vehicle Enforcement Division of the Tennessee Highway Patrol (THP). According to the FMCSA regulations, new commercial carriers must be audited within the first 12 months of operations and passenger carriers within 120 days. All new entrant motor carriers must demonstrate sufficient compliance with applicable Federal Motor Carrier Safety Regulations and Hazardous Materials Regulations during a safety audit within the required timeframe. New Entrant personnel also provide educational and technical assistance and support to these new commercial carriers in order to promote safe operations. The New Entrant personnel will utilize grant funding effectively and efficiently to ensure that all New Entrant motor carriers receive a safety audit prior to the last 90 days of the 12 month deadline.

The New Entrant program has evolved over the years in regards to the goals for safety audits each year. In FY 2008 the goal was to complete the safety audits within the 90 days prior to their first 18 months of operation with some of them being in an overdue status. By FY 2009, the goals were adjusted to keep all safety audits within the 18 month regulations and to keep everyone off the overdue time list. The most recent goals have been to complete the safety audits prior to 90 days before the end of the first 12 months of operations. The recent decision by FMCSA to allow and train New Entrant personnel on off-site safety audits has allowed for this objective to be completed on a regular basis.

Tennessee proposes to maintain a zero count of new entrant commercial carriers who are within 90 days of the 12 month deadline by conducting new entrant safety audits within the required timeframes by utilizing the 8 full-time New Entrant Troopers and the Administrative Assistant, as well as the Sergeant who supervises all personnel for the New Entrant program.

**FY 2021 update:** Due to COVID-19 pandemic and events related to the pandemic and efforts of mitigation, onsite Safety Audits have been suspended. Tennessee will continue to conduct new entrant safety audits as close to the 12 month deadline as possible.

ACTIVITY by CY	2014	2015	2016	2017	2018	2019	2020 Jan-Mar
Carriers Added to the Program	1,308	1,326	407	447	415	522	196
Carriers Removed from the Program	816	680	634	379	358	482	197
Carriers exited due to	106	136	150	101	80	126	57

change							
Carriers exited due to inactivation	242	208	199	53	64	100	42
Carriers revoked due to FAILED SA	31	39	26	38	37	46	4
Carriers Revoked due to No SHOW-S	12	9	9	19	30	40	24
Carriers revoked due to NO CONTACT	149	230	199	125	130	156	55
Carriers revoked due to SA-EXEMPT	0	360	46	51	24	27	15
Safety Audits Completed	746	658	887	686	628	718	254
Carriers on 90 Day list					37	9	11
Carriers on the overdue list					2	1	3

Source: FMCSA MCMIS. YTD March 30, 2020... Numbers obtained from MCMIS are only accurate as of the 1st working day of the next month.

**FY 2021 updated:** chart is below showing New Entrant Activity for CY 2019 and CY 2020 through end of April

NE ACTIVITY	CY 2019	CY 2020 YTD
Carriers Added to the Program	561	364
Carriers Removed from the Program	554	443
Carriers exited due to change	159	140
Carriers exited due to inactivation	129	102
Carriers revoked due to FAILED SA	36	12
Carriers revoked due to NO SHOW-S	40	49
Carriers revoked due to NO CONTACT	149	97
Carriers exited due to SA-EXEMPT	41	42
Onsite Safety Audits Completed	119	52
Offsite Safety Audits Completed	599	294

Source: FMCSA MCMIS. YTD Apr 30, 2020

Note: Prior to October 2016, the numbers for carrier's added and those removed from service were obtained from MCMIS without the resource of detailing those carriers not in the New Entrant Program or removed by Tennessee personnel. In October 2016, Tennessee started tracking carriers using a database to determine only New Entrant Program carriers added and removed by Tennessee personnel.

Due to the success of the Off-site Safety Audit initiative, there has been no demand for Strike Forces or Group Audits within the Tennessee New Entrant Program. Almost all of the Safety Audits are now performed as off-site audits.

**Activity Plan for FY 2019 - 2021: Include a description of the activities proposed to help achieve the objectives. If group audits are planned, include an estimate of the number of group audits.**

Tennessee is geographically divided into three areas: West, Middle, and East. There are approximately 475 miles between the lower western point of Tennessee, which is the Memphis District and the upper eastern point of Tennessee, which is the Fall Branch District. The 8 New Entrant personnel are strategically located throughout the state in order to provide coverage for all areas. There are areas of Tennessee which have a much higher rate of new entrant commercial carriers than others. In order to accomplish the New Entrant goals, the following activities are planned.

- New Entrant Safety Audits as outlined in MCMIS which will include both on-site and off-site audits
- The New Entrant Administrative Assistant will review Safety Audits due in each district
- Sergeant will manage assignments to assure completion of objectives

The New Entrant program in Tennessee has frequently conducted Strike Force activities in recent years. During a Strike Force, a central location is designated and several new entrant companies are scheduled for audits over the course of two to three days. Since the implementation of off-site Safety Audits, there has been no need for Strike Force activity. Should the need arise in the future, however, the New Entrant Sergeant will schedule a Strike Force as soon as possible in order to maintain the objectives of a zero count of new entrant commercial carriers who are within 90 days of the 12 month deadline.

**Performance Measurement Plan: Describe how you will measure progress toward meeting the objective, such as quantifiable and measurable outputs (staffing, work hours, carrier contacts, inspections, etc.). The measure must include specific benchmarks to be reported on in the quarterly progress report, or as annual outputs.**

The New Entrant Administrative Assistant will monitor the new entrant "90 day" list on a monthly basis and send a report to the New Entrant Sergeant if any new entrant commercial companies are on this list. The New Entrant Sergeant will immediately address this list by either communication with the Trooper in that area or coordinating needed resources to complete audits as soon as possible. The grants manager will report the activities and any problems, as well as solutions planned to address any said problems on a quarterly basis to FMCSA.

The New Entrant Sergeant and the Administrative Assistant will utilize the information within the MCMIS system located on the FMCSA portal to coordinate and monitor all new entrant carriers as well as safety audit activities.

Below is a table showing the anticipated number of Onsite and Offsite Safety Audits for CY 2021.

# of Onsite Safety Audits	152
# of Offsite Safety Audits	538
Total # of Anticipated Safety Audits	690

As of the end of March of 2019, 33 onsite Safety Audits and 211 offsite Safety Audits had been completed. At this pace, Tennessee will be well over the anticipated Safety Audit number by the end of CY 2019.

**FY 2021 update:** Tennessee surpassed the Safety Audit goal of 690 with 718 audits. Tennessee is on target to meet the goal of 700 set for 2021.

### Part 3 - National Emphasis Areas and State Specific Objectives

FMCSA establishes annual national priorities (emphasis areas) based on emerging or continuing issues, and will evaluate CVSPs in consideration of these national priorities. Part 3 allows States to address the national emphasis areas/priorities outlined in the Notice of Funding Opportunity (NOFO) and any State-specific objectives as necessary. Specific goals and activities must be projected for the three fiscal year period (FYs 2019 - 2021).

#### Part 3 Section 1 - Enforcement of Federal OOS Orders during Roadside Activities

Please review your State's Federal OOS catch rate during roadside enforcement activities, projected goals, program activities and monitoring. Are there changes that need to be made for the upcoming fiscal year? Before selecting "yes," make sure there are changes to be made as once selected, this answer cannot be changed.

- ☐ Yes, the information in this section must be updated for this upcoming fiscal year. I understand that I must click "Save" to save any changes.
- ☐ No, the information in this section remains valid for the upcoming fiscal year and no updates are necessary.

#### Instructions:

FMCSA has established an Out-of-Service (OOS) catch rate of 85 percent for carriers operating while under an OOS order. In this part, States will indicate their catch rate is at least 85 percent by using the check box or completing the problem statement portion below.

#### Check this box if:

☐ As evidenced by the data provided by FMCSA, the State identifies at least 85 percent of carriers operating under a Federal IH or UNSAT/UNFIT OOS order during roadside enforcement activities and will not establish a specific reduction goal. However, the State will maintain effective enforcement of Federal OOS orders during roadside inspections and traffic enforcement activities.

#### Narrative Overview for FY 2019 - 2021

Enter your State's OOS Catch Rate percentage if below 85 percent: 68%

Projected Goals for FY 2019 - 2021: Enter a description of the State's performance goals.

Fiscal Year	Goal (%)
2019	78
2020	80
2021	85

FMCSA has placed emphasis on taking carriers that are operating under an Out of Service Order off the roads as they pose such an enormous danger to the public. Per reports from FMCSA, Tennessee only identified 31.25% of all out of service carriers when encountered and inspected in 2013. Tennessee began to take corrective action and put more focus on this issue and by CY 2015 had increased to 64.87% catch rate of all out of service carriers.

As shown below, Tennessee's catch rate for Imminent Hazard and Unsat/Unfit carriers has fluctuated over the years.

Tennessee has made a goal of increasing this type of catch rate from 57% to 85% over the next three years.

Percent of Out of Service Carriers Caught During an Inspection						
	FY	FY	FY	FY	FY	FY
Type of OOS	2014	2015	2016	2017	2018	2019 YTD
All OOS Carriers Identified	33.33%	64.87%	76.67%	78.26%	74.29%	68.42%
Imminent Hazard/Unfit Carriers Identified	0.00%	75.00%	80.00%	33.33%	57.14%	N/A

Data Source: MCMIS as of 5/31/19 and Inspections on OOS Carriers History, distributed by FMCSA

**FY 2021 Updated Table:** FY 2019 AND FY 2020 through February is below and shows that Tennessee has met the 85% catch rate required by FMCSA. According to A&I, TN does not need an OOS plan since the number is N/A for imminent hazard & UNSAT/ UNFIT.

FY 2020 YTD in the blow chart includes data from October 01, 2019 through May 31, 2020.

Measures		FY 2017	FY 2018	FY 2019	FY 2020 YTD
Inspection Counts	Inspections on All OOS Carriers	23	35	27	8
	Inspections on All OOS Carriers Identified	18	26	17	7
OOS Carriers not Identified	Imminent Hazard Carriers not identified	0	1	0	0
	Unsatisfactory/Unfit Carriers not identified	2	2	0	0
	Other OOS Types not identified	3	6	10	1
OOS Carriers Identified	Imminent Hazard Carriers Identified	0	0	0	0
	Unsatisfactory/Unfit Carriers Identified	1	4	1	0
	Other OOS Types identified	17	22	16	7
% Identified (OOS Catch Rate)	% of all OOS Carriers Identified	78.26%	74.29%	62.96%	90.91%
	% of Imminent Hazard null/Unfit Carriers Identified	33.33%	57.14%	100.00%	N/A

**Program Activities for FY 2019 - 2021: Describe policies, procedures, and/or technology that will be utilized to identify OOS carriers at roadside. Include how you will conduct quality assurance oversight to ensure that inspectors are effectively identifying OOS carriers and preventing them from operating.**

Extensive training of each district on efficient utilization of ASPEN 3.0, Query Central and the Commercial Vehicle Information Exchange Window (CVIEW) was completed during 2016. These systems are used to verify operating authority.

General Order 900, Section III, D, 11 states that "Members shall verify operating authority/insurance on each carrier."

All commissioned personnel in the THP are under the directive to verify the commercial driver license, insurance and operating authority during each commercial vehicle inspection. The THP Dispatch centers act as an alternate source for the verification of commercial driver license, insurance and operating authority. If an out-of-service order exists, then those out-of-service orders are to be enforced and reported to the FMCSA.

Tennessee Department of Revenue has been granted legislative authority to suspend and/or revoke any vehicle or carrier registration that currently has a federal out of service order. This authority was put into law in March of 2019

and will go into effect on October 1, 2019. It is expected that this new legislation will increase the catch rate for Tennessee significantly.

**FY 2021 UPDATE:** The authority for Tennessee to suspend and/or revoke any vehicle or carrier registration that currently has a federal out of service order went into effect on October 1, 2019. This new law strengthens Tennessee's out of service orders for these carriers.

According to A&I, TN does not need an OOS plan since the number is N/A for imminent hazard & UNSAT/ UNFIT.

***Performance Measurements and Monitoring: Describe all performance measures and how the State will conduct ongoing monitoring of progress in addition to quarterly SF-PPR reporting.***

The Commercial Vehicle Enforcement Sergeants will continue to monitor the catch rate via reports from the Federal Motor Carrier Safety Administration (FMCSA).

The Sergeants will also continue to review Tennessee's performance in regards to our catch rate each time FMCSA distributes this report.

If the catch rate does not meet the established 85% criteria established by the FMCSA, then the individual inspection is and will be identified by the CVE Sergeants and the CVE Lieutenant will discuss with the trooper a corrective action plan, as well as revisit all tools available to identify all Out of Service carriers in the future.

**FY 2021 update:** The CMV Administration unit has placed a large emphasis on continuing to improve our OOS catch rate and continues to closely monitor Tennessee's performance in this area. The CVE Administration sergeants routinely review the catch rate reports as they are distributed by FMCSA. In the event that an OOS order is not acted upon during an inspection, the CVE Administration Sergeant discusses a corrective action plan with the trooper. The corrective action plan ensures that the matter is properly documented, the problem is thoroughly and clearly discussed with the trooper, and that the trooper is re-educated on the tools available to identify all Out of Service carriers in the future.

According to A&I, TN does not need an OOS plan since the number is N/A for imminent hazard & UNSAT/ UNFIT.

### Part 3 Section 2 - Passenger Carrier Enforcement

Please review your State's passenger carrier transportation goals, problem statement narrative, program activities and monitoring. Are there changes that need to be made for the upcoming fiscal year? Before selecting "yes," make sure there are changes to be made as once selected, this answer cannot be changed.

- ☐ Yes, the information in this section must be updated for this upcoming fiscal year. I understand that I must click "Save" to save any changes.
- ☐ No, the information in this section remains valid for the upcoming fiscal year and no updates are necessary.

#### Instructions:

FMCSA requests that States conduct enhanced investigations for motor carriers of passengers and other high risk carriers. Additionally, States are asked to allocate resources to participate in the enhanced investigations training being offered by FMCSA. Finally, States are asked to continue partnering with FMCSA in conducting enhanced investigations and inspections at carrier locations.

#### Check this box if:

☐ As evidenced by the trend analysis data, the State has not identified a significant passenger transportation safety problem. Therefore, the State will not establish a specific passenger transportation goal in the current fiscal year. However, the State will continue to enforce the Federal Motor Carrier Safety Regulations (FMCSRs) pertaining to passenger transportation by CMVs in a manner consistent with the [MCSAP Comprehensive Policy](#) as described either below or in the roadside inspection section.

#### Narrative Overview for FY 2019 - 2021

**Problem Statement Narrative:** Describe the problem as identified by performance data and include the baseline data.

Motorcoach/Passenger Carrier activity - CY						
	2014	2015	2016	2017	2018	2019 YTD
Inspections	776	1,043	777	600	787	56
Overtime Hours	1,411	1,205	622	318	819	192

Source: Department of Safety and Homeland Security, TITAN Division, SafetyNet Database, 16 April 2019

Included as Motorcoach/Passenger if Unit Type = BU, LM, MC, or VN; School bus is not included

YTD = 04/16/2019

**FY 2021 Update:** Table below shows updated numbers for the Motorcoach/Passenger Carrier activity for 2019 and 2020 YTD.

Motorcoach/Passenger Carrier Activity							
CY	2014	2015	2016	2017	2018	2019	2020 YTD
Inspections	776	1,043	777	600	787	450	95
Overtime Hours	1,411	1,205	616	318	819	214	0

Source: Tennessee Department of Safety and Homeland Security, TITAN Division, SafetyNet database, 06/05/2020

Included as Motorcoach/Passenger if UnitType = BU, LM, MC, or VN; School bus is NOT included.



YTD = 6/3/2020

Tennessee Commercial Vehicle Administration recognized an increase in the number of motorcoach crashes from 2011 to 2012. The rate, however, of motorcoach/passenger carrier crashes per TN millions of vehicle miles traveled has virtually remained the same between 2012 and 2016. Tennessee has not had a Motorcoach fatality issue. The rate of Tennessee fatalities in a motorcoach/passenger carrier crash are virtually non-existent. The large number of fatalities during CY 2013 was due to a single crash involving an out of state non business church bus, tractor trailer, and an SUV in which the driver of all three vehicles and 5 passengers on the church bus were killed. Post-crash investigation of this fatal accident has revealed that the crash involving a Motorcoach can have an extremely devastating outcome and why Tennessee will continue to attempt to maintain a low rate of Motorcoach/passenger carrier crashes. Baseline data is from 2013. **FY 2021 Updated Table below:**

MOTORCOACH CRASHES - TENNESSEE			
CY	Motor Coach Crashes	TN VMT	Rate (Crash per 100 Million TN VMT)
2013	46	72,813	0.063
2014	45	75,151	0.060
2015	44	76,910	0.057
2016	42	79,029	0.053
2017	63	79,933	0.079
2018	91	78,591	0.116
2019	69	80,995	0.085
2020 YTD	18	33,102	0.054

Source: Tennessee Department of Safety and Homeland Security, TITAN Division - SafetyNet Database 6/1/2019  
2020 YTD = 5/31/2020

The Motorcoach crash goal for the past year has been to maintain a motorcoach/passenger carrier crash rate of  $\leq 0.059$ . The actual results are listed in the table above. As shown in the table, the motorcoach/passenger carrier crash rate declined steadily between years 2013 and 2016. The rate began to increase, however, in 2017 and appears to be increasing again this year.

The objectives outlined in the FY 2019 eCVSP to meet this goal were to:

1. Complete 350 hours of motorcoach/passenger carrier overtime hours
2. Complete at least 300 motorcoach/passenger carrier inspections

Motorcoach/Passenger Carrier activity - CY						
	2014	2015	2016	2017	2018	2019
Inspections	776	1,043	777	600	787	450
Overtime Hours	1,411	1,205	622	318	819	214

Source: Department of Safety and Homeland Security, TITAN Division, SafetyNet Database, 6/5/2020  
Included as Motorcoach/Passenger if Unit Type = BU, LM, MC, or VN; School bus is not included

**FY 2021 Update:** FMCSA has placed a special emphasis on migrant worker transportation in rural areas. Tennessee only has one registered migrant worker carrier and there have been no safety concerns or crashes related to this carrier. Based on this information, Tennessee does not see a need to implement a targeted enforcement plan solely for migrant worker transportation.

**Projected Goals for FY 2019 - 2021: Enter the performance goal for the three year CVSP period for the State's passenger carrier enforcement initiative. Annual passenger carrier enforcement benchmarks for FY 2019, 2020 and 2021 must also be included.**

The objectives for the Passenger Transportation safety program for each year between 2019 and 2021 are:

1. Reestablish a crash rate per 100 million TN VMT of 0.059 or below.
2. Conduct at least 350 hours of Motorcoach overtime hours
3. Conduct at least 400 motorcoach/passenger carrier inspections

***Program Activities for FY 2019 - 2021: Provide additional information regarding how these activities will be implemented.***

To meet the above goals, THP plans to complete the following activities.

1. Utilize overtime hours to conduct point of destination and motorcoach strike forces throughout the state. THP will coordinate these activities with FMCSA to ensure we maximize all enforcement efforts.
2. Overtime hours will be distributed to each district according to designated high motorcoach crash corridors.
3. Tennessee will complete a minimum of 400 motorcoach inspections for CY 2021.
4. Conduct driver and vehicle inspections
5. Conduct traffic enforcement activities
6. Conduct carrier investigations
7. Conduct public education and awareness
8. Conduct effective data collection and reporting.

***Performance Measurements and Monitoring: Describe all performance measures and how the State will conduct ongoing monitoring of progress in addition to quarterly SF-PPR reporting.***

The Grants Program Manager will utilize the Tennessee Integrated Traffic Analysis Network reporting system to monitor all activities on a monthly basis and report the progress on a quarterly basis. The Commercial Vehicle Passenger Carrier Lieutenant will monitor use of overtime hours via reports from the Grants Manager and coordinate with each District Data coordinator to make necessary adjustments regarding overtime hours and efforts.

### Part 3 Section 3 - State Specific Objectives – Past

No updates are required for this section.

#### Instructions:

Describe any State-specific CMV problems that were addressed with FY 2018 MCSAP funding. Some examples may include hazardous materials objectives, Electronic Logging Device (ELD) implementation, and crash reduction for a specific segment of industry, etc. Report below on year-to-date progress on each State-specific objective identified in the FY 2018 CVSP.

#### Progress Report on State Specific Objectives(s) from the FY 2018 CVSP

Please enter information to describe the year-to-date progress on any State-specific objective(s) identified in the State's FY 2018 CVSP. Click on "Add New Activity" to enter progress information on each State-specific objective.

#### Activity #1

**Activity:** Describe State-specific activity conducted from previous year's CVSP.

SAFETY IMPROVEMENT via Vehicle Out-of-Service rate

**Goal:** Insert goal from previous year CVSP (#, %, etc., as appropriate).

Maintain a Vehicle Out-of-Service rate above the national average.

