

## CHAPTER 108

( SB 96 )

AN ACT relating to motor carriers.

*Be it enacted by the General Assembly of the Commonwealth of Kentucky:*

➔SECTION 1. A NEW SECTION OF KRS CHAPTER 281 IS CREATED TO READ AS FOLLOWS:

- (1) *As used in this section "committee" means the Kentucky Motor Carrier Advisory Committee established under KRS 281.900.*
- (2)
  - (a) *Before any motor carrier shall register a vehicle under the international registration plan with the Department of Vehicle Regulation, the carrier shall furnish evidence to the department that the carrier, within the preceding twelve (12) months, has completed an educational training course on motor carrier operations and safety regulations certified by the committee pursuant to this chapter.*
  - (b) *Before any intrastate motor carrier shall register a vehicle over twenty-six thousand (26,000) pounds, the carrier shall furnish evidence to the department that the carrier, within the preceding twelve (12) months, has completed an educational training course on motor carrier operations and safety regulations certified by the committee pursuant to this chapter.*
- (3) *The committee shall promulgate administrative regulations in accordance with KRS Chapter 13A to prescribe standards for the educational training courses on motor carrier operations and safety regulations required under this section.*
- (4) *The committee shall certify providers of educational training courses under this section. Providers may include an association whose members are motor carriers or an educational organization to conduct training on motor carrier operations and safety regulations established pursuant to this section. An entity designated as a provider under this subsection shall be duly qualified to transact business in Kentucky by appropriate filings in the office of Kentucky Secretary of State.*
- (5) *A provider of an educational training course under this section may establish a fee, not to exceed two hundred dollars (\$200), for the training course, to be paid by the motor carrier. A provider shall report the fee charged for their course to the committee.*
- (6) *The committee and the providers of the training courses under this section shall maintain files and records on the training. The entities conducting the training shall issue certificates of completion to motor carriers participating in the training. All files and records pertaining to the training shall be public records.*
- (7) *This section shall not apply to vehicles registered under KRS 186.050 (4),(5),(6),(8),(9),(10) or (11) and government vehicles registered under KRS 186.060.*

➔Section 2. KRS 281.905 is amended to read as follows:

- (1) The duties of the committee shall be:
  - (a) To advise the executive and legislative branches of government of the Commonwealth on issues regarding industrial expansion, promotion of motor carrier development, *safety training*, and improvement of motor carrier taxation and regulation methods; *and*
  - (b) *To coordinate and monitor educational training courses on motor carrier operations and safety regulation pursuant to Section 1 of this Act.*
- (2) The committee may request information and data from agencies of state government and may conduct studies to assist in the performance of its functions and duties.
- (3)~~(2)~~ The committee shall meet no less than quarterly during each calendar year, but may meet more frequently, if required. Meetings may be held at any place within the Commonwealth as determined by the committee. The Transportation Cabinet shall provide meeting facilities and administrative assistance and support to the committee and the expense of operations of the committee shall be paid from the budget of the Department of Vehicle Regulation.
- (4)~~(3)~~ The chairman of the committee shall be the secretary of the Transportation Cabinet, or his designee. The vice chairman shall be elected from the nine (9) appointed members of the committee. A majority of the membership of the committee shall constitute a quorum for the conduct of business.

(5)~~(4)~~ The meetings of the committee shall be public and the board shall file annual reports of its activities, findings, and recommendations with the office of the Secretary of State and the Legislative Research Commission. The reports shall be a matter of public record.

**Signed by Governor March 22, 2013.**