

MEDICAL REVIEW BOARD ADVISORY COMMITTEE CHARTER

1. **COMMITTEE'S OFFICIAL DESIGNATION:** The committee's official designation is the Medical Review Board Advisory Committee (MRB).
2. **AUTHORITY:** The Committee is renewed as a statutory committee pursuant to Section 4116 of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU), Pub. L. No. 109-59 (2005) (codified as amended at 49 U.S.C. § 31149), and under the authority of the U.S. Department of Transportation (DOT), established in accordance with the provisions of the Federal Advisory Committee Act (FACA), as amended, 5 U.S.C. Ch. 10. The formation and use of MRB are determined to be in the public interest.
3. **OBJECTIVES AND SCOPE OF ACTIVITIES:** The Federal Motor Carrier Safety Administrator, or his or her designee, presents MRB with tasks concerning medical advice and recommendations on matters relating to all aspects of development and implementation of science-based physical qualification standards and guidelines for operators of commercial motor vehicles (CMVs), medical examiner education, and medical research. The Committee provides advice and recommendations to the Secretary of Transportation through the Administrator of the Federal Motor Carrier Safety Administration (FMCSA) about needs, objectives, plans, approaches, content, and accomplishments of the motor carrier safety programs carried out by the Administration and motor carrier safety regulations.
4. **DESCRIPTION OF DUTIES:** The committee will:
 - a. Gather information as necessary to discuss issues presented by the Designated Federal Officer (DFO);
 - b. Deliberate on issues relevant to medical standards and guidelines for the physical qualification of operators of CMVs, medical examiner education, and medical research; and
 - c. Provide written consensus advice to the Secretary through FMCSA Administrator.
5. **AGENCY/OFFICIAL TO WHOM THE COMMITTEE REPORTS:** The Committee reports to the Secretary of Transportation through FMCSA Administrator.
6. **SUPPORT:** FMCSA's Office of Policy provides necessary funding, logistics, and administrative support for the committee.
7. **ESTIMATED ANNUAL OPERATING COSTS AND STAFF YEARS:** The annual operating costs associated with the Committee's functions are estimated to be \$150,000 including all direct and indirect expenses. The cost estimate includes 0.75 full-time equivalent positions that are required to support the Committee.

8. **DESIGNATED FEDERAL OFFICER (DFO) AND SPONSOR**
 - a. The DFO for the Committee is FMCSA's Associate Administrator for Policy or his or her designee.
 - b. The DFO approves or calls all Committee and subcommittee meetings, prepares and approves all meeting agendas, attends all Committee and subcommittee meetings, adjourns any meetings when he or she determines adjournment to be in the public interest, and chairs meetings when directed to do so by the Secretary.
9. **ESTIMATED NUMBER AND FREQUENCY OF MEETINGS:** Committee meetings will be held approximately twice a year. As necessary, the DFO may call subcommittee meetings.
10. **DURATION:** Continuing.
11. **TERMINATION:** The committee will terminate 2 years from the charter filing date unless the charter is renewed in accordance with FACA and other applicable requirements.
12. **MEMBERSHIP AND DESIGNATION**
 - a. The committee comprises no more than 5 members appointed by the Secretary for up to 2-year terms.
 - b. Members serve at the pleasure of the Secretary. The Secretary may extend appointments and may appoint replacements for members who have resigned outside a stated term, as necessary.
 - c. The Secretary may reappoint members.
 - d. The membership includes individuals from medical institutions and private practice who are not employees of FMCSA. MRB members serve as Special Government Employees under the authority of 5 U.S.C. § 3109.
 - e. The members shall reflect expertise in a variety of medical specialties relevant to the driver fitness requirements of FMCSA.
 - f. To ensure that the recommendations of the Committee have considered the needs of diverse groups served by the Department. Membership selection will be based on materials submitted and in a manner that ensures equal opportunity for all people consistent with all Federal anti-discrimination laws that prohibit discrimination on the basis of race, color, religion, sex, gender identity, sexual orientation, national origin, disability or age. Membership solicitation will be undertaken in a manner that encourages participation by members of underrepresented and underserved communities in accordance with Executive Order 13985.
 - g. Members may continue to serve until their replacements have been appointed.

- h. The Secretary will designate a chair from among members of the committee.
13. **SUBCOMMITTEES**: The FMCSA Administrator is authorized to establish subcommittees. Subcommittees may not work independently of the chartered MRB and report their recommendations and advice to the full MRB for deliberation and discussion. Subcommittees must not provide advice or work products directly to FMCSA or DOT.
14. **RECORDKEEPING**: The records of the Committee, formally and informally established subcommittees, or other subgroups of the Committee, are handled in accordance with General Records Schedule 6.2 or other approved agency records disposition schedule. These records must be available for public inspection and copying, subject to the Freedom of Information Act, 5 U.S.C. § 552.
15. **FILING DATE**: This charter is effective November 25, 2023, which is the filing date of this renewed charter. The charter will expire 2 years after this date unless sooner terminated or renewed.