**Actual:** Insert year to date progress (#, %, etc., as appropriate).

Vehicle OOS Rate: Goal in CY 2013 - 16.2% The actual rate was 23.41% Goal in CY 2014 - 16.2% The actual rate was 24.35% Goal in CY 2015 - > National Average The actual rate was 24.70% Goal in CY 2016 - > National Average The actual rate was 24.36% Goal in CY 2017 - > National Average The actual rate was 27.20% Baseline data is CY 2013 which was goal of 16.2% with actual rate of 23.4%.

**Narrative:** Describe any difficulties achieving the goal, problems encountered, obstacles overcome, lessons learned, etc.

Vehicle out-of-service (Vehicle OOS) rate became a priority for the State of Tennessee in 2008 after reaching an all-time low of 13.2% in 2007. Since the deployment of increased inspection technology, there has been a steady increase in the vehicle out-of-service rate since 2001. Tennessee has been very successful at meeting the Vehicle OOS goal, and has exceeded the 16.2% goal since CY 2011. In the FY 2015 CVSP, the goal was updated to exceed the national vehicle out-of-service average. The ongoing efforts of the THP to increase technology and update fixed scale facilities should continue to show an increase in the Vehicle OOS rate. Currently, Tennessee is in need of three Infrared Brake Screening systems (IBSS). One will be located at the Haywood county inspection facility - East bound where there is not an IBSS. Another is needed at the Haywood county inspection facility - West bound, which has a system, which cannot be supported by the current repair and maintenance contract. The other system is located at the Greene County inspection facility and is completely inoperable. Tennessee has submitted a request for two of the systems in the FY 2018 ITD/HP application.

#### Activity #2

**Activity:** Describe State-specific activity conducted from previous year's CVSP.

Traffic Enforcement focusing on driver out of service percentages in order to lower the percentage of crashes where large truck drivers are a contributing factor. Program elements used to conduct this activity include: Inspections and Traffic Enforcement activities.

**Goal:** Insert goal from previous year CVSP (#, %, etc., as appropriate).

Maintain a Driver Out-of-Service rate above the national average.

**Actual:** Insert year to date progress (#, %, etc., as appropriate).

Driver OOS Rate Tennessee National CY Actual Goal Actual 2013 6.42% 6.2% 4.86% 2014 6.20% 6.2% 5.05% 2015 6.42% > National average 4.87% 2016 5.46% > National average 4.91% 2017 5.58% > National average 5.11% 2018 YTD 5.30% > National average 4.61% Source: FMCSA Analysis & Information Online Website: <https://ai.fmcsa.dot.gov/SafetyProgram/spRptRoadside.aspx?rpt=RDOOS> (accessed 6/15/2018) YTD = 05/25/2018 Baseline data is from 2013 which was... TN Driver OOS rate of 6.42%, National Driver OOS rate of 4.86%, goal Driver OOS rate above 6.2% % of Large Truck (FMCSA Reportable and Non-reportable) Crashes with Contributing Factors Indicated for a Large Truck Driver CY Percentage 2013 49.31% 2014 49.26% 2015 46.84% 2016 46.41% 2017 46.59% 2018 YTD 47.48% Source: Department of Safety and Homeland Security, TITAN Division, TITAN Database, 06/15/2018 YTD = 06/15/2018 Baseline data is from 2013 as seen in chart above.

**Narrative: Describe any difficulties achieving the goal, problems encountered, obstacles overcome, lessons learned, etc.**

Tennessee Highway Patrol introduced the Commercial Vehicle Enforcement dashboard in 2011 with the hopes to increase the driver out-of-service rates to 6.2% in order to decrease the instances where the driver becomes the major contributing factor in a crash. Tennessee was unable to meet the goal in CY2011 and CY2012, however, the continued efforts paid off and Tennessee exceeded the goal in 2013 with a driver out-of-service rate of 6.42%. The goal was updated in the FY 2015 CVSP to maintain a Driver out-of-service rate above the national average.

**Activity #3**

**Activity: Describe State-specific activity conducted from previous year's CVSP.**

Hazmat Crash Reduction

**Goal: Insert goal from previous year CVSP (#, %, etc., as appropriate).**

Maintain < 3% of hazmat crashes out of all CMV crashes within TN.

**Actual: Insert year to date progress (#, %, etc., as appropriate).**

Hazmat Vehicle Crashes as a Percentage of All TN CMV Crashes 2013 2014 2015 2016 2017 2018 YTD TN CMV HM Crashes 81 46 71 71 63 21 All Large Truck Crashes 3,383 3,395 3,681 4,099 4,077 1,849 % Hazmat to All CMV Crashes 2.39% 1.35% 1.93% 1.73% 1.55% 1.14% Data Source: Tennessee Department of Safety and Homeland Security, TITAN Division - SafetyNet 6/14/18 (YTD) Baseline data is from 2013. The Sergeant of the Hazmat Commercial Vehicle Enforcement program continues to conduct certified training courses as well as, several Hazmat refresher courses across the state. There were 10 Hazmat Strike forces conducted in 2017 that spanned across the state of Tennessee.

**Narrative: Describe any difficulties achieving the goal, problems encountered, obstacles overcome, lessons learned, etc.**

Tennessee historically has very low hazmat related crash rates, however, Tennessee also has a very aggressive Hazmat related enforcement program. The percent of hazmat related crashes has remained below 3% of all commercial vehicle crashes within the state of Tennessee. The state of Tennessee and the Highway Patrol continue to acknowledge that even one hazmat related crash has potentially catastrophic consequences and has maintained a robust and proactive program because of this fact. Hazardous Materials (HM) Crashes Outcome CY 2013 81 0.111 CY 2014 46 0.061 CY 2015 71 0.092 CY 2016 71 0.090 CY 2017 63 0.079 Source: Tennessee Department of Safety and Homeland Security, TITAN Division - SafetyNet 6/14/18 Hazmat Inspections - CY 2013 2014 2015 2016 2017 2018 YTD 2,971 2,918 2,605 3,071 2,626 784 Source: FMCSA Motor Carrier Management Information System (MCMIS) 5/25/2018 data snapshot. [https://ai.fmcsa.dot.gov/ProgramReport/pcReport.aspx?rpt=reg\\_ROI](https://ai.fmcsa.dot.gov/ProgramReport/pcReport.aspx?rpt=reg_ROI) YTD = 06/14/2018

### Part 3 Section 4 - State Specific Objectives – Future

Please review your State specific objectives and narrative overview. Are there changes that need to be made for the upcoming fiscal year? Before selecting "yes," make sure there are changes to be made as once selected, this answer cannot be changed.

- ☐ Yes, the information in this section must be updated for this upcoming fiscal year. I understand that I must click "Save" to save any changes.
- ☐ No, the information in this section remains valid for the upcoming fiscal year and no updates are necessary.

#### Instructions:

The State may include additional objectives from the national priorities or emphasis areas identified in the NOFO as applicable. In addition, the State may include any State-specific CMV problems identified in the State that will be addressed with MCSAP funding. Some examples may include hazardous materials objectives, Electronic Logging Device (ELD) implementation, and crash reduction for a specific segment of industry, etc.

Describe any State-specific objective(s) identified for FY 2019 - 2021. Click on "Add New Activity" to enter information on each State-specific objective. This is an optional section and only required if a State has identified a specific State problem planned to be addressed with grant funding.

#### State Objective #1

**Enter the title of your State-Identified Objective.**

SAFETY IMPROVEMENT

#### **Narrative Overview for FY 2019 - 2021**

**Problem Statement Narrative: Describe problem identified by performance data including baseline data.**

Vehicle out-of-service rate became a priority for the State of Tennessee in 2008 after reaching an all-time low of 13.2% in 2007. Tennessee began to focus on commercial vehicles operating under sub-par mechanical conditions including being in an imminent hazardous condition, or without the correct operating authority registration.

#### **Projected Goals for FY 2019 - 2021:**

**Enter performance goal.**

The Vehicle out-of-service rate for Tennessee for FY 2019, 2020, and 2021 will be to continue to maintain a Vehicle Out-of-Service rate above the national average.

**Program Activities for FY 2019 - 2021: Describe the activities that will be implemented including level of effort.**

Tennessee plans to purchase two new IBSS systems over the course of the FY 2018 High Priority / ITD performance period if approved. The Haywood County inspection facility on the east bound side as well as the Greene County inspection facility are the anticipated locations. Tennessee also intends to eventually purchase as least one more system for the Haywood County inspection facility on the west bound side. These screening systems will allow for more efficient means of choosing trucks for inspection, as well as increase driver and vehicle out of service and in turn, improve safety on the roads overall. The Commercial Vehicle Enforcement Division (CVE) of the Tennessee Highway Patrol (THP) will allocate overtime hours for the Strategic Transportation Observation Prevention, (STOP) project. The overtime will be approved by supervisors and inspections conducted in the high crash areas will be identified by the most recent Commercial Vehicle Enforcement Dashboard. This project is an enforcement activity which focuses on commercial vehicles that are related to the following categories. Cargo tanks Trucks transporting hazardous materials Inter-modal container chassis Rental trucks All other trucks with obvious violations The objective for STOP is to provide sufficient coverage during checkpoints at weigh stations and known highways and roads used as by-pass

routes so that every effort is made to stop, evaluate and inspect as many of the previously listed types of commercial vehicles as possible.

***Performance Measurements and Monitoring: Describe all performance measures and how the State will conduct ongoing monitoring of progress in addition to quarterly SF-PPR reporting.***

During the STOP overtime project, troopers will conduct a minimum of two Level III inspections for one Level I inspection for each hour during the overtime. The TITAN division will monitor the overall inspection activity quarterly using SafetyNet data. Tennessee will use SafetyNet data to monitor and report the Vehicle out-of-service rate on a quarterly basis. The CVE Statistical Analyst will obtain the data to assure that it remains at or above the national average, and the grants manager will report to FMCSA.

**State Objective #2**

***Enter the title of your State-Identified Objective.***

Traffic enforcement

***Narrative Overview for FY 2019 - 2021***

***Problem Statement Narrative: Describe problem identified by performance data including baseline data.***

Tennessee continues to place emphasis towards commercial vehicle driver enforcement. It is just as important to remove an unsafe driver, as it is to remove an unsafe vehicle. Tennessee data shows that historically, the percentage of commercial vehicle crashes in which the large truck driver received some sort of violation is around 50%. Tennessee's efforts to remove unsafe drivers is an effort to lower this percentage.

***Projected Goals for FY 2019 - 2021:***

***Enter performance goal.***

Maintain a Driver Out-of-Service rate above the national average for FY 2019, 2020, and 2021. Maintain a percentage of crashes where the driver is listed as a contributing factor to fewer than 48.8% for FY 2019, 2020, and 2021. Below are the Percentages for FMCSA Reportable large Truck Crashes where there are contributing factors from the Driver. CY 2014 - 49.26%, CY 2015 - 46.84%, CY 2016 - 46.41%, CY 2017 - 46.59%, CY 2018 - 47.34%, CY 2019 YTD - 48.53% Source: Tennessee Department of Safety and Homeland Security, TITAN Division - SafetyNet Database 5/21/2019 \*Year to Date = 5/20/2019

***Program Activities for FY 2019 - 2021: Describe the activities that will be implemented including level of effort.***

All commercial activities and projects facilitated by the CVE administration of the THP are part of the objective to remove unsafe drivers. Some specific activities which help in the Driver out of service rate include, but are not limited to: Roadside inspections Speeding Trucks and Negligent Drivers (STAND) Overtime Drug Interdiction and Criminal Enforcement (DICE) Overtime Mobile Inspection (MIS) Overtime Educational activities with industry members New Entrant Safety Audits

***Performance Measurements and Monitoring: Describe all performance measures and how the State will conduct ongoing monitoring of progress in addition to quarterly SF-PPR reporting.***

Each overtime activity will meet the required number of inspections and/or contacts specific to that overtime. All activity including overtime projects, inspections, educational activities and New Entrant Safety Audits will be reported to FMCSA on a quarterly basis.

**State Objective #3**

***Enter the title of your State-Identified Objective.***

Hazardous Materials Crash Reduction

***Narrative Overview for FY 2019 - 2021***

***Problem Statement Narrative: Describe problem identified by performance data including baseline data.***

Tennessee historically has very low hazmat related crash rates, however, Tennessee also has a very aggressive Hazmat related enforcement program. The percent of hazmat related crashes has remained below 3% of all commercial vehicle crashes within the state of Tennessee. The state of Tennessee and the Highway Patrol continue to acknowledge that even one hazmat related crash has potentially catastrophic consequences and therefore, has maintained a robust and proactive program because of this fact. Hazmat Vehicle Crashes as a Percentage of All TN CMV Crashes 2014 - 1.35%, 2015 - 1.92%, 2016 - 1.76%, 2017 - 1.54%, 2018 - 1.30%, 2019 YTD - 1.19% Data Source: Tennessee Department of Safety and Homeland Security, TITAN Division - SafetyNet 5/21/2019(YTD)= 5/20/2019

***Projected Goals for FY 2019 - 2021:***

***Enter performance goal.***

Tennessee Department of Safety and Homeland Security will continue to use the hazardous materials and Level VI program to maintain the hazardous material crash percentages below 3% of all commercial vehicle crashes for FY 2019, 2020, and 2021.

***Program Activities for FY 2019 - 2021: Describe the activities that will be implemented including level of effort.***

To meet this goal, the state intends to conduct the following activities: Conduct at least three intrastate/interstate hazmat bulk/non-bulk inspection strike force at various locations across the state of Tennessee each year. Conduct at least 2 hazmat training courses which will include general hazmat, cargo and other bulk each year. Distribute updates related to hazardous materials to all troopers throughout the state. Offer at least 3 refresher training courses each year. Conduct at least 2,500 Hazmat inspections in 2019, 2020, and 2021.

***Performance Measurements and Monitoring: Describe all performance measures and how the State will conduct ongoing monitoring of progress in addition to quarterly SF-PPR reporting.***

All Hazmat related activity will be monitored by the Hazmat Sergeant via FMCSA's website. The Sergeant will report other activities to the Grants Manager who will then include this information to FMCSA quarterly.

## Part 4 - Financial Information

### Part 4 Section 1 - Overview

The Spending Plan is an explanation of each budget component, and should support the cost estimates for the proposed work. The Spending Plan should focus on how each item will achieve the proposed project goals and objectives, and explain how costs are calculated. The Spending Plan must be clear, specific, detailed, and mathematically correct. Sources for assistance in developing the Spending Plan include [2 CFR part 200](#), [2 CFR part 1201](#), [49 CFR part 350](#) and the [MCSAP Comprehensive Policy](#).

Before any cost is billed to or recovered from a Federal award, it must be allowable ([2 CFR §200.403](#), [2 CFR §200 Subpart E – Cost Principles](#)), reasonable and necessary ([2 CFR §200.403](#) and [2 CFR §200.404](#)), and allocable ([2 CFR §200.405](#)).

- **Allowable** costs are permissible under the OMB Uniform Guidance, DOT and FMCSA regulations and directives, MCSAP policy, and all other relevant legal and regulatory authority.
- **Reasonable and Necessary** costs are those which a prudent person would deem to be judicious under the circumstances.
- **Allocable** costs are those that are charged to a funding source (e.g., a Federal award) based upon the benefit received by the funding source. Benefit received must be tangible and measurable.
  - For example, a Federal project that uses 5,000 square feet of a rented 20,000 square foot facility may charge 25 percent of the total rental cost.

#### Instructions

The Spending Plan should include costs for FY 2021 only. This applies to States completing a multi-year CVSP or an Annual Update to their multi-year CVSP.

The Spending Plan data tables are displayed by budget category (Personnel, Fringe Benefits, Travel, Equipment, Supplies, Contractual and Subaward, and Other Costs). You may add additional lines to each table, as necessary. Please include clear, concise explanations in the narrative boxes regarding the reason for each cost, how costs are calculated, why they are necessary, and specific information on how prorated costs were determined.

The following definitions describe Spending Plan terminology.

- **Federal Share** means the portion of the total project costs paid by Federal funds. Federal share is 85 percent of the total project costs for this FMCSA grant program.
- **State Share** means the portion of the total project costs paid by State funds. State share is 15 percent of the total project costs for this FMCSA grant program. A State is only required to contribute up to 15 percent of the total project costs of all budget categories combined as State share. A State is NOT required to include a 15 percent State share for each line item in a budget category. The State has the flexibility to select the budget categories and line items where State match will be shown.
- **Total Project Costs** means total allowable costs incurred under a Federal award and all required cost sharing (sum of the Federal share plus State share), including third party contributions.
- **Maintenance of Effort (MOE)** means the level of effort Lead State Agencies are required to maintain each fiscal year in accordance with [49 CFR § 350.301](#). The State has the flexibility to select the budget categories and line items where MOE will be shown. Additional information regarding MOE can be found in the MCSAP Comprehensive Policy (MCP) in section 3.6.

#### On Screen Messages

The system performs a number of edit checks on Spending Plan data inputs to ensure calculations are correct, and values are as expected. When anomalies are detected, alerts will be displayed on screen.

- Calculation of Federal and State Shares

Total Project Costs are determined for each line based upon user-entered data and a specific budget category formula. Federal and State shares are then calculated by the system based upon the Total Project Costs and are added to each line item.

The system calculates an 85 percent Federal share and 15 percent State share automatically and populates these



values in each line. Federal share is the product of Total Project Costs x .85. State share equals Total Project Costs minus Federal share. If Total Project Costs are updated based upon user edits to the input values, the 85 and 15 percent values will not be recalculated by the system and should be reviewed and updated by users as necessary.

States may edit the system-calculated Federal and State share values at any time to reflect actual allocation for any line item. For example, States may allocate a different percentage to Federal and State shares. States must ensure that the sum of the Federal and State shares equals the Total Project Costs for each line before proceeding to the next budget category.

An error is shown on line items where Total Project Costs does not equal the sum of the Federal and State shares. Errors must be resolved before the system will allow users to 'save' or 'add' new line items.

Territories must insure that Total Project Costs equal Federal share for each line in order to proceed.

- **MOE Expenditures**

States may enter MOE on individual line items in the Spending Plan tables. The Personnel, Fringe Benefits, Equipment, Supplies, and Other Costs budget activity areas include edit checks on each line item preventing MOE costs from exceeding allowable amounts.

- If "Percentage of Time on MCSAP grant" equals 100%, then MOE must equal \$0.00.
- If "Percentage of Time on MCSAP grant" equals 0%, then MOE may equal up to Total Project Costs as expected at 100%.
- If "Percentage of Time on MCSAP grant" > 0% AND < 100%, then the MOE maximum value cannot exceed "100% Total Project Costs" minus "system-calculated Total Project Costs".

An error is shown on line items where MOE expenditures are too high. Errors must be resolved before the system will allow users to 'save' or 'add' new line items.

The Travel and Contractual budget activity areas do not include edit checks for MOE costs on each line item. States should review all entries to ensure costs reflect estimated expenditures.

- **Financial Summary**

The Financial Summary is a summary of all budget categories. The system provides warnings to the States on this page if the projected State Spending Plan totals are outside FMCSA's estimated funding amounts. States should review any warning messages that appear on this page and address them prior to submitting the eCVSP for FMCSA review.

The system will confirm that:

- Overtime value does not exceed the FMCSA limit.
- Planned MOE Costs equal or exceed FMCSA limit.
- States' proposed Federal and State share totals are each within \$5 of FMCSA's Federal and State share estimated amounts.
- Territories' proposed Total Project Costs are within \$5 of \$350,000.

ESTIMATED Fiscal Year Funding Amounts for MCSAP			
	85.01% Federal Share	14.99% State Share	Total Estimated Funding
Total	\$6,662,416.00	\$1,175,628.00	\$7,838,044.00

Summary of MCSAP Funding Limitations	
Allowable amount for Overtime without written justification (14.99% of MCSAP Award Amount ):	\$1,175,628.00
MOE Baseline:	\$4,917,012.50

## Part 4 Section 2 - Personnel

Personnel costs are salaries for employees working directly on a project.

**Note: Do not include any personally identifiable information (PII) in the CVSP. The final CVSP approved by FMCSA is required to be posted to a public FMCSA website.**

List grant-funded staff who will complete the tasks discussed in the narrative descriptive sections of the CVSP. Positions may be listed by title or function. It is not necessary to list all individual personnel separately by line. The State may use average or actual salary and wages by personnel category (e.g., Trooper, Civilian Inspector, Admin Support, etc.). Additional lines may be added as necessary to capture all your personnel costs.

The percent of each person's time must be allocated to this project based on the amount of time/effort applied to the project. For budgeting purposes, historical data is an acceptable basis.

**Note:** Reimbursement requests must be based upon documented time and effort reports. Those same time and effort reports may be used to estimate salary expenses for a future period. For example, a MCSAP officer's time and effort reports for the previous year show that he/she spent 35 percent of his/her time on approved grant activities. Consequently, it is reasonable to budget 35 percent of the officer's salary to this project. For more information on this item see [2 CFR §200.430](#).

In the salary column, enter the salary for each position.

