

Hi Shannon –

I have a small concern with comment 21 (the first comment) in the 395.16 document.

395.16 (a ) (1)

*For commercial motor vehicles manufactured after June 4, 2012, any electronic device installed in a CMV by a manufacturer or motor carrier to record hours of service must meet the requirements of this section.*

*Comment [21]: EOBR implementation subcommittee recommends that FMCSA provide further clarification*

I don't believe we are asking FMCSA for "clarification" of this requirement. Instead, I believe the group recommended that FMCSA consider allowing early adopters to retrofit new vehicles with 395.15 compliant AOBRDs that were attached to the older vehicles that the new vehicles are replacing. The rationale was two fold: 1) That early adopters should not be penalized by having to scrap the investment they made in 395.15 devices, and 2) That the requirement, as written, will discourage these carriers from purchasing new vehicles with safety technologies, beneficial advances in engineering, etc.

Thanks!

Rob Abbott 8-15-11