**To:** PRISM State IRP Offices and Law Enforcement          **Date:** May 13, 2014
**From:** PRISM Technical Support


**Subject:** Follow-up on URS Rule and
Impact on PRISM IRP Processes and Law Enforcement

This technical announcement is a follow-up to the initial announcement on the URS Impact on PRISM IRP processes that was sent on February 11, 2014.

As of March 1, 2014, FMCSA has initiated the process to deactivate a carrier's USDOT number if the biennial update was not completed.  Over the past 2 months, we have received numerous questions from PRISM stakeholders on the use of the MCSIP Step 52 within IRP offices and at the roadside. This announcement provides further clarification and a FAQ section.

### IRP Registration Impacts

Currently, carriers at MCSIP Step 52 are receiving a deactivation letter from FMCSA stating that their company is ***prohibited from providing interstate transportation*** until their biennial update has been completed.   Although not technically a Federal Out-of-Service Order, PRISM states should deny registration of deactivated entities.

Prior to URS, the IRP offices in PRISM States were checking the MCS-150 update date to determine whether or not to deny registration.  Under the current process, the IRP offices are now checking for the MCSIP Step 52 to determine whether or not to deny registration.

Suspending the vehicle registrations of carriers with a MCSIP Step 52 depends on the State's legislation and IRP process.  IRP offices may use their own discretion in suspending vehicle registrations of carriers with a deactivated USDOT number and MCSIP Step 52.

Since the carrier can easily remedy the Step 52 by updating their MCS-150 information online, some PRISM states have created a process to notify the carrier via mail, email, or phone, instead of proceeding with the suspension process.


### Roadside Law Enforcement Impacts

At this time, law enforcement will <u>not</u> place vehicles OOS at the roadside with MCSIP Step 52 – *Biennial Update not completed*.  Roadside law enforcement has been directed by FMCSA to cite and release the vehicle, using citation number *390.19(b)(4)*.

FMCSA systems such as Query Central, Safer and MCMIS are displaying the following message for the carrier:  *Inactive USDOT Number per 49 CFR 390.19(b)(4); Biennial Update of MCS-150 data not completed*.   Non-FMCSA law enforcement systems should display a similar message, and should not treat the MCSIP Step 52 as an OOS carrier.

**Frequently Asked Questions**

**1. What is the difference between a deactivated carrier (MCSIP Step 52) and an Inactive carrier?**

*Even though the MCSIP Step 52 will represent a "deactivated" carrier, the MCMIS Status will remain as active "A" in the database. The idea is to leave the status at "A" so that the carriers still have a chance to go online and update their MCS-150. If the MCMIS Status is set to inactive "I", the carrier must then contact the FMCSA division office and cannot process the online update.*

**2. When should a carrier perform the Biennial Update?**

*The biennial update should be completed based on a schedule that uses the last two digits of the USDOT Number.*

*The last digit of the USDOT number is used to determine the month of the biennial update. For instance, a USDOT number ending in 1 would be required to update by the last day in the month of January.*

*If the second to last digit is an odd number, then the carrier should update in an odd year. If the second to last digit is an even number, then the carrier should update in an even year.*

*Example: USDOT Number 1234521 should update in January of an even year.*

**3. My USDOT Number is 2108726. According to the biennial update schedule, I should update in June of an even year. How do I know if that even year is 2014 or 2016?**

*If you have not updated the MCS-150 information within 365 days of June 30th, 2014, you will need to complete the biennial update in 2014.*

*If you have updated the MCS-150 information within 365 days of June 30th, 2014, then you will not be prompted to complete the biennial update in 2014. Your next biennial update will be due in June of 2016.*