Total Project Costs equal the Number of Staff x Percentage of Time on MCSAP grant x Salary for both Personnel and Overtime (OT).

If OT will be charged to the grant, only OT amounts for the Lead MCSAP Agency should be included in the table below. If the OT amount requested is greater than the 14.99 percent limitation in the MCSAP Comprehensive Policy (MCP), then justification must be provided in the CVSP for review and approval by FMCSA headquarters.

Activities conducted on OT by subrecipients under subawards from the Lead MCSAP Agency must comply with the 14.99 percent limitation as provided in the MCP. Any deviation from the 14.99 percent limitation must be approved by the Lead MCSAP Agency for the subrecipients.

### Summary of MCSAP Funding Limitations

Allowable amount for Lead MCSAP Agency Overtime without written justification (14.99% of MCSAP Award Amount):	\$1,175,628.00
---	----------------

Personnel: Salary and Overtime Project Costs							
Salary Project Costs							
Position(s)	# of Staff	% of Time on MCSAP Grant	Salary	Total Project Costs (Federal + State)	Federal Share	State Share	MOE
Planned MOE: Personnel	1	0.0000	\$6,261,005.00	\$0.00	\$0.00	\$0.00	\$6,261,005.00
Admin Service Asst. II	1	100.0000	\$36,090.00	\$36,090.00	\$36,090.00	\$0.00	\$0.00
Lieutenant	1	100.0000	\$94,714.00	\$94,714.00	\$94,714.00	\$0.00	\$0.00
Sergeants	4	100.0000	\$78,336.00	\$313,344.00	\$313,344.00	\$0.00	\$0.00
Grants Manager	1	100.0000	\$50,400.00	\$50,400.00	\$50,400.00	\$0.00	\$0.00
Administrative Secretary	1	100.0000	\$35,640.00	\$35,640.00	\$35,640.00	\$0.00	\$0.00
Accounting Tech I	1	50.0000	\$39,600.00	\$19,800.00	\$19,800.00	\$0.00	\$0.00
Captain	1	65.0000	\$110,400.00	\$71,760.00	\$71,760.00	\$0.00	\$0.00
Statistical Analyst	1	100.0000	\$56,880.00	\$56,880.00	\$56,880.00	\$0.00	\$0.00
Trooper	8	100.0000	\$60,960.00	\$487,680.00	\$487,680.00	\$0.00	\$0.00
Trooper	715	7.6040	\$60,960.00	\$3,314,309.85	\$2,138,681.85	\$1,175,628.00	\$0.00
Other Payroll Costs	1	0.0000	\$132,676.00	\$0.00	\$0.00	\$0.00	\$132,676.00
<b>Subtotal: Salary</b>				<b>\$4,480,617.85</b>	<b>\$3,304,989.85</b>	<b>\$1,175,628.00</b>	<b>\$6,393,681.00</b>
Overtime Project Costs							
Planned MOE - Overtime	1	0.0000	\$227,456.00	\$0.00	\$0.00	\$0.00	\$227,456.00
Trooper-NO ZONE OT	1	100.0000	\$29,925.00	\$29,925.00	\$29,925.00	\$0.00	\$0.00
Trooper-STAND OT	1	100.0000	\$150,080.00	\$150,080.00	\$150,080.00	\$0.00	\$0.00
Trooper-STOP OT	1	100.0000	\$39,900.00	\$39,900.00	\$39,900.00	\$0.00	\$0.00
Trooper-SIZE and WEIGHT OT	1	100.0000	\$11,956.00	\$11,956.00	\$11,956.00	\$0.00	\$0.00
Trooper - INSPECTION STATION OT	1	100.0000	\$450,170.00	\$450,170.00	\$450,170.00	\$0.00	\$0.00
Trooper - MOTOR COACH OT	1	100.0000	\$20,060.00	\$20,060.00	\$20,060.00	\$0.00	\$0.00
Trooper - TEENS and TRUCKS OT	1	100.0000	\$23,450.00	\$23,450.00	\$23,450.00	\$0.00	\$0.00
Trooper - DICE OT	1	100.0000	\$150,075.00	\$150,075.00	\$150,075.00	\$0.00	\$0.00
Trooper - HAZMAT OT	1	100.0000	\$19,825.00	\$19,825.00	\$19,825.00	\$0.00	\$0.00
Trooper - MOBILE INSPECTION STATION	1	100.0000	\$6,840.00	\$6,840.00	\$6,840.00	\$0.00	\$0.00
Sergeant - DATA Q OT	1	100.0000	\$35,025.00	\$35,025.00	\$35,025.00	\$0.00	\$0.00
Trooper - NEW ENTRANT	1	100.0000	\$25,025.00	\$25,025.00	\$25,025.00	\$0.00	\$0.00
<b>Subtotal: Overtime</b>				<b>\$962,331.00</b>	<b>\$962,331.00</b>	<b>\$0.00</b>	<b>\$227,456.00</b>
<b>TOTAL: Personnel</b>				<b>\$5,442,948.85</b>	<b>\$4,267,320.85</b>	<b>\$1,175,628.00</b>	<b>\$6,621,137.00</b>
<b>Accounting Method:</b>	<b>Accrual</b>						

**Enter a detailed explanation of how the personnel costs were derived and allocated to the MCSAP project.**

The State of Tennessee currently has 729 commissioned troopers trained on commercial vehicle inspections. With the exception of Commercial Vehicle Enforcement Administrative Personnel, all of these commissioned troopers work MCSAP activities on a part-time basis. Because of this large number, a methodology has been developed to calculate the amount of salary which is paid from MCSAP CV hours. The calculation determines the percentage of the THP activity in hours that is payable via MCSAP. **The 8 troopers listed at 100% are dedicated to New Entrant duties.** The

total amount being requested for salaries for commissioned road personnel doing MCSAP activities on a part time basis is estimated to be \$2,015,720.00. The formula is as follows:

*Total Activity Hours minus Grant Overtime Activity Hours = MCSAP Eligible CV Hours*

*Total CV Activity Hours minus Grant Overtime CV Hours = MCSAP Payable CV Hours*

*MCSAP Payable CV Hours divided by MCSAP Eligible Hours multiplied by 100 = Percentage of MCSAP Eligible hours dedicated to CV activity*

*Total Activity Hours minus Grant overtime activity hours = MCSAP Eligible hours*

1) *Total Activity Hours is defined as the sum of all hours of activity reported by the troopers when entering their activity into the Tennessee Integrated Traffic Analysis Network (TITAN).*

2) *Total CV Activity Hours is defined as the sum of all hours designated as commercial vehicle activity by the troopers when entering their activity into the TITAN Trooper Activity System.*

3) *Grant Overtime Activity Hours is defined as the sum of all hours designated as grant funded activity by the troopers when entering their activity into the TITAN Trooper Activity System.*

4) *Grant Overtime CV Hours is defined as the sum of all hours designated as grant funded commercial vehicle activity by the Troopers when entering their activity into the TITAN trooper activity system.*

5) *MCSAP Payable CV Hours is defined as the total amount of hours to be counted toward Commercial Vehicle activity which is submitted for reimbursement.*

*There are also 4 full time MCSAP employees. The other individual positions are support staff that work a percentage of time on MCSAP grant components for FMCSA.*

Specific overtime activities planned are as follows:

OVERTIME ACTIVITIES AND ESTIMATED COST			
Type of Overtime	Est # of hrs	Avg Cost/hr	Total Amount
STAND	2,680	\$56.00	\$150,080.00
NO ZONE	475	\$63.00	\$29,925.00
STOP	700	\$57.00	\$39,900.00
SIZE & WEIGHT	196	\$61.00	\$11,956.00
INSPECTION STATION	7,630	\$59.00	\$450,170.00
MOTOR COACH	295	\$68.00	\$20,060.00
TEENS & TRUCKS	335	\$70.00	\$23,450.00
DICE	2,610	\$57.50	\$150,075.00
HAZMAT	325	\$61.00	\$19,825.00
MIS	120	\$57.00	\$6,840.00
DATA Q	467	\$75.00	\$35,025.00
NEW ENTRANT OT	455	\$55.00	\$25,025.00
TOTAL	16,252		\$961,843.00

Average cost per hour is based upon the average amount paid per hour for FY 2019 overtime vouchered. The difference in amounts generally is due to whether troopers, or sergeants, or a mixture of both work the actual overtime hours. These hours will be distributed throughout the state depending on the individual activity within each of the THP's eight (8) districts. The District Data Coordinator also works with the Grants Manager and CVE Sergeants and Lieutenant to monitor hours worked and ensure that activities meet specified guidelines.

Tennessee uses an in-kind match for the 15% portion of the total project costs. All of this 15% match will come from Salaries.

The planned MOE for personnel is estimated to be at 6,393,681.00

The planned MOE for Overtime is estimated to be at \$227,456.00

### Part 4 Section 3 - Fringe Benefits

*Fringe costs are benefits paid to employees, including the cost of employer's share of FICA, health insurance, worker's compensation, and paid leave. Only non-Federal grantees that use the **accrual basis** of accounting may have a separate line item for leave, and is entered as the projected leave expected to be accrued by the personnel listed within Part 4.2 – Personnel. Reference [2 CFR §200.431\(b\)](#).*

*Show the fringe benefit costs associated with the staff listed in the Personnel section. Fringe costs may be estimates, or based on a fringe benefit rate approved by the applicant's Federal cognizant agency for indirect costs. If using an approved rate, a copy of the indirect cost rate agreement must be provided through grants.gov. For more information on this item see [2 CFR §200.431](#).*

*Show how the fringe benefit amount is calculated (i.e., actual fringe benefits, rate approved by HHS Statewide Cost Allocation or cognizant agency). Include a description of the specific benefits that are charged to a project and the benefit percentage or total benefit cost.*

*The cost of fringe benefits are allowable if:*

- Costs are provided under established written policies.
- Costs are equitably allocated to all related activities, including Federal awards.
- Accounting basis (cash or accrual) selected for each type of leave is consistently followed by the non-Federal entity or specified grouping of employees.

*Depending on the State, there are fixed employer taxes that are paid as a percentage of the salary, such as Social Security, Medicare, State Unemployment Tax, etc.*

- For each of these standard employer taxes, under Position you may list "All Positions," the benefits would be the respective standard employer taxes, followed by the respective rate with a base being the total salaries for Personnel in Part 4.2.
- The base multiplied by the respective rate would give the total for each standard employer tax. Workers' Compensation is rated by risk area. It is permissible to enter this as an average, usually between sworn and unsworn—any grouping that is reasonable and clearly explained in the narrative is allowable.
- Health Insurance and Pensions can vary greatly and can be averaged; and like Workers' Compensation, can sometimes be broken into sworn and unsworn.

*In the Position column include a brief position description that is associated with the fringe benefits.*

*The **Fringe Benefit Rate** is:*

- The rate that has been approved by the State's cognizant agency for indirect costs; or a rate that has been calculated based on the aggregate rates and/or costs of the individual items that your agency classifies as fringe benefits.
- For example, your agency pays 7.65 percent for FICA, 42.05 percent for health/life/dental insurance, and 15.1 percent for retirement. The aggregate rate of 64.8 percent (sum of the three rates) may be applied to the salaries/wages of personnel listed in the table.

*The **Base Amount** is:*

- The salary/wage costs within the proposed budget to which the fringe benefit rate will be applied.
- For example, if the total wages for all grant-funded staff is \$150,000 and the percentage of time on the grant is 50 percent, then that is the amount the fringe rate of 64.8 (from the example above) will be applied. The calculation is:  $\$150,000 \times 64.8 \times 50\% / 100 = \$48,600$  Total Project Costs.

*Total Project Costs equal the Fringe Benefit Rate x Percentage of Time on MCSAP grant x Base Amount divided by 100.*

Fringe Benefits Project Costs							
Position(s)	Fringe Benefit Rate	% of Time on MCSAP Grant	Base Amount	Total Project Costs (Federal + State)	Federal Share	State Share	MOE
Troopers	30.9900	100.0000	\$487,680.00	\$151,132.03	\$151,132.03	\$0.00	\$0.00
Troopers	30.9900	7.6040	\$43,586,399.81	\$1,027,104.61	\$1,027,104.61	\$0.00	\$0.00
Lieutenant	30.9900	100.0000	\$94,713.60	\$29,351.74	\$29,351.74	\$0.00	\$0.00
Sergeants	30.9900	100.0000	\$313,344.00	\$97,105.30	\$97,105.30	\$0.00	\$0.00
Grants Manager	27.3100	100.0000	\$50,400.00	\$13,764.24	\$13,764.24	\$0.00	\$0.00
Administrative Secretaries	27.3100	100.0000	\$35,640.00	\$9,733.28	\$9,733.28	\$0.00	\$0.00
Accounting Tech I	27.3100	50.0000	\$39,600.00	\$5,407.38	\$5,407.38	\$0.00	\$0.00
Captain	30.9900	65.0000	\$110,400.00	\$22,238.42	\$22,238.42	\$0.00	\$0.00
Statistical Analyst	27.3100	100.0000	\$56,880.00	\$15,533.92	\$15,533.92	\$0.00	\$0.00
Planned MOE	50.0000	0.0000	\$6,385,042.00	\$0.00	\$0.00	\$0.00	\$3,192,521.00
Admin Service Asst. II	27.3100	100.0000	\$36,090.00	\$9,856.17	\$9,856.17	\$0.00	\$0.00
<b>TOTAL: Fringe Benefits</b>				<b>\$1,381,227.09</b>	<b>\$1,381,227.09</b>	<b>\$0.00</b>	<b>\$3,192,521.00</b>

**Enter a detailed explanation of how the fringe benefit costs were derived and allocated to the MCSAP project.**

Fringe benefits listed are determined by the State of Tennessee, Department of Consolidated Retirement Board of Trustees. The rates under Tennessee's fiscal year as of June 2020 are as follows:

General Employees	19.66%
Public Safety Officers	23.34%
FICA	6.20%
Medicare FICA	1.45%

The base amount entered is carried over from the total Salary in the Financial Information category, Section 2..

Corrected the part time road trooper fringe benefit cost to reflect the same 7.604% as in the Salary chart. The troopers that work 100% are dedicated New Entrant Troopers. The 715 troopers are the part time road troopers conducting inspections. 7.604% is an estimate.

The estimated amount of Fringe Benefits for Tennessee's MOE is \$3,192,521.00.

**Part 4 Section 4 - Travel**

Itemize the positions/functions of the people who will travel. Show the estimated cost of items including but not limited to, airfare, lodging, meals, transportation, etc. Explain in detail how the MCSAP program will directly benefit from the travel.

Travel costs are funds for field work or for travel to professional meetings.

List the purpose, number of persons traveling, number of days, percentage of time on MCSAP Grant, and total project costs for each trip. If details of each trip are not known at the time of application submission, provide the basis for estimating the amount requested. For more information on this item see [2 CFR §200.474](#).

Total Project Costs should be determined by State users, and manually input in the table below. There is no system calculation for this budget category.

Travel Project Costs							
Purpose	# of Staff	# of Days	% of Time on MCSAP Grant	Total Project Costs (Federal + State)	Federal Share	State Share	MOE
Educational Outreach	4	5	100.0000	\$4,700.00	\$4,700.00	\$0.00	\$0.00
Training	6	4	100.0000	\$10,500.00	\$10,500.00	\$0.00	\$0.00
Planned MOE - Travel	1	0	0.0000	\$0.00	\$0.00	\$0.00	\$64,410.00
TTA Convention	3	5	100.0000	\$4,650.00	\$4,650.00	\$0.00	\$0.00
CVSA Board Meeting	1	5	100.0000	\$2,060.00	\$2,060.00	\$0.00	\$0.00
CVSA - Fall Conference	4	4	100.0000	\$8,756.00	\$8,756.00	\$0.00	\$0.00
CVSA - Spring Conference	4	4	100.0000	\$8,756.00	\$8,756.00	\$0.00	\$0.00
ITD-PRISM and MCSAP Workshop	5	4	100.0000	\$8,450.00	\$8,450.00	\$0.00	\$0.00
Hazmat Administrative Duties	1	6	100.0000	\$1,360.00	\$1,360.00	\$0.00	\$0.00
New Entrant Administrative Duties	1	6	100.0000	\$1,360.00	\$1,360.00	\$0.00	\$0.00
IACP Conference	3	4	100.0000	\$5,070.00	\$5,070.00	\$0.00	\$0.00
TTA Conference	3	5	100.0000	\$4,650.00	\$4,650.00	\$0.00	\$0.00
COHMED	2	5	100.0000	\$5,000.00	\$5,000.00	\$0.00	\$0.00
<b>TOTAL: Travel</b>				<b>\$65,312.00</b>	<b>\$65,312.00</b>	<b>\$0.00</b>	<b>\$64,410.00</b>

**Enter a detailed explanation of how the travel costs were derived and allocated to the MCSAP project.**

Estimated cost for travel is based on the following:

- Per diem costs are based on an estimated \$60 per day:
- Hotel costs are based on an estimated \$250.00 per night
- Transportation costs are based on an estimated average of \$450.00 per round trip air flight
- Allowable MCSAP education activities across the State of Tennessee which include:

Education expenses include training commissioned personnel on various CMV related topics as well as the annual inspectors challenge which is a partnership with Tennessee Trucking Association geared towards general education of state wide drivers on Industry standards and changes. Approximately 24 troopers are involved in the two day event and may travel from across the state to participate in the various educational activities, which include, but are not limited to the following;

Inspectors Challenge includes the following types of education

1. Education on all of the following

- a. Pre-trip inspections and common industry errors
- b. Record of Duty Status (RODS)
- c. Electronic Logging Device (ELD) retrieval training
- d. Safety Audits
- e. Hazmat Regulations



## f. Hours of Service

2. Troopers are available specifically to answer industry questions
3. Brochures are distributed
4. Mobile Inspection Station is available for education and demonstration
5. Teens and Trucks Trailer is available for education and demonstration

There are two separate Tennessee Trucking Association conference events each year. There are never more than two administrative commercial vehicle enforcement staff sent to the annual conference. There are two or three administrative commercial vehicle enforcement staff sent to the fall convention, depending on the topics and current needs of the industry. Partnership between the Tennessee Commercial Vehicle Enforcement Administration and the Tennessee Trucking Association is considered a vital need in order to better educate, serve, and protect not only the trucking industry, but the general public.

IACP stands for the International Association of Chiefs of Police. Each year three employees are sent to participate in their annual conference. These three employees include the Tennessee Highway Patrol Lt. Colonel, Major and the Captain over Commercial Vehicle Enforcement (CVE). Over the years, the IACP has evolved in their development of more programs and strategies in commercial vehicle enforcement. It is because of this increased emphasis on the enforcement of commercial vehicles that we send the heads of CVE to this conference. Tennessee will prorate the expenses submitted for reimbursement based upon the time the attendees participate in CMV specific meetings as a percent of the overall conference time.

The Hazmat Sergeant and the New Entrant Sergeant are stationed in East Tennessee and are expected to travel to the CVE administrative office in Nashville, Tennessee for administrative meetings and duties.

The CVE Lieutenant currently serves on the CVSA board and is required to attend the annual board meeting.

The other travel time planned is for travel across the state of Tennessee for training, safety audits, and enforcement.

Training figures are estimates based on previous year expenses.

BELOW IS THE TABLE FOR PLANNED TRAVEL

TOTAL TRAVEL FOR MCSAP AND NEW ENTRANT							
Event	# of People	# of Days	Fees	Transportation Cost	Hotel Cost	Per Diem Cost	Total Trip Cost
CVSA-Fall	4	4	\$2,000	\$1,796	\$4,000	\$960	\$8,756
CVSA-Spring	4	4	\$2,000	\$1,796	\$4,000	\$960	\$8,756
FMCSA MCSAP, ITD, and PRISM Workshop	5	4	\$0	\$2,250	\$5,000	\$1,200	\$8,450
Hazmat Admin Meetings	1	10	0	\$0	\$1,250	\$110	\$1,360
New Entrant Admin Meetings	1	10	0	\$0	\$1,250	\$110	\$1,360
IACP	3	4	\$0	\$1,350	\$3,000	\$720	\$5,070

TTA Conference	3	5	\$0	\$0	\$3,750	\$900	\$4,650
TTA Convention	3	5	\$0	\$0	\$3,750	\$900	\$4,650
COHMED	2	5	\$500	\$900	\$2,500	\$600	\$5,000
CVSA Board Meetings	1	5	\$0	\$450	\$1,250	\$360	\$2,060
Education and Outreach	4	5	\$0	\$0	\$2,500	\$2,200	\$4,700
Training	6	4	\$0	\$2,700	\$6,000	\$1,800	\$10,500
							<b>\$65,312</b>

The total cost for all travel is anticipated to be approximately \$65,312.00

The estimated amount of MOE spent for Tennessee's travel is \$64,410.00

## Part 4 Section 5 - Equipment

Equipment is tangible or intangible personal property. It includes information technology systems having a useful life of more than one year, and a per-unit acquisition cost that equals or exceeds the lesser of the capitalization level established by the non-Federal entity (i.e., the State) for financial statement purposes, or \$5,000.

- If your State's equipment capitalization threshold is below \$5,000, check the box below and provide the threshold amount. See [§200.12](#) Capital assets, [§200.20](#) Computing devices, [§200.48](#) General purpose equipment, [§200.58](#) Information technology systems, [§200.89](#) Special purpose equipment, and [§200.94](#) Supplies.

Show the total cost of equipment and the percentage of time dedicated for MCSAP related activities that the equipment will be billed to MCSAP. For example, you intend to purchase a server for \$5,000 to be shared equally among five programs, including MCSAP. The MCSAP portion of the total cost is \$1,000. If the equipment you are purchasing will be capitalized (depreciated), you may only show the depreciable amount, and not the total cost ([2 CFR §200.436](#) and [2 CFR §200.439](#)). If vehicles or large IT purchases are listed here, the applicant must disclose their agency's capitalization policy.

Provide a description of the equipment requested. Include the quantity, the full cost of each item, and the percentage of time this item will be dedicated to MCSAP grant.

Total Project Costs equal the Number of Items x Full Cost per Item x Percentage of Time on MCSAP grant.

Equipment Project Costs							
Item Name	# of Items	Full Cost per Item	% of Time on MCSAP Grant	Total Project Costs (Federal + State)	Federal Share	State Share	MOE
Planned MOE - Equipment	1	\$2,264,204.00	0	\$0.00	\$0.00	\$0.00	\$2,264,204.00
<b>TOTAL: Equipment</b>				<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$2,264,204.00</b>
Equipment threshold is greater than \$5,000.							

**Enter a detailed explanation of how the equipment costs were derived and allocated to the MCSAP project.**

The planned MOE expenditures include vehicles purchased for commissioned officers as well as vehicle maintenance and repairs for vehicles used for MCSAP related activities at a pro-rated amount. The state pays for all of these costs and a portion of these costs are used in commercial vehicle activities as laid out in the formula explained in this spending plan. These expenditures include but are not limited to accessories and parts, repairs, license tags, and gasoline. Other equipment which the state provides includes all other equipment used by the THP which includes, but is not limited to in car printers and laptops and software, video and telecom equipment.

The estimated amount is \$2,264,204.00

There is no equipment requested for the FY 2021 grant

**Part 4 Section 6 - Supplies**

*Supplies means all tangible property other than that described in §200.33 Equipment. A computing device is a supply if the acquisition cost is less than the lesser of the capitalization level established by the non-Federal entity for financial statement purposes or \$5,000, regardless of the length of its useful life. See also §200.20 Computing devices and §200.33 Equipment.*

*Estimates for supply costs may be based on the same allocation as personnel. For example, if 35 percent of officers' salaries are allocated to this project, you may allocate 35 percent of your total supply costs to this project. A different allocation basis is acceptable, so long as it is reasonable, repeatable and logical, and a description is provided in the narrative.*

*Provide a description of each unit/item requested, including the quantity of each unit/item, the unit of measurement for the unit/item, the cost of each unit/item, and the percentage of time on MCSAP grant.*

*Total Project Costs equal the Number of Units x Cost per Unit x Percentage of Time on MCSAP grant.*

Supplies Project Costs							
Item Name	# of Units/ Unit of Measurement	Cost per Unit	% of Time on MCSAP Grant	Total Project Costs (Federal + State)	Federal Share	State Share	MOE
Tools for Inspections	12 Months	\$1,670.50	100.0000	\$20,046.00	\$20,046.00	\$0.00	\$0.00
General Office Supplies and Computers	12 Months	\$1,335.00	100.0000	\$16,020.00	\$16,020.00	\$0.00	\$0.00
Planned MOE - Supplies	1 Year	\$279,608.00	0.0000	\$0.00	\$0.00	\$0.00	\$279,608.00
Educational Materials - 49 CFR Books	200 Items	\$12.00	100.0000	\$2,400.00	\$2,400.00	\$0.00	\$0.00
Educational Materials - Hazmat Books	60 Units	\$34.00	100.0000	\$2,040.00	\$2,040.00	\$0.00	\$0.00
Educational Materials - TCA Books	20 Units	\$68.00	100.0000	\$1,360.00	\$1,360.00	\$0.00	\$0.00
Educational Materials - CVSA - NAS OOS Criteria	25 Units	\$20.00	100.0000	\$500.00	\$500.00	\$0.00	\$0.00
<b>TOTAL: Supplies</b>				<b>\$42,366.00</b>	<b>\$42,366.00</b>	<b>\$0.00</b>	<b>\$279,608.00</b>

**Enter a detailed explanation of how the supply costs were derived and allocated to the MCSAP project.**

General office supplies include paper, pens, highlighters, notepads, toner, ink cartridges, note books, staples, tape, tape dispensers, paperclips, binders, folders, calendars, deskpads, chair mats, push pins, dry erase boards, markers, and other clerical items. They are needed for daily administrative functions. Supply monies will also be used for any needed printing and publications as well as any computers and or computer software needing to be replaced or upgraded, as well as scanners, fax machines, printers, and/or software needed and paper shredding services. Software needs will include, but are not limited to annual Hazmat licensing and ELD data transfer for RODS evaluation. The total amount requested for general office supplies is estimated at an average of \$1,335 per month based on current spending habits.

Tools for inspections include the following items:

- Chock Blocks
- Creepers
- Markers and Rulers
- Tie Down Gauges
- Protective Equipment
- Chamber mates
- All-in-one tools

- Etc.

The estimated cost for inspection tools is based on the average spending patterns over the last 5 years. The current estimated average spent per month is approximately \$1,670.50.

The following are anticipated educational materials to be purchased:

EDUCATIONAL MATERIALS			
Item	# Ordered	Est. Cost / Unit	Totals
FMCSA 49 CFR Books	200	\$12.00	\$2,400.00
HAZMAT Book	60	\$34.00	\$2,040.00
TCA Books	20	\$68.00	\$1,360.00
CVSA - NAS OOS Criteria	25	\$20.00	\$500.00
TOTAL			\$6,300.00

The Educational Materials listed in the chart are an estimate based on the types of materials, expected numbers ordered, and anticipated price per item.

The MOE amount of \$279,608.00 comes from costs associated with printing, copying, scanning, and image processing. It includes the cost associated with supplies, materials and minor equipment which have a useful life expectancy of less than three years or which are of small value (less than \$5,000.00 and are subject to loss). This includes, but is not limited to, small furniture, office supplies such as paper, pencils, pens, and operational supplies such as hand tools. The money that the state spends on uniforms and protective gear is also included in this figure.

<b>Part 4 Section 7 - Contractual and Subaward</b>
--

*This section includes contractual costs and subawards to subrecipients. Use the table below to capture the information needed for both contractual agreements and subawards. The definitions of these terms are provided so the instrument type can be entered into the table below.*

**Contractual** – A contract is a legal instrument by which a non-Federal entity purchases property or services needed to carry out the project or program under a Federal award ([2 CFR §200.22](#)). All contracts issued under a Federal award must comply with the standards described in [2 CFR §200 Procurement Standards](#).

**Note:** Contracts are separate and distinct from subawards; see [2 CFR §200.330](#) for details.

**Subaward** – A subaward is an award provided by a pass-through entity to a subrecipient for the subrecipient to carry out part of a Federal award received by the pass-through entity. It does not include payments to a contractor or payments to an individual that is a beneficiary of a Federal program. A subaward may be provided through any form of legal agreement, including an agreement that the pass-through entity considers a contract ([2 CFR §200.92](#) and [2 CFR §200.330](#)).

**Subrecipient** - Subrecipient means a non-Federal entity that receives a subaward from a pass-through entity to carry out part of a Federal program, but does not include an individual who is a beneficiary of such program. A subrecipient may also be a recipient of other Federal awards directly from a Federal awarding agency ([2 CFR §200.93](#)).

*Enter the legal name of the vendor or subrecipient if known. If unknown at this time, please indicate 'unknown' in the legal name field. Include a description of services for each contract or subaward listed in the table. Entering a statement such as "contractual services" with no description will not be considered meeting the requirement for completing this section.*

*Enter the DUNS or EIN number of each entity. There is a drop-down option to choose either DUNS or EIN, and then the State must enter the corresponding identification number.*

*Select the Instrument Type by choosing either Contract or Subaward for each entity.*

*Total Project Costs should be determined by State users and input in the table below. The tool does not automatically calculate the total project costs for this budget category.*

**Operations and Maintenance**-If the State plans to include O&M costs that meet the definition of a contractual or subaward cost, details must be provided in the table and narrative below.

*Please describe the activities these costs will be using to support (i.e., ITD, PRISM, SSDQ or other services.)*

Contractual and Subaward Project Costs							
Legal Name	DUNS/EIN Number	Instrument Type	% of Time on MCSAP Grant	Total Project Costs (Federal + State)	Federal Share	State Share	MOE
CVIEW through Iteris	DUNS 626001445	Contract	100.0000	\$60,000.00	\$60,000.00	\$0.00	\$0.00
Description of Services: CVIEW - Services provided through Iteris							
O&M inspection screening equipment	EIN 626001445	Contract	100.0000	\$625,000.00	\$625,000.00	\$0.00	\$0.00
Description of Services: Intelligent Imaging for O and M of LPR/DOT/PBBT/Infrared Screening, etc							
O&M for Teens and Trucks	EIN 626001445	Contract	100.0000	\$70,000.00	\$70,000.00	\$0.00	\$0.00
Description of Services: Simulation Technology for O and M of simulator and Clarke power Services for O and M of Trailer							
LPR Data Storage	EIN 626001445	Contract	100.0000	\$70,000.00	\$70,000.00	\$0.00	\$0.00
Description of Services: Intelligent imaging to host LPR Data Storage							
Planned MOE - Contractual	EIN 626001445	Contract	0.0000	\$0.00	\$0.00	\$0.00	\$362,969.00
Description of Services: Planned MOE - Contractual							
STS - Strategic Technology Solutions	DUNS 626001445	Contract	100.0000	\$742.06	\$742.06	\$0.00	\$0.00
Description of Services: Host and maintain the SafetyNet server							
<b>TOTAL: Contractual and Subaward</b>				<b>\$825,742.06</b>	<b>\$825,742.06</b>	<b>\$0.00</b>	<b>\$362,969.00</b>

**Enter a detailed explanation of how the contractual and subaward costs were derived and allocated to the MCSAP project.**

LPR and DOT data storage is no longer housed by the Tennessee Department of Safety and Homeland Security (TDOSHS) per the Strategic Technology Solutions Division of the Tennessee Department of Finance and Administration. The Commercial Vehicle Enforcement Administration has moved this server to a cloud server hosted by Intelligent Imaging as a sole source vendor of the LPR and DOT equipment in order to maintain consistency and promote efficiency between the equipment, maintenance and data collection. The estimated approximate cost of this storage is \$17,500.00 per quarter. 100% of this funding will go towards the ITD program.

The Teens and Trucks simulator and trailer need frequent updates and maintenance due to extensive use and travel. Simulator updates and maintenance include, but are not limited to software updates, system updates, repairs and maintenance of equipment within the system. The contract will also cover maintenance required on the trailer itself which also needs frequent attention due to the extensive use and travel across the state. The amount requested is based on the current maintenance contract which has an estimated cost of \$17,500.00 per quarter. 100% of this funding will go towards the MCSAP public education and outreach program.

The repair and maintenance for all commercial vehicle inspection related systems, including, but not limited to, PBBTs, CVIEW, IBSS, LPR, DOT Readers and overview cameras are anticipated to cost approximately \$625,000 for operations and maintenance of eScreening equipment and \$60,000.00 for CVIEW maintenance for the year. 100% of this funding will go towards the ITD program. It is imperative this equipment be maintained in order to provide the data to maintain out-of-service rates and keep unsafe drivers and/or their vehicles off the road. Below is a breakdown of the quoted and/or contracted amount for each type of maintenance needed.

ESTIMATED NEEDS FOR REPAIR AND MAINTENANCE OF INSPECTIONS INFORMATION SYSTEMS AND EQUIPM		
Object	Est. Annual Amount	Amount based on
E-screening Equipment	\$625,00.00	Per contract with Intelligent Imaging
CVIEW	\$60,000.00	Per contract with Iteris
TOTAL NEEDED	\$685,000.00	

Per FMCSA, SafetyNet required a mandatory update. This upgrade will be maintained by the State's Strategic Technology Solutions Department. Tennessee is requesting for the grant to cover the monthly cost for hosting the database. The estimated cost per STS is \$61.84 per month.

The MOE planned expenditures of \$362,969 comes from costs associated with maintenance of office equipment such as copiers, and maintenance of operating equipment such as computers, as well as janitorial and custodial services, and security services for state facilities.



## Part 4 Section 8 - Other Costs

*Other Costs are those not classified elsewhere and are allocable to the Federal award. These costs must be specifically itemized and described. The total costs and allocation bases must be explained in the narrative. Examples of Other Costs (typically non-tangible) may include utilities, leased property or equipment, fuel for vehicles, employee training tuition, meeting registration costs, etc. The quantity, unit of measurement (e.g., monthly, annually, each, etc.), unit cost, and percentage of time on MCSAP grant must be included.*

**Operations and Maintenance**—If the State plans to include O&M costs that do not meet the definition of a contractual or subaward cost, details must be provided in the table and narrative below. Please identify these costs as ITD O&M, PRISM O&M, or SSDQ O&M. Sufficient detail must be provided in the narrative that explains what components of the specific program are being addressed by the O&M costs.

*Enter a description of each requested Other Cost.*

*Enter the number of items/units, the unit of measurement, the cost per unit/item, and the percentage of time dedicated to the MCSAP grant for each Other Cost listed. Show the cost of the Other Costs and the portion of the total cost that will be billed to MCSAP. For example, you intend to purchase air cards for \$2,000 to be shared equally among five programs, including MCSAP. The MCSAP portion of the total cost is \$400.*

*Total Project Costs equal the Number of Units x Cost per Item x Percentage of Time on MCSAP grant.*

### Indirect Costs

*Information on Indirect Costs ([2 CFR §200.56](#)) is captured in this section. This cost is allowable only when an approved indirect cost rate agreement has been provided in the “My Documents” area in the eCVSP tool and through Grants.gov. Applicants may charge up to the total amount of the approved indirect cost rate multiplied by the eligible cost base. Applicants with a cost basis of salaries/wages and fringe benefits may only apply the indirect rate to those expenses. Applicants with an expense base of modified total direct costs (MTDC) may only apply the rate to those costs that are included in the MTDC base ([2 CFR §200.68](#)).*

- **Cost Basis** — is the accumulated direct costs (normally either total direct salaries and wages or total direct costs exclusive of any extraordinary or distorting expenditures) used to distribute indirect costs to individual Federal awards. The direct cost base selected should result in each Federal award bearing a fair share of the indirect costs in reasonable relation to the benefits received from the costs.
- **Approved Rate** — is the rate in the approved Indirect Cost Rate Agreement.
- **Eligible Indirect Expenses** — means after direct costs have been determined and assigned directly to Federal awards and other activities as appropriate. Indirect costs are those remaining to be allocated to benefitted cost objectives. A cost may not be allocated to a Federal award as an indirect cost if any other cost incurred for the same purpose, in like circumstances, has been assigned to a Federal award as a direct cost.
- **Total Indirect Costs** equal Approved Rate x Eligible Indirect Expenses divided by 100.

**Your State will not claim reimbursement for Indirect Costs.**

Other Costs Project Costs							
Item Name	# of Units/ Unit of Measurement	Cost per Unit	% of Time on MCSAP Grant	Total Project Costs (Federal + State)	Federal Share	State Share	MOE
Wireless Communication and Postage	12 Months	\$1,303.00	100.0000	\$15,636.00	\$15,636.00	\$0.00	\$0.00
CVSA Decals	4 Quarters	\$868.00	100.0000	\$3,472.00	\$3,472.00	\$0.00	\$0.00
New Entrant Vehicle Maintenance	12 Months	\$3,000.00	100.0000	\$36,000.00	\$36,000.00	\$0.00	\$0.00
Fuel for Teens and Trucks and Scale Facility Generators	10 Months	\$304.00	100.0000	\$3,040.00	\$3,040.00	\$0.00	\$0.00
CVSA Dues	1 Annual	\$14,800.00	100.0000	\$14,800.00	\$14,800.00	\$0.00	\$0.00
Planned MOE - Other Costs	1 year	\$1,394,582.00	0.0000	\$0.00	\$0.00	\$0.00	\$1,394,582.00
Help Inc - Prepass Assessment	1 Annual	\$7,500.00	100.0000	\$7,500.00	\$7,500.00	\$0.00	\$0.00
<b>TOTAL: Other Costs</b>				<b>\$80,448.00</b>	<b>\$80,448.00</b>	<b>\$0.00</b>	<b>\$1,394,582.00</b>

***Enter a detailed explanation of how the 'other' costs were derived and allocated to the MCSAP project.***

The Teens and Trucks interactive driving simulator trailer requires the use of a generator for the simulators to work in the locations of the demonstrations. The generator requires fuel in order to function. The estimated average cost for this fuel based on current expenses is approximately \$20.00 per month. Tennessee is asking that this cost be covered under the MCSAP grant since the trailer and generator are used solely for MCSAP educational and eligible purposes. Tennessee is also seeking MCSAP funds for fuel for generators at four of the inspection facilities. It is anticipated that each generator will need approximately 350 gallons a year with an average cost of \$2.00 per gallon, making the total cost for each generator at \$700 per year. The total for the fuel for the generators would then be \$2,800 plus the \$240 per year for the Teens and Trucks generator equals a total anticipated amount of \$3,040.00 for fuel.

CVSA dues are \$14,800.00 per year.

Wireless Devices, communications and postage includes all MCSAP eligible items including cell phones, smart phones, iPads, and air cards for laptop computers. The amount of \$15,636.00 requested is based on an average amount anticipated of \$1,303.00 per month. This covers all MCSAP as well as New Entrant eligible personnel communications.

CVSA decals are stickers given by troopers to indicate on a commercial vehicle that the vehicle has passed the North American Standard (NAS) Level I and/or Level V inspection. The anticipated cost for each quarter is \$868.00.

The New Entrant Program pays for maintenance and gas on vehicles used by New Entrant Personnel on New Entrant activities. This amount is pro-rated based on the percentage that the vehicle is used for normal New Entrant activities. Prorated calculations are included in the monthly report completed by the Administrative Assistant for the New Entrant Program and the percentages are included in the vouchers submitted by the Reimbursement Specialist. The average anticipated cost for vehicle maintenance is \$3,000.00 per month. This is a total of \$36,000.00 for a year.

The purpose of PrePass annual cost is to continue to fund the membership assessment for PrePass through 10/31/2020. The State of Tennessee is a member of PrePass and is required to pay the membership assessment fee in order to participate on the Board of Directors. Since PrePass is considered part of the Operations and Maintenance category, it will become part of the MCSAP budget going forward if approved. The Membership Assessment for Tennessee does not include participation costs for any non-public sector personnel.

The MOE planned expenditures of \$1,394,582.00 by the state for other expenses comes from costs associated with third party professional and administrative services such as other dues and subscriptions. It also comes from costs associated with electricity, water, waste removal, sewage services, lease of equipment, such as alarm systems, insurance payments or premium to non state agencies.

**Part 4 Section 9 - Comprehensive Spending Plan**

The Comprehensive Spending Plan is auto-populated from all line items in the tables and is in read-only format. Changes to the Comprehensive Spending Plan will only be reflected by updating the individual budget category table(s).

<b>ESTIMATED Fiscal Year Funding Amounts for MCSAP</b>			
	85.01% Federal Share	14.99% State Share	Total Estimated Funding
Total	\$6,662,416.00	\$1,175,628.00	\$7,838,044.00

<b>Summary of MCSAP Funding Limitations</b>	
Allowable amount for Overtime without written justification (14.99% of Basic Award Amount):	\$1,175,628.00
MOE Baseline:	\$4,917,012.50

<b>Estimated Expenditures</b>				
<b>Personnel</b>				
	Federal Share	State Share	Total Project Costs (Federal + Share)	MOE
Planned MOE: Personnel	\$0.00	\$0.00	\$0.00	\$6,261,005.00
Admin Service Asst. II	\$36,090.00	\$0.00	\$36,090.00	\$0.00
Lieutenant	\$94,714.00	\$0.00	\$94,714.00	\$0.00
Sergeants	\$313,344.00	\$0.00	\$313,344.00	\$0.00
Grants Manager	\$50,400.00	\$0.00	\$50,400.00	\$0.00
Administrative Secretary	\$35,640.00	\$0.00	\$35,640.00	\$0.00
Accounting Tech I	\$19,800.00	\$0.00	\$19,800.00	\$0.00
Captain	\$71,760.00	\$0.00	\$71,760.00	\$0.00
Statistical Analyst	\$56,880.00	\$0.00	\$56,880.00	\$0.00
Trooper	\$487,680.00	\$0.00	\$487,680.00	\$0.00
Trooper	\$2,138,681.85	\$1,175,628.00	\$3,314,309.85	\$0.00
Other Payroll Costs	\$0.00	\$0.00	\$0.00	\$132,676.00
<b>Salary Subtotal</b>	<b>\$3,304,989.85</b>	<b>\$1,175,628.00</b>	<b>\$4,480,617.85</b>	<b>\$6,393,681.00</b>
Planned MOE - Overtime	\$0.00	\$0.00	\$0.00	\$227,456.00
Trooper-NO ZONE OT	\$29,925.00	\$0.00	\$29,925.00	\$0.00
Trooper-STAND OT	\$150,080.00	\$0.00	\$150,080.00	\$0.00
Trooper-STOP OT	\$39,900.00	\$0.00	\$39,900.00	\$0.00
Trooper-SIZE and WEIGHT OT	\$11,956.00	\$0.00	\$11,956.00	\$0.00
Trooper - INSPECTION STATION OT	\$450,170.00	\$0.00	\$450,170.00	\$0.00
Trooper - MOTOR COACH OT	\$20,060.00	\$0.00	\$20,060.00	\$0.00
Trooper - TEENS and TRUCKS OT	\$23,450.00	\$0.00	\$23,450.00	\$0.00
Trooper - DICE OT	\$150,075.00	\$0.00	\$150,075.00	\$0.00
Trooper - HAZMAT OT	\$19,825.00	\$0.00	\$19,825.00	\$0.00
Trooper - MOBILE INSPECTION STATION	\$6,840.00	\$0.00	\$6,840.00	\$0.00
Sergeant - DATA Q OT	\$35,025.00	\$0.00	\$35,025.00	\$0.00
Trooper - NEW ENTRANT	\$25,025.00	\$0.00	\$25,025.00	\$0.00
<b>Overtime subtotal</b>	<b>\$962,331.00</b>	<b>\$0.00</b>	<b>\$962,331.00</b>	<b>\$227,456.00</b>
<b>Personnel total</b>	<b>\$4,267,320.85</b>	<b>\$1,175,628.00</b>	<b>\$5,442,948.85</b>	<b>\$6,621,137.00</b>

Fringe Benefits				
	Federal Share	State Share	Total Project Costs (Federal + State)	MOE
Troopers	\$151,132.03	\$0.00	\$151,132.03	\$0.00
Troopers	\$1,027,104.61	\$0.00	\$1,027,104.61	\$0.00
Lieutenant	\$29,351.74	\$0.00	\$29,351.74	\$0.00
Sergeants	\$97,105.30	\$0.00	\$97,105.30	\$0.00
Grants Manager	\$13,764.24	\$0.00	\$13,764.24	\$0.00
Administrative Secretaries	\$9,733.28	\$0.00	\$9,733.28	\$0.00
Accounting Tech I	\$5,407.38	\$0.00	\$5,407.38	\$0.00
Captain	\$22,238.42	\$0.00	\$22,238.42	\$0.00
Statistical Analyst	\$15,533.92	\$0.00	\$15,533.92	\$0.00
Planned MOE	\$0.00	\$0.00	\$0.00	\$3,192,521.00
Admin Service Asst. II	\$9,856.17	\$0.00	\$9,856.17	\$0.00
<b>Fringe Benefits total</b>	<b>\$1,381,227.09</b>	<b>\$0.00</b>	<b>\$1,381,227.09</b>	<b>\$3,192,521.00</b>

Travel				
	Federal Share	State Share	Total Project Costs (Federal + State)	MOE
Educational Outreach	\$4,700.00	\$0.00	\$4,700.00	\$0.00
Training	\$10,500.00	\$0.00	\$10,500.00	\$0.00
Planned MOE - Travel	\$0.00	\$0.00	\$0.00	\$64,410.00
TTA Convention	\$4,650.00	\$0.00	\$4,650.00	\$0.00
CVSA Board Meeting	\$2,060.00	\$0.00	\$2,060.00	\$0.00
CVSA - Fall Conference	\$8,756.00	\$0.00	\$8,756.00	\$0.00
CVSA - Spring Conference	\$8,756.00	\$0.00	\$8,756.00	\$0.00
ITD-PRISM and MCSAP Workshop	\$8,450.00	\$0.00	\$8,450.00	\$0.00
Hazmat Administrative Duties	\$1,360.00	\$0.00	\$1,360.00	\$0.00
New Entrant Administrative Duties	\$1,360.00	\$0.00	\$1,360.00	\$0.00
IACP Conference	\$5,070.00	\$0.00	\$5,070.00	\$0.00
TTA Conference	\$4,650.00	\$0.00	\$4,650.00	\$0.00
COHMED	\$5,000.00	\$0.00	\$5,000.00	\$0.00
<b>Travel total</b>	<b>\$65,312.00</b>	<b>\$0.00</b>	<b>\$65,312.00</b>	<b>\$64,410.00</b>

Equipment				
	Federal Share	State Share	Total Project Costs (Federal + State)	MOE
Planned MOE - Equipment	\$0.00	\$0.00	\$0.00	\$2,264,204.00
<b>Equipment total</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$2,264,204.00</b>

Supplies				
	Federal Share	State Share	Total Project Costs (Federal + State)	MOE
Tools for Inspections	\$20,046.00	\$0.00	\$20,046.00	\$0.00
General Office Supplies and Computers	\$16,020.00	\$0.00	\$16,020.00	\$0.00
Planned MOE - Supplies	\$0.00	\$0.00	\$0.00	\$279,608.00
Educational Materials - 49 CFR Books	\$2,400.00	\$0.00	\$2,400.00	\$0.00
Educational Materials - Hazmat Books	\$2,040.00	\$0.00	\$2,040.00	\$0.00
Educational Materials - TCA Books	\$1,360.00	\$0.00	\$1,360.00	\$0.00
Educational Materials - CVSA - NAS OOS Criteria	\$500.00	\$0.00	\$500.00	\$0.00
<b>Supplies total</b>	<b>\$42,366.00</b>	<b>\$0.00</b>	<b>\$42,366.00</b>	<b>\$279,608.00</b>

Contractual and Subaward				
	Federal Share	State Share	Total Project Costs (Federal + State)	MOE
CVIEW through Iteris	\$60,000.00	\$0.00	\$60,000.00	\$0.00
O&M inspection screening equipment	\$625,000.00	\$0.00	\$625,000.00	\$0.00
O&M for Teens and Trucks	\$70,000.00	\$0.00	\$70,000.00	\$0.00
LPR Data Storage	\$70,000.00	\$0.00	\$70,000.00	\$0.00
Planned MOE - Contractual	\$0.00	\$0.00	\$0.00	\$362,969.00
STS - Strategic Technology Solutions	\$742.06	\$0.00	\$742.06	\$0.00
<b>Contractual and Subaward total</b>	<b>\$825,742.06</b>	<b>\$0.00</b>	<b>\$825,742.06</b>	<b>\$362,969.00</b>

Other Costs				
	Federal Share	State Share	Total Project Costs (Federal + State)	MOE
Wireless Communication and Postage	\$15,636.00	\$0.00	\$15,636.00	\$0.00
CVSA Decals	\$3,472.00	\$0.00	\$3,472.00	\$0.00
New Entrant Vehicle Maintenance	\$36,000.00	\$0.00	\$36,000.00	\$0.00
Fuel for Teens and Trucks and Scale Facility Generators	\$3,040.00	\$0.00	\$3,040.00	\$0.00
CVSA Dues	\$14,800.00	\$0.00	\$14,800.00	\$0.00
Planned MOE - Other Costs	\$0.00	\$0.00	\$0.00	\$1,394,582.00
Help Inc - Prepass Assessment	\$7,500.00	\$0.00	\$7,500.00	\$0.00
<b>Other Costs total</b>	<b>\$80,448.00</b>	<b>\$0.00</b>	<b>\$80,448.00</b>	<b>\$1,394,582.00</b>

Total Costs				
	Federal Share	State Share	Total Project Costs (Federal + State)	MOE
<b>Subtotal for Direct Costs</b>	<b>\$6,662,416.00</b>	<b>\$1,175,628.00</b>	<b>\$7,838,044.00</b>	<b>\$14,179,431.00</b>
<b>Total Costs Budgeted</b>	<b>\$6,662,416.00</b>	<b>\$1,175,628.00</b>	<b>\$7,838,044.00</b>	<b>\$14,179,431.00</b>

**Part 4 Section 10 - Financial Summary**

The Financial Summary is auto-populated by the system by budget category. It is a read-only document and can be used to complete the SF-424A in Grants.gov. Changes to the Financial Summary will only be reflected by updating the individual budget category table(s).

- The system will confirm that percentages for Federal and State shares are correct for Total Project Costs. The edit check is performed on the **"Total Costs Budgeted"** line only.
- The system will confirm that Planned MOE Costs equal or exceed FMCSA funding limitation. The edit check is performed on the **"Total Costs Budgeted"** line only.
- The system will confirm that the Overtime value does not exceed the FMCSA funding limitation. The edit check is performed on the **"Overtime subtotal"** line.

ESTIMATED Fiscal Year Funding Amounts for MCSAP			
	85.01% Federal Share	14.99% State Share	Total Estimated Funding
Total	\$6,662,416.00	\$1,175,628.00	\$7,838,044.00

Summary of MCSAP Funding Limitations	
Allowable amount for Overtime without written justification (14.99% of Basic Award Amount):	\$1,175,628.00
MOE Baseline:	\$4,917,012.50

Estimated Expenditures				
	Federal Share	State Share	Total Project Costs (Federal + State)	Planned MOE Costs
Salary Subtotal	\$3,304,989.85	\$1,175,628.00	\$4,480,617.85	\$6,393,681.00
Overtime Subtotal	\$962,331.00	\$0.00	\$962,331.00	\$227,456.00
Personnel Total	\$4,267,320.85	\$1,175,628.00	\$5,442,948.85	\$6,621,137.00
Fringe Benefits Total	\$1,381,227.09	\$0.00	\$1,381,227.09	\$3,192,521.00
Travel Total	\$65,312.00	\$0.00	\$65,312.00	\$64,410.00
Equipment Total	\$0.00	\$0.00	\$0.00	\$2,264,204.00
Supplies Total	\$42,366.00	\$0.00	\$42,366.00	\$279,608.00
Contractual and Subaward Total	\$825,742.06	\$0.00	\$825,742.06	\$362,969.00
Other Costs Total	\$80,448.00	\$0.00	\$80,448.00	\$1,394,582.00
	85.01% Federal Share	14.99% State Share	Total Project Costs (Federal + State)	Planned MOE Costs
Subtotal for Direct Costs	\$6,662,416.00	\$1,175,628.00	\$7,838,044.00	\$14,179,431.00
Indirect Costs	\$0.00	\$0.00	\$0.00	NA
<b>Total Costs Budgeted</b>	<b>\$6,662,416.00</b>	<b>\$1,175,628.00</b>	<b>\$7,838,044.00</b>	<b>\$14,179,431.00</b>



**Part 5 - Certifications and Documents**

*Part 5 includes electronic versions of specific requirements, certifications and documents that a State must agree to as a condition of participation in MCSAP. The submission of the CVSP serves as official notice and certification of compliance with these requirements. State or States means all of the States, the District of Columbia, the Commonwealth of Puerto Rico, the Commonwealth of the Northern Mariana Islands, American Samoa, Guam, and the Virgin Islands.*

*If the person submitting the CVSP does not have authority to certify these documents electronically, then the State must continue to upload the signed/certified form(s) through the "My Documents" area on the State's Dashboard page.*

**Part 5 Section 1 - State Certification**

*The State Certification will not be considered complete until the four questions and certification declaration are answered. Selecting 'no' in the declaration may impact your State's eligibility for MCSAP funding.*

1. What is the name of the person certifying the declaration for your State? Jeff Long
2. What is this person's title? Commissioner
3. Who is your Governor's highway safety representative? Clyde Lewis
4. What is this person's title? Director

**The State affirmatively accepts the State certification declaration written below by selecting 'yes'.**

- ☐ Yes
- ☐ No

**State Certification declaration:**

I, Jeff Long, Commissioner, on behalf of the State of TENNESSEE, as requested by the Administrator as a condition of approval of a grant under the authority of [49 U.S.C. § 31102](#), as amended, certify that the State satisfies all the conditions required for MCSAP funding, as specifically detailed in [49 C.F.R. § 350.211](#).

**Part 5 Section 2 - Annual Review of Laws, Regulations, Policies and Compatibility Certification**

*You must answer all three questions and indicate your acceptance of the certification declaration. Selecting 'no' in the declaration may impact your State's eligibility for MCSAP funding.*

1. What is the name of your certifying State official? Jeff Long
2. What is the title of your certifying State official? Commissioner
3. What are the phone # and email address of your State official? 615-251-5166 jeff.long@tn.gov

**The State affirmatively accepts the compatibility certification declaration written below by selecting 'yes'.**

- ☐ Yes
- ☐ No

I, Jeff Long, certify that the State has conducted the annual review of its laws and regulations for compatibility regarding commercial motor vehicle safety and that the State's safety laws remain compatible with the Federal Motor Carrier Safety Regulations (49 CFR parts 390-397) and the Hazardous Materials Regulations (49 CFR parts 107 (subparts F and G only), 171-173, 177, 178, and 180) and standards and orders of the Federal government, except as may be determined by the Administrator to be inapplicable to a State enforcement program. For the purpose of this certification, Compatible means State laws or regulations pertaining to interstate commerce that are identical to the FMCSRs and HMRs or have the same effect as the FMCSRs and identical to the HMRs and for intrastate commerce rules identical to or within the tolerance guidelines for the FMCSRs and identical to the HMRs.

If there are any exceptions that should be noted to the above certification, include an explanation in the text box below.

- Variance for Farm exception (65-15-113). This was prior to 1986 The State will ensure that the CVSP continues to follow the goals and missions outlined in this plan for the State of Tennessee and strive to meet all requirements mandated through 49 CRF 350.213.

**Part 5 Section 3 - New Laws/Legislation/Policy Impacting CMV Safety**

**Has the State adopted/enacted any new or updated laws (i.e., statutes) impacting CMV safety since the last CVSP or annual update was submitted?**

☐ Yes ☒ No

**Has the State adopted/enacted any new administrative actions or policies impacting CMV safety since the last CVSP?**

☐ Yes ☒ No

## **The United States Department of Transportation**

### **Standard Title VI/Non-Discrimination Assurances**

#### **DOT Order No. 1050.2A**

The ***Tennessee Department of Safety and Homeland Security*** (herein referred to as the “Recipient”), **HEREBY AGREES THAT**, as a condition to receiving any Federal financial assistance from the United States Department of Transportation (DOT), through the **Federal Motor Carrier Safety Administration (FMCSA)**, is subject to and will comply with the following:

#### **Statutory/Regulatory Authorities**

- Title VI of the Civil Rights Act of 1964 (42 U.S.C. § 2000d *et seq.*, 78 stat. 252), (prohibits discrimination on the basis of race, color, national origin);
- Federal-Aid Highway Act of 1973, (23 U.S.C. § 324 *et seq.*), (prohibits discrimination on the basis of sex);
- Title IX of the Education Amendments of 1972, as amended, (20 U.S.C. § 1681 *et seq.*), (prohibits discrimination on the basis of sex in education programs or activities);
- Section 504 of the Rehabilitation Act of 1973, (29 U.S.C. § 794 *et seq.*), as amended, (prohibits discrimination on the basis of disability);
- The Age Discrimination Act of 1975, as amended, (42 U.S.C. § 6101 *et seq.*), (prohibits discrimination on the basis of age);
- Americans with Disabilities Act of 1990, as amended, (42 U.S.C. § 12101 *et seq.*), (prohibits discrimination on the basis of disability);
- 49 C.F.R. Part 21 (entitled *Nondiscrimination In Federally-Assisted Programs Of The Department Of Transportation—Effectuation Of Title VI Of The Civil Rights Act Of 1964*);
- 49 C.F.R. Part 27 (entitled *Nondiscrimination On The Basis Of Disability In Programs Or Activities Receiving Federal Financial Assistance*);
- 49 C.F.R. Part 28 (entitled *Enforcement Of Nondiscrimination On The Basis Of Handicap In Programs Or Activities Conducted By The Department Of Transportation*);
- 49 C.F.R. Part 37 (entitled *Transportation Services For Individuals With Disabilities (ADA)*);
- 49 C.F.R. Part 303 (FMCSA’s Title VI/Nondiscrimination Regulation);
- 28 C.F.R. Part 35 (entitled *Discrimination On The Basis Of Disability In State And Local Government Services*);
- 28 C.F.R. section 50.3 (U.S. Department of Justice Guidelines for Enforcement of Title VI of the Civil Rights Act of 1964);

The preceding statutory and regulatory cites hereinafter are referred to as the “Acts” and “Regulations,” respectively.

Although not applicable to Recipients directly, there are certain Executive Orders and relevant guidance that direct action by Federal agencies regarding their federally assisted programs and activities to which compliance is required by Recipients to ensure Federal agencies carry out their responsibilities. Executive Order 12898, 3 C.F.R. 859 (1995), entitled “Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations” emphasizes that Federal agencies should use existing laws to achieve Environmental Justice, in particular Title VI,

to ensure nondiscrimination against minority populations. Recipients should be aware that certain Title VI matters raise Environmental Justice concerns and FMCSA intends that all Recipients evaluate and revise existing procedures (as appropriate) to address and implement Environmental Justice considerations. See the following FHWA website for more information and facts about Environmental Justice: <http://www.fhwa.dot.gov/environment/ejustice/facts/index.htm>;

Additionally, Executive Order 13166, 3 C.F.R. 289 (2001) on Limited English Proficiency, according to the U.S. Department of Justice in its Policy Guidance Document dated August 16, 2000 (65 Fed. Reg. at 50123), clarifies the responsibilities associated with the “*application of Title VI’s prohibition on national origin discrimination when information is provided only in English to persons with limited English proficiency.*” When receiving Federal funds Recipients are expected to conduct a Four-Factor Analysis to prevent discrimination based on National Origin. (See also U.S. DOT’s “*Policy Guidance Concerning Recipients’ Responsibilities to Limited English Proficient (LEP) Persons,*” dated December 14, 2005, (70 Fed. Reg. at 74087 to 74100); the Guidance is a useful resource when performing a Four-Factor Analysis).

### **General Assurances**

In accordance with the Acts, the Regulations, and other pertinent directives, circulars, policy, memoranda, and/or guidance, the Recipient hereby gives assurance that it will promptly take any measures necessary to ensure that:

*“No person in the United States shall, on the grounds of race, color, national origin, sex, age, disability, low-income, or LEP be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity for which the Recipient receives Federal financial assistance from DOT, including the FMCSA.”*

The Civil Rights Restoration Act of 1987 clarified the original intent of Congress, with respect to Title VI and other Non-discrimination requirements (The Age Discrimination Act of 1975, and Section 504 of the Rehabilitation Act of 1973) by restoring the broad, institutional-wide scope and coverage of these non-discrimination statutes and requirements to include all programs and activities of the Recipient, so long as any portion of the program is Federally-assisted.

### **Specific Assurances**

More specifically, and without limiting the above general Assurances, the Recipient agrees with and gives the following Assurances with respect to its Federally assisted **FMCSA Program**:

1. The Recipient agrees that each “activity,” “facility,” or “program,” as defined in §§ 21.23 (b) and 21.23 (e) of 49 C.F.R. § 21 will be (with regard to an “activity”) facilitated, or will be (with regard to a “facility”) operated, or will be (with regard to a “program”) conducted in compliance with all requirements imposed by, or pursuant to the Acts and the Regulations;
2. The Recipient will insert the following notification in all solicitations for bids, Requests For Proposals for work, or material subject to the Acts and the Regulations made in connection with all Federal Highway Programs and, in adapted form, in all proposals for negotiated agreements regardless of funding source:

*“The Tennessee Department of Safety and Homeland Security, in accordance with the provisions of Title VI of the Civil Rights Act of 1964 (78 Stat. 252, 42 U.S.C. §§ 2000d to 2000d-4) and the Regulations, hereby notifies all bidders that it will affirmatively ensure*

*that any contract entered into pursuant to this advertisement, all contractors will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of the owner's race, color, national origin, sex, age, disability, income-level, or LEP in consideration for an award.”;*

3. The Recipient will insert the clauses of Appendix A and E of this Assurance in every contract or agreement subject to the Acts and the Regulations;
4. The Recipient will insert the clauses of Appendix B of this Assurance, as a covenant running with the land, in any deed from the United States effecting or recording a transfer of real property, structures, use, or improvements thereon or interest therein to a Recipient;
5. That where the Recipient receives Federal financial assistance to construct a facility, or part of a facility, the Assurance will extend to the entire facility and facilities operated in connection therewith;
6. That where the Recipient receives Federal financial assistance in the form, or for the acquisition of real property or an interest in real property, the Assurance will extend to rights to space on, over, or under such property;
7. That the Recipient will include the clauses set forth in Appendix C and Appendix D of this Assurance, as a covenant running with the land, in any future deeds, leases, licenses, permits, or similar instruments entered into by the Recipient with other parties:
  - a. for the subsequent transfer of real property acquired or improved under the applicable activity, project, or program; and
  - b. for the construction or use of, or access to, space on, over, or under real property acquired or improved under the applicable activity, project, or program.
8. That this Assurance obligates the Recipient for the period during which Federal financial assistance is extended to the program, except where the Federal financial assistance is to provide, or is in the form of, personal property, or real property, or interest therein, or structures or improvements thereon, in which case the Assurance obligates the Recipient, or any transferee for the longer of the following periods:
  - a. the period during which the property is used for a purpose for which the Federal financial assistance is extended, or for another purpose involving the provision of similar services or benefits; or
  - b. the period during which the Recipient retains ownership or possession of the property.
9. The Recipient will provide for such methods of administration for the program as are found by the Secretary of Transportation or the official to whom he/she delegates specific authority to give reasonable guarantee that it, other recipients, sub-recipients, sub-grantees, contractors, subcontractors, consultants, transferees, successors in interest, and other participants of Federal financial assistance under such program will comply with all requirements imposed or pursuant to the Acts, the Regulations, and this Assurance.
10. The Recipient agrees that the United States has a right to seek judicial enforcement with regard to any matter arising under the Acts, the Regulations, and this Assurance.

By signing this ASSURANCE, Tennessee Department of Safety and Homeland Security also agrees to comply (and require any sub-recipients, sub-grantees, contractors, successors, transferees, and/or assignees to comply) with all applicable provisions governing the **FMCSA** access to records, accounts, documents, information, facilities, and staff. You also recognize that you must comply with any program or compliance reviews, and/or complaint investigations conducted by the **FMCSA**. You must keep records, reports, and submit the material for review upon request to **FMCSA**, or its designee in a timely, complete, and accurate way. Additionally, you must comply with all other reporting, data collection, and evaluation requirements, as prescribed by law or detailed in program guidance.

Tennessee Department of Safety and Homeland Security gives this ASSURANCE in consideration of and for obtaining any Federal grants, loans, contracts, agreements, property, and/or discounts, or other Federal-aid and Federal financial assistance extended after the date hereof to the recipients by the Department of Transportation under the **FMCSA Program**. This ASSURANCE is binding on [insert State], other recipients, sub-recipients, sub-grantees, contractors, subcontractors and their subcontractors', transferees, successors in interest, and any other participants in the **FMCSA Program**. The person (s) signing below is authorized to sign this ASSURANCE on behalf of the Recipient.

**Tennessee Department of Safety and Homeland Security**

(Name of Recipient)

by

(Signature of Authorized Official)

DATED

7/16/2020

## APPENDIX A

During the performance of this contract, the contractor, for itself, its assignees, and successors in interest (hereinafter referred to as the “contractor”) agrees as follows:

1. **Compliance with Regulations:** The contractor (hereinafter includes consultants) will comply with the Acts and the Regulations relative to Nondiscrimination in Federally-assisted programs of the U.S. Department of Transportation, Federal Motor Carrier Safety Administration (FMCSA), as they may be amended from time to time, which are herein incorporated by reference and made a part of this contract.
2. **Nondiscrimination:** The contractor, with regard to the work performed by it during the contract, will not discriminate on the grounds of race, color, national origin, sex, age, disability, income-level, or LEP in the selection and retention of subcontractors, including procurements of materials and leases of equipment. The contractor will not participate directly or indirectly in the discrimination prohibited by the Acts and the Regulations as set forth in Appendix E, including employment practices when the contract covers any activity, project, or program set forth in Appendix B of 49 CFR Part 21.
3. **Solicitations for Subcontracts, Including Procurements of Materials and Equipment:** In all solicitations, either by competitive bidding, or negotiation made by the contractor for work to be performed under a subcontract, including procurements of materials, or leases of equipment, each potential subcontractor or supplier will be notified by the contractor of the contractor’s obligations under this contract and the Acts and the Regulations relative to Non-discrimination on the grounds of race, color, national origin, sex, age, disability, income-level, or LEP.
4. **Information and Reports:** The contractor will provide all information and reports required by the Acts, the Regulations and directives issued pursuant thereto and will permit access to its books, records, accounts, other sources of information, and its facilities as may be determined by the Recipient or the FMCSA to be pertinent to ascertain compliance with such Acts, Regulations, and instructions. Where any information required of a contractor is in the exclusive possession of another who fails or refuses to furnish the information, the contractor will so certify to the Recipient or the FMCSA, as appropriate, and will set forth what efforts it has made to obtain the information.
5. **Sanctions for Noncompliance:** In the event of a contractor’s noncompliance with the Non-discrimination provisions of this contract, the Recipient will impose such contract sanctions as it or the FMCSA may determine to be appropriate, including, but not limited to:
  - a. withholding payments to the contractor under the contract until the contractor complies; and/or
  - b. cancelling, terminating, or suspending a contract, in whole or in part.
6. **Incorporation of Provisions:** The contractor will include the provisions of paragraphs one through six in every subcontract, including procurements of materials and leases of equipment, unless exempt by the Acts, the Regulations and directives issued pursuant thereto. The contractor will take action with respect to any subcontract or procurement as the Recipient or the FMCSA may direct as a means of enforcing such provisions including sanctions for noncompliance. Provided, that if the contractor becomes involved in, or is threatened with litigation by a subcontractor, or supplier because of such direction, the contractor may request the Recipient to enter into any litigation to protect the interests of the Recipient. In addition, the contractor may request the United States to enter into the litigation to protect the interests of the United States.



## CLAUSES FOR DEEDS TRANSFERRING UNITED STATES PROPERTY

### APPENDIX B

The following clauses will be included in deeds effecting or recording the transfer of real property, structures, or improvements thereon, or granting interest therein from the United States pursuant to the provisions of Assurance 4:

**NOW, THEREFORE**, the Department of Transportation as authorized by law and upon the condition that the Tennessee Department of Safety and Homeland Security will accept title to the lands and maintain the project constructed thereon in accordance with the Tennessee Code Annotated, the Regulations for the Administration of **Federal Motor Carrier Safety Administration (FMCSA) Program**, and the policies and procedures prescribed by the **FMCSA** of the Department of Transportation in accordance and in compliance with all requirements imposed by Title 49, Code of Federal Regulations, Department of Transportation, Subtitle A, Office of the Secretary, Part 21, Non-discrimination in Federally-assisted programs of the Department of Transportation pertaining to and effectuating the provisions of Title VI of the Civil Rights Act of 1964 (78 Stat. 252; 42 U.S.C. § 2000d to 2000d-4), does hereby remise, release, quitclaim and convey unto the Tennessee Department of Safety and Homeland Security all the right, title and interest of the Department of Transportation in and to said lands described in Exhibit "A" attached hereto and made a part hereof.

### (HABENDUM CLAUSE)

**TO HAVE AND TO HOLD** said lands and interests therein unto Tennessee Department of Safety and Homeland Security and its successors forever, subject, however, to the covenants, conditions, restrictions and reservations herein contained as follows, which will remain in effect for the period during which the real property or structures are used for a purpose for which Federal financial assistance is extended or for another purpose involving the provision of similar services or benefits and will be binding on the Tennessee Department of Safety and Homeland Security, its successors and assigns.

The Tennessee Department of Safety and Homeland Security in consideration of the conveyance of said lands and interests in lands, does hereby covenant and agree as a covenant running with the land for itself, its successors and assigns, that (1) no person will on the grounds of race, color, national origin, sex, age, disability, income-level, or LEP be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination with regard to any facility located wholly or in part on, over, or under such lands hereby conveyed [,] [and]\* (2) that the Tennessee Department of Safety and Homeland Security will use the lands and interests in lands and interests in lands so conveyed, in compliance with all requirements imposed by or pursuant to Title 49, Code of Federal Regulations, Department of Transportation, Subtitle A, Office of the Secretary, Part 21, Non-discrimination in Federally-assisted programs of the Department of Transportation, Effectuation of Title VI of the Civil Rights Act of 1964, and as said Regulations and Acts may be amended, and (3) that in the event of breach of any of the above-mentioned non-discrimination conditions, the Department will have a right to enter or re-enter said lands and facilities on said land, and that above described land and facilities will thereon revert to and vest in and become the absolute property of the Department of Transportation and its assigns as such interest existed prior to this instruction.\*

(\*Reverter clause and related language to be used only when it is determined that such a clause is necessary in order to effectuate the purpose of Title VI.)

**CLAUSES FOR TRANSFER OF REAL PROPERTY ACQUIRED OR IMPROVED UNDER  
THE ACTIVITY, FACILITY OR PROGRAM**

**APPENDIX C**

The following clauses will be included in deeds, licenses, leases, permits, or similar instruments entered into by the Tennessee Department of Safety and Homeland Security pursuant to the provisions of Assurance 7(a):

- A. The (grantee, lessee, permittee, etc. as appropriate) for himself/herself, his/her heirs, personal representatives, successors in interest, and assigns, as a part of the consideration hereof, does hereby covenant and agree [in the case of deeds and leases add “as a covenant running with the land”] that:
  - 1. In the event facilities are constructed, maintained, or otherwise operated on the property described in this (deed, license, lease, permit, etc.) for a purpose for which a Department of Transportation activity, facility, or program is extended or for another purpose involving the provision of similar services or benefits, the (grantee, licensee, lessee, permittee, etc.) will maintain and operate such facilities and services in compliance with all requirements imposed by the Acts and Regulations (as may be amended) such that no person on the grounds of race, color, national origin, sex, age, disability, income-level, or LEP will be excluded from participation in, denied the benefits of, or be otherwise subjected to discrimination in the use of said facilities.
- B. With respect to licenses, leases, permits, etc., in the event of breach of any of the above Non-discrimination covenants, Tennessee Department of Safety and Homeland Security will have the right to terminate the (lease, license, permit, etc.) and to enter, re-enter, and repossess said lands and facilities thereon, and hold the same as if the (lease, license, permit, etc.) had never been made or issued.\*
- C. With respect to a deed, in the event of breach of any of the above Non-discrimination covenants, the Tennessee Department of Safety and Homeland Security will have the right to enter or re-enter the lands and facilities thereon, and the above described lands and facilities will there upon revert to and vest in and become the absolute property of the Tennessee Department of Safety and Homeland Security and its assigns.\*

(\*Reverter clause and related language to be used only when it is determined that such a clause is necessary to effectuate the purpose of Title VI.)

**CLAUSES FOR CONSTRUCTION/USE/ACCESS TO REAL PROPERTY ACQUIRED  
UNDER THE ACTIVITY, FACILITY OR PROGRAM**

**APPENDIX D**

The following clauses will be included in deeds, licenses, permits, or similar instruments/agreements entered into by Tennessee Department of Safety and Homeland Security pursuant to the provisions of Assurance 7(b):

- A. The (grantee, licensee, permittee, etc., as appropriate) for himself/herself, his/her heirs, personal representatives, successors in interest, and assigns, as a part of the consideration hereof, does hereby covenant and agree (in the case of deeds and leases add, “as a covenant running with the land”) that (1) no person on the ground of race, color, national origin, sex, age, disability, income-level, or LEP will be excluded from participation in, denied the benefits of, or be otherwise subjected to discrimination in the use of said facilities, (2) that in the construction of any improvements on, over, or under such land, and the furnishing of services thereon, no person on the ground of race, color, national origin, sex, age, disability, income-level, or LEP will be excluded from participation in, denied the benefits of, or otherwise be subjected to discrimination, (3) that the (grantee, licensee, lessee, permittee, etc.) will use the premises in compliance with all other requirements imposed by or pursuant to the Acts and Regulations, as amended, set forth in this Assurance.
- B. With respect to (licenses, leases, permits, etc.), in the event of breach of any of the above Non-discrimination covenants, Tennessee Department of Safety and Homeland Security will have the right to terminate the (license, permit, etc., as appropriate) and to enter or re-enter and repossess said land and the facilities thereon, and hold the same as if said (license, permit, etc., as appropriate) had never been made or issued.\*
- C. With respect to deeds, in the event of breach of any of the above Non-discrimination covenants, Tennessee Department of Safety and Homeland Security will there upon revert to and vest in and become the absolute property of Tennessee Department of Safety and Homeland Security and its assigns.\*

(\*Reverter clause and related language to be used only when it is determined that such a clause is necessary to effectuate the purpose of Title VI.)

## APPENDIX E

During the performance of this contract, the contractor, for itself, its assignees, and successors in interest (hereinafter referred to as the “contractor”) agrees to comply with the following non-discrimination statutes and authorities; including but not limited to:

- Title VI of the Civil Rights Act of 1964 (42 U.S.C. § 2000d *et seq.*, 78 stat. 252), (prohibits discrimination on the basis of race, color, national origin), as implemented by 49 C.F.R. § 21.1 *et seq.* and 49 C.F.R. § 303;
- The Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, (42 U.S.C. § 4601), (prohibits unfair treatment of persons displaced or whose property has been acquired because of Federal or Federal-aid programs and projects);
- Federal-Aid Highway Act of 1973, (23 U.S.C. § 324 *et seq.*), (prohibits discrimination on the basis of sex);
- Section 504 of the Rehabilitation Act of 1973, (29 U.S.C. § 794 *et seq.*), as amended, (prohibits discrimination on the basis of disability); and 49 CFR Part 27;
- The Age Discrimination Act of 1975, as amended, (42 U.S.C. § 6101 *et seq.*), (prohibits discrimination on the basis of age);
- Airport and Airway Improvement Act of 1982, (49 USC § 471, Section 47123), as amended, (prohibits discrimination based on race, creed, color, national origin, or sex);
- The Civil Rights Restoration Act of 1987, (102 Stat. 28.), (“....*which restore[d] the broad scope of coverage and to clarify the application of title IX of the Education Amendments of 1972, section 504 of the Rehabilitation Act of 1973, the Age Discrimination Act of 1975, and title VI of the Civil Rights Act of 1964.*”);
- Titles II and III of the Americans with Disabilities Act, which prohibit discrimination on the basis of disability in the operation of public entities, public and private transportation systems, places of public accommodation, and certain testing entities (42 U.S.C. §§ 12131 -- 12189) as implemented by Department of Justice regulations at 28 C.F.R. parts 35 and 36, and Department of Transportation regulations at 49 C.F.R. parts 37 and 38;
- The Federal Aviation Administration’s Non-discrimination statute (49 U.S.C. § 47123) (prohibits discrimination on the basis of race, color, national origin, and sex);
- Executive Order 12898, Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations, which ensures non-discrimination against minority populations by discouraging programs, policies, and activities with disproportionately high and adverse human health or environmental effects on minority and low-income populations;
- Executive Order 13166, Improving Access to Services for Persons with Limited English Proficiency, and resulting agency guidance, national origin discrimination includes discrimination because of limited English proficiency (LEP). To ensure compliance with Title VI, you must take reasonable steps to ensure that LEP persons have meaningful access to your programs (70 Fed. Reg. at 74087 to 74100);
- Title IX of the Education Amendments of 1972, as amended, which prohibits you from discriminating because of sex in education programs or activities (20 U.S.C. 1681 *et seq.*), as implemented by 49 C.F.R. § 25.1 *et seq.*

This will act as the approval

**From:** Shannon Geames <[Shannon.Geames@tn.gov](mailto:Shannon.Geames@tn.gov)>  
**Sent:** Tuesday, July 28, 2020 2:26 PM  
**To:** Allen England <[Allen.England@tn.gov](mailto:Allen.England@tn.gov)>; Travis Plotzer <[Travis.Plotzer@tn.gov](mailto:Travis.Plotzer@tn.gov)>  
**Subject:** FW: FMCSA Approval Of TDOHS' Title VI Program Compliance Plan For FY 2021

Allen and Travis,

Please see the email below as our final approval of the FMCSA Title VI plan for FY 2021. Mr. Finkle advises that this is all you will need to submit with your MCSAP grant application. Let me know if you need anything else!

Shannon

**Shannon Geames, M.A.** | Director  
Learning and Development Division  
283 Stewarts Ferry Pike, Nashville, TN 37214  
p. 615-251-5170 f. 615-401-7688  
[shannon.geames@tn.gov](mailto:shannon.geames@tn.gov)  
[tn.gov/safety](http://tn.gov/safety)



**From:** Finkle, Lester (FMCSA) [<mailto:Lester.Finkle@dot.gov>]  
**Sent:** Tuesday, July 28, 2020 2:23 PM  
**To:** Shannon Geames  
**Subject:** [EXTERNAL] RE: FMCSA Approval Of TDOHS' Title VI Program Compliance Plan For FY 2021

**Due to COVID-19, I am approving Plans via e-mail.** Please let the appropriate representative know that she/he may use the approval e-mail I have provided to show Plan approval for FY 2021.

Lester

Lester Finkle  
FMCSA National Title VI Program Manager  
202-366-4474

**From:** Shannon Geames [<mailto:Shannon.Geames@tn.gov>]  
**Sent:** Tuesday, July 28, 2020 3:21 PM  
**To:** Finkle, Lester (FMCSA) <[Lester.Finkle@dot.gov](mailto:Lester.Finkle@dot.gov)>  
**Subject:** RE: FMCSA Approval Of TDOHS' Title VI Program Compliance Plan For FY 2021

**CAUTION:** This email originated from outside of the Department of Transportation (DOT). Do not click on links or open attachments unless you recognize the sender and know the content is safe.

Will we get a letter of approval for our folks to submit with their MCSAP grant?

**Shannon Geames, M.A.** | Director  
Learning and Development Division  
283 Stewarts Ferry Pike, Nashville, TN 37214  
p. 615-251-5170 f. 615-401-7688  
[shannon.geames@tn.gov](mailto:shannon.geames@tn.gov)  
[tn.gov/safety](http://tn.gov/safety)



**From:** Finkle, Lester (FMCSA) [<mailto:Lester.Finkle@dot.gov>]  
**Sent:** Tuesday, July 28, 2020 2:20 PM  
**To:** Shannon Geames  
**Subject:** [EXTERNAL] FMCSA Approval Of TDOHS' Title VI Program Compliance Plan For FY 2021

Great! Thank you. Thank you also for the Summary of Public Outreach Efforts due to COVID-19. I appreciate it.

I have reviewed the final Plan for FY 2021 and find all elements identified in the FY 2021 FMCSA Title VI Program Compliance Plan Checklist. This e-mail will serve as the Plan approval for FY 2021. Therefore, TDOHS' final Plan for FY 2021 is hereby approved.

Thanks again. I have appreciated your efforts to update the Plan for FY 2021.

Lester

Lester Finkle  
FMCSA National Title VI Program Manager  
202-366-4474

**From:** Shannon Geames [<mailto:Shannon.Geames@tn.gov>]  
**Sent:** Tuesday, July 28, 2020 2:58 PM  
**To:** Finkle, Lester (FMCSA) <[Lester.Finkle@dot.gov](mailto:Lester.Finkle@dot.gov)>  
**Subject:** RE: Update FY 2020 Plan For FY 2021 Approval

**CAUTION:** This email originated from outside of the Department of Transportation (DOT). Do not click on links or open attachments unless you recognize the sender and know the content is safe.

Mr. Finkle,

Please find attached the 2020 Title VI report for the TN Department of Safety and Homeland Security. I have also attached a written summary of our response to the COVID-19 situation with our Driver Services division. Please let me know if you require further information. Thank you!

Shannon

**Shannon Geames, M.A.** | Director  
Learning and Development Division  
283 Stewarts Ferry Pike, Nashville, TN 37214  
p. 615-251-5170 f. 615-401-7688  
[shannon.geames@tn.gov](mailto:shannon.geames@tn.gov)  
[tn.gov/safety](http://tn.gov/safety)



**From:** Finkle, Lester (FMCSA) [<mailto:Lester.Finkle@dot.gov>]  
**Sent:** Thursday, July 9, 2020 2:27 PM  
**To:** Shannon Geames  
**Subject:** [EXTERNAL] RE: Update FY 2020 Plan For FY 2021 Approval

**\*\*\* This is an EXTERNAL email. Please exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email - STS-Security. \*\*\***

---

Great! Thanks, Shannon. This will work for me.

Sounds good.

Lester

Lester Finkle  
FMCSA National Title VI Program Manager  
202-366-4474

**From:** Shannon Geames [<mailto:Shannon.Geames@tn.gov>]  
**Sent:** Thursday, July 9, 2020 3:23 PM  
**To:** Finkle, Lester (FMCSA) <[Lester.Finkle@dot.gov](mailto:Lester.Finkle@dot.gov)>  
**Subject:** RE: Update FY 2020 Plan For FY 2021 Approval

**CAUTION:** This email originated from outside of the Department of Transportation (DOT). Do not click on links or open attachments unless you recognize the sender and know the content is safe.

Mr. Finkle,

Attached is our 2020 training roster as of today's date. Let me know if you need anything further on this. I am working on our compliance report and will have it to you as soon as possible.

Shannon

**Shannon Geames, M.A.** | Director  
Learning and Development Division  
283 Stewarts Ferry Pike, Nashville, TN 37214  
p. 615-251-5170 f. 615-401-7688  
[shannon.geames@tn.gov](mailto:shannon.geames@tn.gov)  
[tn.gov/safety](http://tn.gov/safety)



**From:** Finkle, Lester (FMCSA) [<mailto:Lester.Finkle@dot.gov>]  
**Sent:** Thursday, July 9, 2020 1:30 PM  
**To:** Shannon Geames  
**Subject:** [EXTERNAL] RE: Update FY 2020 Plan For FY 2021 Approval

**\*\*\* This is an EXTERNAL email. Please exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email - STS-Security. \*\*\***

---

Regarding the Training Record, please send that to me separate from the Plan. I am making this request of all FMCSA Grantees to minimally have documentary proof of employees receiving Title VI Program training for one Federal FY. Thank you.

Lester

Lester Finkle  
FMCSA National Title VI Program Manager  
202-366-4474

**From:** Shannon Geames [<mailto:Shannon.Geames@tn.gov>]  
**Sent:** Thursday, July 9, 2020 2:23 PM  
**To:** Finkle, Lester (FMCSA) <[Lester.Finkle@dot.gov](mailto:Lester.Finkle@dot.gov)>  
**Subject:** RE: Update FY 2020 Plan For FY 2021 Approval

**CAUTION:** This email originated from outside of the Department of Transportation (DOT). Do not click on links or open attachments unless you recognize the sender and know the content is safe.

Mr. Finkle,

You requested a copy of our training record for one year. This is going to be a spreadsheet with over 1700 names on it, which will be quite lengthy. Is that what you want me to include in the plan? Just seeking clarification. Thanks!



Shannon

**Shannon Geames, M.A.** | Director  
Learning and Development Division  
283 Stewarts Ferry Pike, Nashville, TN 37214  
p. 615-251-5170 f. 615-401-7688  
[shannon.geames@tn.gov](mailto:shannon.geames@tn.gov)  
[tn.gov/safety](http://tn.gov/safety)



**From:** Finkle, Lester (FMCSA) [<mailto:Lester.Finkle@dot.gov>]  
**Sent:** Tuesday, July 7, 2020 2:51 PM  
**To:** Shannon Geames  
**Cc:** Raymond Gaskill  
**Subject:** [EXTERNAL] Update FY 2020 Plan For FY 2021 Approval

**\*\*\* This is an EXTERNAL email. Please exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email - STS-Security. \*\*\***

---

Good Afternoon. I hope you are well during this uncertain time we are living-in. I was wondering if you have any questions regarding updating the FY 2020 Plan for my approval for FY 2021? In addition to having the Policy Statement and Assurance re-signed/re-dated, please update any outdated information. I have attached the Word version of the Assurance. As the Assurance included in the Plan is missing the Americans With Disabilities Act under the authorities section, please feel free to use the attached version of the Assurance. Finally, for our Grantees which also conduct motorist licensure/motor vehicle registration activities, I am requesting a written summary of Public outreach actions taken by ALEA to respond to COVID-19 to inform customers of temporary impacts to facilities (i.e., closures, reduced hours, reduced in-person services). The timing of this submission will depend upon the duration of the actions taken to respond to COVID-19.

Regarding the Training Record, I do not remember seeing a copy of a Training Record for TDOHS employees receiving Title VI Program training. I only need the Training Record for one year.

As the MCSAP application is due to FMCSA by August 7<sup>th</sup>, I am seeking to complete our coordination by July 31<sup>st</sup>. Please let me know if you have any questions. Thanks, Shannon.

Lester

Lester Finkle  
FMCSA National Title VI Program Manager  
202-366-4474

**From:** Shannon Geames [<mailto:Shannon.Geames@tn.gov>]  
**Sent:** Wednesday, August 28, 2019 11:02 AM  
**To:** Finkle, Lester (FMCSA) <[Lester.Finkle@dot.gov](mailto:Lester.Finkle@dot.gov)>  
**Cc:** Raymond Gaskill <[Raymond.Gaskill@tn.gov](mailto:Raymond.Gaskill@tn.gov)>  
**Subject:** RE: FY 2019 FMCSA Title VI Program Grant Requirements

Mr. Finkle,

Our final 2019 Title VI report is attached. Please let me know if you have any questions or need more information. Thanks!

Shannon

**From:** Finkle, Lester (FMCSA) [<mailto:Lester.Finkle@dot.gov>]  
**Sent:** Friday, August 2, 2019 10:37 AM  
**To:** Shannon Geames  
**Subject:** [EXTERNAL] RE: FY 2019 FMCSA Title VI Program Grant Requirements

**\*\*\* This is an EXTERNAL email. Please exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email - STS-Security. \*\*\***

---

Thank you. The 2<sup>nd</sup> draft of the Plan update for FY 2020 looks good. Please proceed with obtaining the signatures. Sounds good regarding the efforts to update the TDOSHS monitoring activities of county clerks and MREPs. Also, sounds good regarding the timing of the posting of the Public Notice of Title VI Program Rights in Spanish to the TDOSHS website.

I have prepared the FY 2020 Plan approval letter and will provide it to you upon receipt of the final Plan for FY 2020. Thanks, Shannon.

Lester

Lester Finkle  
FMCSA National Title VI Program Manager  
202-366-4474

**From:** Shannon Geames [<mailto:Shannon.Geames@tn.gov>]  
**Sent:** Friday, August 02, 2019 11:30 AM  
**To:** Finkle, Lester (FMCSA) <[Lester.Finkle@dot.gov](mailto:Lester.Finkle@dot.gov)>  
**Subject:** RE: FY 2019 FMCSA Title VI Program Grant Requirements

Mr. Finkle,

Attached is the 2<sup>nd</sup> draft of our Title VI plan for 2019. TDOHS is in the currently updating its process for monitoring county clerks and MREP instructors and should have that completed by the end of 2019. We are also working on having our Title VI assurance statement translated into Spanish, and will have that posted to our website by the end of the year as well. Thank you in advance for your feedback.

Shannon



**Shannon Geames** | Director  
Learning and Development Division  
283 Stewarts Ferry Pike, Nashville, TN 37214  
p. 615-251-5170 f. 615-401-7688  
[shannon.geames@tn.gov](mailto:shannon.geames@tn.gov)  
[tn.gov/safety](http://tn.gov/safety)

**From:** Finkle, Lester (FMCSA) [<mailto:Lester.Finkle@dot.gov>]  
**Sent:** Friday, August 2, 2019 10:26 AM  
**To:** Shannon Geames  
**Subject:** [EXTERNAL] RE: FY 2019 FMCSA Title VI Program Grant Requirements

**\*\*\* This is an EXTERNAL email. Please exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email - STS-Security. \*\*\***

---

Not at all. If, when you forward the final Plan to me for approval, you include language in your e-mail to the effect that TDOSHS is updating its' monitoring process for County Clerks and MREPs and offer an estimated completion date, that will be sufficient.

Lester

Lester Finkle  
FMCSA National Title VI Program Manager  
202-366-4474

**From:** Shannon Geames [<mailto:Shannon.Geames@tn.gov>]  
**Sent:** Friday, August 02, 2019 11:21 AM  
**To:** Finkle, Lester (FMCSA) <[Lester.Finkle@dot.gov](mailto:Lester.Finkle@dot.gov)>  
**Subject:** RE: FY 2019 FMCSA Title VI Program Grant Requirements

Do I need to have all of this done before I resubmit my plan? I have it updated and ready for you to review again.

**From:** Finkle, Lester (FMCSA) [<mailto:Lester.Finkle@dot.gov>]  
**Sent:** Friday, August 2, 2019 10:20 AM  
**To:** Shannon Geames  
**Subject:** [EXTERNAL] RE: FY 2019 FMCSA Title VI Program Grant Requirements

**\*\*\* This is an EXTERNAL email. Please exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email - STS-Security. \*\*\***

---

Thanks for the clarifications and feedback, Shannon. Please let me know how I may be supportive of your efforts in this area.

Lester

Lester Finkle  
FMCSA National Title VI Program Manager  
202-366-4474

**From:** Shannon Geames [<mailto:Shannon.Geames@tn.gov>]  
**Sent:** Friday, August 02, 2019 11:16 AM  
**To:** Finkle, Lester (FMCSA) <[Lester.Finkle@dot.gov](mailto:Lester.Finkle@dot.gov)>  
**Subject:** RE: FY 2019 FMCSA Title VI Program Grant Requirements

**From:** Finkle, Lester (FMCSA) [<mailto:Lester.Finkle@dot.gov>]  
**Sent:** Friday, August 2, 2019 9:51 AM  
**To:** Shannon Geames  
**Subject:** [EXTERNAL] FW: FY 2019 FMCSA Title VI Program Grant Requirements

**\*\*\* This is an EXTERNAL email. Please exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email - STS-Security. \*\*\***

---

Thanks, Shannon. I appreciate it. I have had an opportunity to review the Title VI Compliance Audit Questionnaires you kindly provided to me. If you will indulge me, I would like to make certain I understand the role of the County Clerks and then offer my thoughts.

I understand that TDOSHS considers County Clerks to be contractors working on behalf of TDOSHS. MREPs are also contractors conducting motorist licensure Knowledge tests (and Skills tests?) to applicants on behalf of TDOSHS. The County Clerks conduct motorist licensure-related activities (receive new/renewal license applications, issue new/renewed licenses) on behalf of TDOSHS (in the absence of TDOSHS employees conducting these same activities).

I see the following portions of the Title VI Program Compliance Plan applicable to County Clerks and MREPs:

- Title VI Program Policy Statement – I see on slide #8 of the training presentation (2<sup>nd</sup> attachment) a requirement that County Clerks/MREPs develop a “Title VI Policy Statement” and to post the Statement “in visible areas”. Is the 1<sup>st</sup> question on the 2<sup>nd</sup> page of the Title VI Compliance Audit Questionnaire referring to this Statement? What language should the Statement include? I will offer that it may be more appropriate that County Clerk/MREP employees receive a copy of the Policy Statement and then post the Public Notice of Title VI Program Rights (4<sup>th</sup> attachment) for members of the Public. Also, I do not see a question on the Questionnaire regarding the appointment of a Title VI Coordinator as required on slide #7 of the training presentation; **the statements in the training about assigning a TVI coordinator and developing a policy statement refer to our department, not the contract agencies.**
- Notification to Beneficiaries/Participants – I will offer that the Public Notice of Title VI Program Rights should be posted by County Clerks/MREPs in publically-accessed facilities and uploaded to their websites; **We will send this out to the Clerks and have them post it.**
- Training –
  - Slide #8 requires “*signed Title VI Assurances*”. While a normal contractor/consultant would not be required to provide a signed Title VI Program Assurance document, I see the utility of requiring County Clerks/MREPs to sign/date a Title VI Program Assurance. I do not see a question on the Questionnaire relating to signed Title VI Program Assurance documents. What form does the Assurance document take? TDOSHS should use the FMCSA Title VI Program Assurance template (5<sup>th</sup> attachment) for this purpose. **We have them send us an assurance each year that they have received TVI training through their county government. We can start using attachment 5 for the assurance going forward.**
  - Slide #8 requires County Clerks/MREPs to “*Include Title VI Assurances in all contracts*”. I do not see a question on the Questionnaire relating to the “*Title VI Assurance*” being included in County Clerk/MREP contracts. What form do these Title VI Assurances take? Minimally, Appendices A & E from the FMCSA Title VI Program Assurance are to be inserted by County Clerks/MREPs into all contracts; **from what I understand, state contracts have standard language regarding non-discrimination and we cannot change that language. Our contracts attorney has assured me that our contracts meet requirements.**
  - Regarding confirmation of County Clerks/MREPs training their employees, would it be appropriate for TDOSHS to request periodically Training Records/Logs for these training presentations? **Yes, we can request these.**
  - Please feel free to use any portion of the attached FMCSA powerpoint (7<sup>th</sup> attachment) which focuses on motorist licensure/registration activities to update the existing training as you deem appropriate;
- Complaint Disposition Process – I see on slide #14 (4<sup>th</sup> bullet) that a “*sub-recipient*” is requested to forward all complaints filed against it to one of three TDOSHS representatives for disposition. While County Clerks/MREPs are not sub-recipients, I see the importance of requesting County Clerks/MREPs to forward all complaints to TDOSHS for disposition. However, should there be one TDOSHS representative identified as the clearinghouse for all complaints filed against County Clerks/MREPs? Also, the title for slide #14 includes “*Complaint Log*”. Does TDOSHS periodically request a copy of the Complaint Log even if there were no complaints received in the previous reporting period by County Clerks/MREPs? The Complaint Log should minimally include headings for the information required by the USDOT (which is the same

information which TDOSHS is required to include in its' Complaint Log); **county clerks handle their TVI complaints through their county governments, we do not investigate their complaints**

- Community Participation Process – Slide #12 requires County Clerks/MREPs to develop “*Public Participation Plans*”. I will offer that these Plans should contain the same or similar requirements as the Community Participation Process section of the FMCSA Title VI Program Compliance Plan Checklist (6<sup>th</sup> attachment).

I see an opportunity to update the Questionnaire. For example, the 2<sup>nd</sup> question may be updated to request a copy of the County Clerk/MREP's Plan to include minimally the preceding items. Question #3 will then refer to this Plan (and the protected groups will need to be updated) or a different question may be substituted. Other questions may be added to address the bulleted items above. It may also be an appropriate time to update the Training presentation as well. **I will work on updating the questionnaire based on your feedback so that we can start using it in FY19-20.**

I greatly appreciate the opportunity to offer these thoughts. I will be happy to further converse with you regarding these thoughts. Please let me know if you would like to do so. Thanks, Shannon.

Lester

Lester Finkle  
FMCSA National Title VI Program Manager  
202-366-4474

**From:** Shannon Geames [<mailto:Shannon.Geames@tn.gov>]  
**Sent:** Friday, July 26, 2019 12:49 PM  
**To:** Finkle, Lester (FMCSA) <[Lester.Finkle@dot.gov](mailto:Lester.Finkle@dot.gov)>  
**Subject:** RE: FY 2019 FMCSA Title VI Program Grant Requirements

Mr. Finkle,

I have attached one of the compliance audits from our county clerks for your review, as well as the training we would provide to any county clerks who have not received training through their own county governments (all have to this point). Let me know if there is anything else you have questions about.

Shannon

**From:** Finkle, Lester (FMCSA) [<mailto:Lester.Finkle@dot.gov>]  
**Sent:** Friday, July 19, 2019 1:13 PM  
**To:** Shannon Geames  
**Subject:** RE: FY 2019 FMCSA Title VI Program Grant Requirements

Good Afternoon. Of course. Happy to do so.

I have the following comments to offer:

- Notification to Beneficiaries/Participants (Page #14, 2<sup>nd</sup> Paragraph) – Thank you for the weblink. After viewing the Plan as the document that members of the Public will see, I am

wondering if replacing the Plan with a copy of the Public Notice (Appendix H) will not be more immediately informative to a member of the Public? The Plan may of course be uploaded to a certain place on the website, but I would rather see the Public Notice first upon accessing the weblink. Does this make sense to you? If it will take some time to accomplish this, please include an estimated completion date with this item; **We will post the assurance along with our compliance plan once it has been signed and the plan is approved.**

- Notification to Beneficiaries/Participants (Page #14, Last Paragraph) – Is there a formal written summary of the findings of the audits (referenced on page #17, 2<sup>nd</sup> paragraph under Post-Award Procedures) conducted of the County Clerks and the MREP Training contractors? If so, I am interested in receiving a copy of the summary of findings. Additionally, I am interested in what the audit consists of (i.e., documentation requested, personnel interviewed, questions asked). I would like to see an example of what documentation is submitted by County Clerks/MREP contractors. Is one or both of the survey/assessment forms in Appendix E (Title VI Initial Self-Survey, Title VI Annual Compliance Assessment) used for the audits conducted of County Clerks/MREP contractors? If you are able to provide me with any documentation, this documentation may be provided via separate e-mail and is not necessary to add the documentation to the Plan; **a copy of a compliance form is attached for your review**
- Sub-Recipient Compliance Reports (Page #15) – If TDOSHS does not intend to sub-award/has not sub-awarded any FMCSA funds, please add a statement to this effect; **this has been added**
- Sub-Recipient Compliance Reports (Page #17) – What does the Post-Award Title VI Program training for County Clerks and MREP contractors consist of? **Attached for your review**

I may have provided these attachments previously, but I am just making certain. The 1<sup>st</sup> attachment is a more-specific powerpoint for personnel responsible for motorist licensure/motor vehicle registration activities. The 2<sup>nd</sup> attachment is a more-specific powerpoint for enforcement-responsible personnel. The 3<sup>rd</sup> attachment is referenced in the 2<sup>nd</sup> attachment. It is a FMCSA Enforcement Memorandum regarding English Language Proficiency/LEP. Please ensure that it is distributed to appropriate personnel. Feel free to use any portions of the powerpoint presentations to enhance the existing training.

Please let me know if you have any questions regarding my comments. I appreciate the opportunity to more fully become acquainted with TDOSHS monitoring activities. Thanks, Shannon.

Lester

Lester Finkle  
FMCSA National Title VI Program Manager  
202-366-4474

**From:** Shannon Geames [<mailto:Shannon.Geames@tn.gov>]  
**Sent:** Friday, July 19, 2019 12:59 PM  
**To:** Finkle, Lester (FMCSA) <[Lester.Finkle@dot.gov](mailto:Lester.Finkle@dot.gov)>  
**Subject:** RE: FY 2019 FMCSA Title VI Program Grant Requirements

Mr. Finkle,

I have attached the first draft of our Title VI report for this year. Can you please review it and see if there is anything I need to change or fix? Once it is ready, I will add the appendices and send it to my Commissioner for his signature. Thank you!

Shannon

**From:** Finkle, Lester (FMCSA) [<mailto:Lester.Finkle@dot.gov>]  
**Sent:** Friday, June 7, 2019 3:01 PM  
**To:** Shannon Geames  
**Subject:** RE: FY 2019 FMCSA Title VI Program Grant Requirements

Great! Thanks, Shannon. I appreciate it.

Lester

Lester Finkle  
FMCSA National Title VI Program Manager  
202-366-4474

**From:** Shannon Geames [<mailto:Shannon.Geames@tn.gov>]  
**Sent:** Friday, June 07, 2019 4:00 PM  
**To:** Finkle, Lester (FMCSA) <[Lester.Finkle@dot.gov](mailto:Lester.Finkle@dot.gov)>  
**Subject:** RE: FY 2019 FMCSA Title VI Program Grant Requirements

I will do my best to have it to you by the 19<sup>th</sup>!

**From:** Finkle, Lester (FMCSA) [<mailto:Lester.Finkle@dot.gov>]  
**Sent:** Friday, June 7, 2019 2:54 PM  
**To:** Shannon Geames  
**Subject:** RE: FY 2019 FMCSA Title VI Program Grant Requirements

I always appreciate sooner than later. Will Friday, July 19, 2019 be too soon or will Friday, August 2, 2019 be better for you?

Lester

Lester Finkle  
FMCSA National Title VI Program Manager  
202-366-447

**From:** Shannon Geames [<mailto:Shannon.Geames@tn.gov>]  
**Sent:** Friday, June 07, 2019 3:50 PM  
**To:** Finkle, Lester (FMCSA) <[Lester.Finkle@dot.gov](mailto:Lester.Finkle@dot.gov)>  
**Subject:** RE: FY 2019 FMCSA Title VI Program Grant Requirements

Lester,

When is the updated report due back to you? Thanks!



Shannon

**From:** Finkle, Lester (FMCSA) [<mailto:Lester.Finkle@dot.gov>]  
**Sent:** Friday, June 7, 2019 2:12 PM  
**To:** Shannon Geames  
**Subject:** FW: FY 2019 FMCSA Title VI Program Grant Requirements

Thanks again, Shannon. I will await your next contact.

Lester

Lester Finkle  
FMCSA National Title VI Program Manager  
202-366-4474

**From:** Finkle, Lester (FMCSA)  
**Sent:** Friday, June 07, 2019 2:19 PM  
**To:** [shannon.hall@tn.gov](mailto:shannon.hall@tn.gov)  
**Cc:** [allan.england@tn.gov](mailto:allan.england@tn.gov); Brandon Douglas <[Brandon.Douglas@tn.gov](mailto:Brandon.Douglas@tn.gov)>  
**Subject:** FW: FY 2019 FMCSA Title VI Program Grant Requirements

Good Afternoon. Amazing how time progresses so quickly. I hope 2019 has been treating you well so far. It is that time of year again to update the FY 2019 Title VI Program Compliance Plan for FY 2020 Plan approval. I have attached the approved Plan for FY 2019 (1<sup>st</sup> attachment) and the separately submitted Policy Statement (2<sup>nd</sup> attachment). I will appreciate having the Policy Statement, once it has been signed/dated for FY 2020, incorporated back into the Plan as the 1<sup>st</sup> section of the Plan. Additionally, for some reason, the remaining sections of the Plan are not included in the 1<sup>st</sup> attachment. I will be greatly appreciative if the remaining sections of the Plan (3<sup>rd</sup> attachment), once updated, are incorporated into the updated version of the 1<sup>st</sup> attachment. The Plan for FY 2020 will then be fully reunited. I hope this makes sense. Please let me know if it does not.

No additional sections have been added to the FY 2020 Title VI Program Compliance Plan Checklist. To update the FY 2019 Plan for FY 2020 approval, I offer the following steps:

- Cover Page – Please change “2018” to “FY 2020”. Also, please remove the letter “s” from “Carriers”;
- Policy Statement – Please have the Policy Statement re-signed/re-dated for FY 2020;
- Title VI Program Assurance – Please have the Assurance re-signed/re-dated for FY 2020. I have attached the Word version of the Assurance (4<sup>th</sup> attachment) is this is useful to you. If you do use the Word version, please fill-in where prompted your Agency’s name on pages #1-4 of the Assurance and then have your CEO sign/date page #4 of the Assurance;
- Update Any Outdated Information (3<sup>rd</sup> Attachment): I offer the following –
  - Description of Federal-Aid Programs (Pages 10-13): Please update this section;
  - Notification to Beneficiaries/Participants (Pages #14-15) – Please update this section;
  - Sub-Recipient Compliance Reports (Pages #15-18): Please update this section;
  - Training (Pages #18-20): Please update this section;

- Access To Records (Page #20): No update necessary;
- Complaint Disposition Process (Pages #20-22): Please update this section if any change;
- Status of Corrective Actions (Page #22): Please update this section if any change;
- Community Participation Process (Page #22) – Please incorporate the TDOSHS Community Participation Process into this section of the Plan;
- Appendices (1<sup>st</sup> Attachment) – Please update any appendices with outdated information.

Please let me know if you have any questions. I will be happy to review a draft updated Plan when it is ready. As in previous years, I will provide to you a Plan approval letter for FY 2020 upon receipt of the final Plan for FY 2020. I greatly appreciate your assistance in this matter. Thank you.

Lester

Lester Finkle  
FMCSA National Title VI Program Manager  
202-366-4474

**From:** Shannon Hall [<mailto:Shannon.Hall@tn.gov>]  
**Sent:** Friday, August 03, 2018 10:13 AM  
**To:** Finkle, Lester (FMCSA) <[Lester.Finkle@dot.gov](mailto:Lester.Finkle@dot.gov)>  
**Cc:** Allen England <[Allen.England@tn.gov](mailto:Allen.England@tn.gov)>; Brandon Douglas <[Brandon.Douglas@tn.gov](mailto:Brandon.Douglas@tn.gov)>  
**Subject:** RE: FY 2019 FMCSA Title VI Program Grant Requirements

Mr. Finkle,

Attached is the final version of our 2018 Compliance Plan with signatures and appendices included. Please let me know if you need anything further from me. Thanks, and have a great weekend!

Shannon

**From:** Finkle, Lester (FMCSA) [<mailto:Lester.Finkle@dot.gov>]  
**Sent:** Wednesday, August 1, 2018 11:50 AM  
**To:** Shannon Hall  
**Subject:** RE: FY 2019 FMCSA Title VI Program Grant Requirements

Great! Thank you. I appreciate it. Looks good. I have no additional comments. If your Commissioner will sign Page #2 (Policy Statement) and the bottom of Page #8 (Assurance), that will finish it. Thanks again.

Lester

Lester Finkle  
FMCSA National Title VI Program Manager  
202-366-4474

**From:** Shannon Hall [<mailto:Shannon.Hall@tn.gov>]  
**Sent:** Wednesday, August 01, 2018 12:42 PM  
**To:** Finkle, Lester (FMCSA) <[Lester.Finkle@dot.gov](mailto:Lester.Finkle@dot.gov)>  
**Subject:** RE: FY 2019 FMCSA Title VI Program Grant Requirements

Mr. Finkle,

Attached is our plan with the recommended changes. If this looks okay, I will forward to our Commissioner to get his final signature on page 2 and submit that to you for final consideration. Thank you!

Shannon

**From:** Finkle, Lester (FMCSA) [<mailto:Lester.Finkle@dot.gov>]  
**Sent:** Friday, July 27, 2018 8:47 AM  
**To:** Shannon Hall  
**Subject:** RE: FY 2019 FMCSA Title VI Program Grant Requirements

Good Morning, Shannon. Thank you for updated draft Plan for FY 2019. I have reviewed the updated draft Plan and have offered some "fine-tuning" language on the cover page, Table of Contents, page #22, and the Appendices cover page (page #23). Looks good otherwise. Please let me know if you have any questions. Thanks, Shannon.

Lester

Lester Finkle  
FMCSA National Title VI Program Manager  
202-366-4474

**From:** Shannon Hall [<mailto:Shannon.Hall@tn.gov>]  
**Sent:** Thursday, July 26, 2018 2:42 PM  
**To:** Finkle, Lester (FMCSA) <[Lester.Finkle@dot.gov](mailto:Lester.Finkle@dot.gov)>  
**Subject:** RE: FY 2019 FMCSA Title VI Program Grant Requirements

Mr. Finkle,

Attached is a draft of our Title VI compliance report. Please review and make any suggestions for changes that you may see that I need to make. I look forward to receiving your feedback!

Shannon

**From:** Finkle, Lester (FMCSA) [<mailto:Lester.Finkle@dot.gov>]  
**Sent:** Friday, July 20, 2018 11:07 AM  
**To:** Shannon Hall  
**Subject:** RE: FY 2019 FMCSA Title VI Program Grant Requirements

Thanks, Shannon. Yes. Please do. I do appreciate knowing about the ruling. Sounds good. I hope you have an enjoyable weekend as well.

Lester

Lester Finkle  
FMCSA National Title VI Program Manager  
202-366-4474

**From:** Shannon Hall [<mailto:Shannon.Hall@tn.gov>]  
**Sent:** Friday, July 20, 2018 11:01 AM  
**To:** Finkle, Lester (FMCSA) <[Lester.Finkle@dot.gov](mailto:Lester.Finkle@dot.gov)>  
**Subject:** RE: FY 2019 FMCSA Title VI Program Grant Requirements

Mr. Finkle,

I had a question about a recent ruling that was made in federal court regarding reinstatement of driver licenses in our state. The court rules that revoking licenses based solely on failure pay fines, fees, and court costs. Do you think I should mention this in our Title VI report? I am still waiting for a few items to come back to me from our divisions in order to complete the report and then I can get it to you. Just wanted to ask about this particular piece. I hope you have a wonderful weekend!

Shannon

**From:** Finkle, Lester (FMCSA) [<mailto:Lester.Finkle@dot.gov>]  
**Sent:** Friday, June 29, 2018 11:53 AM  
**To:** Shannon Hall  
**Cc:** Jason McGee  
**Subject:** RE: FY 2019 FMCSA Title VI Program Grant Requirements

Thanks, Shannon. I appreciate it. I will be out of the Office starting July 4<sup>th</sup> and will return to the Office on Tuesday, July 10<sup>th</sup>. I hope you and Jason have an enjoyable July 4<sup>th</sup> holiday.

Lester

Lester Finkle  
FMCSA National Title VI Program Manager  
202-366-4474

**From:** Shannon Hall [<mailto:Shannon.Hall@tn.gov>]  
**Sent:** Friday, June 29, 2018 12:37 PM  
**To:** Finkle, Lester (FMCSA) <[Lester.Finkle@dot.gov](mailto:Lester.Finkle@dot.gov)>  
**Cc:** Jason McGee <[Jason.McGee@tn.gov](mailto:Jason.McGee@tn.gov)>  
**Subject:** RE: FY 2019 FMCSA Title VI Program Grant Requirements

I will work on this next week and try to get it to you as soon as possible!

**From:** Finkle, Lester (FMCSA) [<mailto:Lester.Finkle@dot.gov>]  
**Sent:** Friday, June 29, 2018 11:33 AM  
**To:** Shannon Hall

**Cc:** Jason McGee

**Subject:** FY 2019 FMCSA Title VI Program Grant Requirements

**\*\*\* This is an EXTERNAL email. Please exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email - STS-Security. \*\*\***

Hi, Shannon. I first want to thank Jason for reaching out to me. Thank you, Jason. I appreciate it.

As FMCSA is approaching the time for the FY 2019 MCSAP Grant Program NOFO to be issued, I am reaching out regarding the effort to update the FY 2018 Plan for FY 2019. I am happy to say that there are no additional sections to the Plan for FY 2019. To update the FY 2018 Plan for FY 2019, please coordinate the following steps:

- Title VI Program Compliance Plan Checklist – The Checklist has not changed from the FY 2018 version. I have attached the FY 2019 Checklist as a FYI;
- The Policy Statement and Title VI Program Assurance will need to be re-signed/re-dated. I have attached a Word version of the Assurance (2<sup>nd</sup> attachment) in the event that this is useful to you. Regarding the Assurance, please fill in where prompted on pages #1-4 the name of your Agency and coordinate the re-signing/re-dating of the Assurance on Page #4 of the Assurance;
- FY 2018 Approved Plan (3<sup>rd</sup> attachment) -- Please update any section with outdated information. Specifically, I offer the following:
  - If you will check the weblink on page #14 in the 2<sup>nd</sup> paragraph, I will be appreciative. I just tried the link and it will not load for me.
  - Also, are you able to confirm for me that the Public Notice has been posted in all publically-accessed facilities?
  - Regarding the Training section on page #18, I have attached (6<sup>th</sup> & 7<sup>th</sup> attachments) two more specific presentations for your use as you deem appropriate. The Safety Inspections/Compliance Reviews presentation is focused on the MCSAP side and the Motorist Licensure/Motor Vehicle Registration presentation is focused on the DMV side.
  - Evaluation Procedures Section (page #19) – Please update this section as appropriate;
  - Community Participation Process Section (page #22) – Please insert the final Community Participation Process under this heading. I do not remember seeing the final process. The 4<sup>th</sup> attachment is the e-mail you sent me with the draft process and the 5<sup>th</sup> attachment is the draft process document with one comment from me.

Thanks, Shannon. I greatly appreciate your assistance in this matter. I will send you the approval letter for FY 2019 upon receipt of the final Plan for FY 2019. Please let me know how I may be of assistance moving forward.

Jason, please let me know how I may be of assistance to you as you grow into your new role.

Lester

Lester Finkle  
FMCSA National Title VI Program Manager  
202-366-4474

## Certifications required by 49 C.F.R. sections 350.211 and 350.213

### Part 5 ECVSP

Part 5 includes electronic versions of specific requirements, certifications and documents that a State must agree to as a condition of participation in MCSAP, as required by 49 C.F.R. sections 350.207, 350.211, 350.213, and 350.303. The submission of the CVSP serves as official notice and certification of compliance with these requirements. State or States means all of the States, the District of Columbia, the Commonwealth of Puerto Rico, the Commonwealth of the Northern Mariana Islands, American Samoa, Guam, and the Virgin Islands.

If the person submitting the CVSP does not have authority to certify these documents electronically, then the State must continue to upload the signed/certified form(s) through the "My Documents" area on the State's Dashboard page.

## 1 - State Certification

The State Certification will not be considered complete until the four questions and certification declaration are answered. Selecting 'no' in the declaration may impact your State's eligibility for MCSAP funding.

1. What is the name of the person certifying the declaration for your State? Jeff Long
2. What is this person's title? Commissioner
3. Who is your Governor's highway safety representative? Clyde Lewis
4. What is this person's title? Director

The State affirmatively accepts the State certification declaration written below by selecting 'yes'.

Yes

Yes, uploaded certification document

State Certification declaration:

I, Jeff Long, on behalf of the State of Tennessee have the authority to make the following certification on behalf of the State. As a condition of approval of a grant under the authority of 49 U.S.C. section 31102, I certify that the State satisfies all conditions required to qualify for MCSAP funding, as specifically detailed in 49 C.F.R. section 350.207.

## 2 - Annual Review of Laws, Regulations, Policies and Compatibility Certification

You must answer all three questions and indicate your acceptance of the certification declaration. Selecting 'no' in the declaration may impact your State's eligibility for MCSAP funding.

1. What is the name of your certifying State official? Jeff Long
2. What is the title of your certifying State official? Commissioner
3. What are the phone # and email address of your State official? 615-251-5166 and jeff.long@tn.gov

The State affirmatively accepts the compatibility certification declaration written below by selecting 'yes'.

Yes

Yes, uploaded certification document

### State Compatibility Review of Laws, Regulations, Standards, and Orders on CMV Safety Certification

I, Jeff Long, on behalf of the State of Tennessee have the authority to make the following certification on behalf of the State. I certify that the State has conducted the annual review required by 49 C.F.R. section 350.303 of its laws, regulations, standards, and orders on commercial motor vehicle (CMV) safety and that the State's safety laws, regulations, standards, and orders on CMV safety are compatible with the Federal Motor Carrier Safety Regulations (49 C.F.R. parts 390, 391, 392, 393, 395, 396, and 397) and the Hazardous Material Regulations (49 C.F.R. parts 107 (subparts F and G only), 171-173, 177, 178, and 180), except as may be determined by the Administrator to be inapplicable to a State enforcement program.

For the purpose of this certification, *compatible* means State laws, regulations, standards, and orders on CMV safety that:

- (1) As applicable to interstate commerce not involving the movement of hazardous materials:
  - (i) Are identical to or have the same effect as the FMCSRs; or
  - (ii) If in addition to or more stringent than the FMCSRs, have a safety benefit, do not unreasonably frustrate the Federal goal of uniformity, and do not cause an unreasonable burden on interstate commerce when enforced;
- (2) As applicable to intrastate commerce not involving the movement of hazardous materials:
  - (i) Are identical to or have the same effect as the FMCSRs; or
  - (ii) Fall within the limited variances from the FMCSRs allowed under 49 C.F.R. sections 350.305 or 350.307; and



(3) As applicable to interstate and intrastate commerce involving the movement of hazardous materials, are identical to the HMRs.

- Variance for Farm exception (65-15-113). This was prior to 1986  
The State will ensure that the eCVSP continues to follow the goals and missions outlined in this plan for the State of Tennessee and strive to meet all requirements mandated through 49 CFR 350.213

### 3 - New State Laws, Regulations, Standards, and Orders on CMV safety

The State will provide answers to the questions below regarding any new State laws, regulations, standards, and orders on CMV safety since the last CVSP or annual update that was submitted.

Has the State adopted/enacted any new or updated State laws, regulations, standards, and orders on CMV safety since the last CVSP or annual update was submitted?

No

In the table below, please provide the bill number and effective date of any new legislation. Please include the code section that the bill amended and provide a brief description of the legislation. Please include a statute number, hyperlink or URL, in the summary. Do NOT include the actual text of the Bill as that can be very lengthy.

If there is no formal bill, please include a description of standards or orders on CMV safety and effective date and include a hyperlink or URL in the summary.

Law, Regulation, Standard, or Order Adoption			
Bill Number	Effective Date	Code Section Change	Summary of Change

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

  
8/11/2020

## **FY 2021 Certification of MCSAP Conformance (State Certification)**

I Jeff Long, Commissioner, on behalf of the State of Tennessee, as requested by the Administrator as a condition of approval of a grant under the authority of 49 U.S.C. § 31102, as amended, do hereby certify as follows:

1. . The State has designated Tennessee Highway Patrol as the Lead State Agency to administer the Commercial Vehicle Safety Plan (CVSP) throughout the State for the grant sought and Commercial Vehicle Administration to perform defined functions under the CVSP.
- 2 The State has assumed responsibility for and adopted commercial motor carrier and highway hazardous materials safety regulations, standards and orders that are compatible with the FMCSRs and the HMRs, and the standards and orders of the Federal Government.
- 3 The State will cooperate in the enforcement of financial responsibility requirements under 49 C.F.R. part 387.
- 4 The State will enforce registration (i.e., operating authority) requirements under 49 U.S.C §§ 13902 and 31134 by prohibiting the operation of any vehicle discovered to be operating without the required registration or beyond the scope of the motor carrier's registration.
- 5 The laws of the State provide the State's enforcement officials right of entry (or other method a State may use that is adequate to obtain the necessary information) and inspection sufficient to carry out the purposes of the CVSP, as approved.
- 6 The Lead State Agency and any subrecipient of MCSAP funds have the legal authority, resources, and qualified personnel necessary to enforce the State's commercial motor carrier, driver, and highway hazardous materials safety laws, regulations, standards, and orders.
- 7 The State has undertaken efforts to emphasize and improve enforcement of State and local traffic laws as they pertain to CMV safety.
- 8 The State will obligate the funds or resources necessary to provide a matching share to the Federal assistance provided in the grant to administer the plan submitted and to enforce the State's commercial motor carrier safety, driver, and hazardous materials laws, regulations, standards, and orders in a manner consistent with the approved plan.
- 9 The State will maintain the maintenance of effort required under 49 C.F.R. § 350.225.
- 10 The State requires that all reports required in the CVSP be available to FMCSA upon request, meets the reporting requirements, and uses the forms for recordkeeping, inspections, and investigations that FMCSA prescribes.
11. The State implements performance-based activities, including deployment and maintenance of technology, to enhance the efficiency and effectiveness of CMV safety programs.

- 12 The State dedicates sufficient resources to a program to ensure that accurate, complete, and timely motor carrier safety data are collected and reported, and to ensure the State's participation in a national motor carrier safety data correction system prescribed by FMCSA.
- 13 The State will ensure that the Lead State Agency will coordinate the CVSP, data collection, and information systems with the State highway safety improvement program under 23 U.S.C. § 148(c).
- 14 The State will ensure participation in information technology and data systems as required by FMCSA for jurisdictions receiving MCSAP funding.
- 15 The State will ensure that information is exchanged with other States in a timely manner.
- 16 The laws of the State provide that the State will grant maximum reciprocity for inspections conducted pursuant to the North American Standard Inspection procedure, through the use of a nationally accepted system allowing ready identification of previously inspected CMVs.
- 17 The State will conduct comprehensive and highly visible traffic enforcement and CMV safety inspection programs in high-risk locations and corridors.
- 18 The State will ensure that it has departmental policies stipulating that roadside inspections will be conducted at locations that are adequate to protect the safety of drivers and enforcement personnel.
- 19 The State will ensure that, except in the case of an imminent or obvious safety hazard, an inspection of a vehicle transporting passengers for a motor carrier of passengers is conducted at a bus station, terminal, border crossing, maintenance facility, destination, or other location where motor carriers may make planned stops (excluding a weigh station).
- 20 The State will address activities in support of the national program elements listed in 49 C.F.R. § 350.203.
- 21 The State will ensure that detection of criminal activities and CMV size and weight enforcement activities described in 49 C.F.R. § 350.227(b) funded with MCSAP funds will not diminish the effectiveness of other CMV safety enforcement programs.
- 22 The State will ensure that violation sanctions imposed and collected by the State are consistent, effective, and equitable.
- 23 The State will include, in the training manual for the licensing examination to drive a non-CMV and the training manual for the licensing examination to drive a CMV, information on best practices for safe driving in the vicinity of noncommercial and commercial motor vehicles.
- 24 The State has in effect a requirement that registrants of CMVS demonstrate their knowledge of the applicable FMCSRs, HMRs, or compatible State laws, regulations, standards, and orders on CMV safety.

25. The State will transmit to its roadside inspectors at the notice of each Federal exemption granted pursuant to 49 U.S.C. § 31315(b) and 49 C.F.R. §§ 390.32 and 390.25 as provided to the State by FMCSA, including the name of the person granted the exemption and any terms and conditions that apply to the exemption.
26. Except for a territory of the United States, the State will conduct safety audits of interstate and, at the State's discretion, intrastate new entrant motor carriers under 49 U.S.C. § 31144(g). The State must verify the quality of the work conducted by a third party authorized to conduct safety audits under 49 U.S.C. § 31144(g) on its behalf, and the State remains solely responsible for the management and oversight of the activities.
27. The State will fully participate in the performance and registration information systems management program under 49 U.S.C. § 31106(b) not later than October 1, 2020, or demonstrates to FMCSA an alternative approach for identifying and immobilizing a motor carrier with serious safety deficiencies in a manner that provides an equivalent level of safety.
28. The State will ensure that it cooperates in the enforcement of hazardous materials safety permits issued under subpart E of part 385 of this subchapter by verifying possession of the permit when required while conducting vehicle inspections and investigations, as applicable.
29. In the case of a State that shares a land border with another country, the State may conduct a border CMV safety program focusing on international commerce that includes enforcement and related projects or will forfeit all MCSAP funds based on border-related activities.
30. In the case that a State meets all MCSAP requirements and funds operation and maintenance costs associated with innovative technology deployment with MCSAP funds, the State agrees to comply with the requirements established in 49 C.F.R. subpart D.

Date

8/11/2020

Signature

A handwritten signature in blue ink, appearing to read "Jeff Long", written over a horizontal line.