

FMCSA Petitions for Reconsideration of Rules (49 CFR 389.35)

This table includes summary information about all Petitions for Reconsideration of a Rule received by FMCSA, beginning with those active as of February 2016. This display is required by Section 5204 of the Fixing America's Surface Transportation Act (FAST Act).

Date Rcv'd	Petitioner	Rule	Docket Number	Summary of Petition for Reconsideration	Responsible Agency Office	Date of Acknowledgment	Decision (Grant/Deny) and Date of Letter to Applicant	
1/15/2016	Truck & Engine Manufacturers Association	Electronic Logging Devices	FMCSA-2010-0167	If the final rule, as written, mandates that ELDs obtain all of the vehicle parameters from the engine ECM, modify the rule to allow ELDs the option to obtain the vehicles motion status, miles driven, and VIN from the vehicle data bus.	MC-PSV	2/3/2016		
1/13/2016	Saucon Technologies	Electronic Logging Devices	FMCSA-2010-0167	Petitioner requested reconsideration for 3 items they believe may have unintended safety consequences or do not cover a portion of the instances that occur in the motorcoach industry. Petitioner also requested clarification on 3 items to ensure understanding of requirements.	MC-PSV	2/10/2016		
	William B. Trescott	Electronic Logging Devices	FMCSA-2010-0167	Consider modifying the hours of service rules to adapt them to the limitations of ELDs. Because an ELD cannot tell the difference between on duty not driving time and off duty time, the HOS rules should be simplified to make the ELD completely automatic.	MC-PSV			
1/11/2016	Landstar Rangers	Electronic Logging Devices	FMCSA-2010-0167	There is a difference between paper RODS and ELDs. Different rules should be made to accommodate the character of the two recording devices.	MC-PSV	2/12/2016		
8/25/2015	American Bus Association	Lease & Interchange of Vehicles; Motor Carriers or Passengers	FMCSA-2012-0103	1. Amend the final rule to allow the use of the driver's ROD to identify the carrier operating the service; 2. Provide clarification about the "summary" document; 3. Modify the Emergency Exception to eliminate the unnecessary requirement for passengers to be on the bus as a condition of the exception.	MC-E	9/2/2015		
8/25/2015	Lucky River Transportation Corp	Lease & Interchange of Vehicles; Motor Carriers or Passengers	FMCSA-2012-0103	1. Define Charter versus Lease; provide clear guidance for the two terms; 2. 24-hour notification: Provide flexibility to address vehicle maintenance or driver issues when notification to the customer is not possible prior to the trip departure; 3. 48-hour charter/lease exemption:	MC-E	9/9/2015		

				modify the exemption to allow for other situations other than those situations that arise while the passengers are ON the bus.				
8/25/2015	Shanker A-1 Limousine	Lease & Interchange of Vehicles; Motor Carriers or Passengers	FMCSA-2012-0103	1. Define Charter versus Lease; provide clear guidance for the two terms; 2. 24-hour notification: Provide flexibility to address vehicle maintenance or driver issues when notification to the customer is not possible prior to the trip departure; 3. 48-hour charter/lease exemption: modify the exemption to allow for other situations other than those situations that arise while the passengers are ON the bus.	MC-E	9/9/2015		
8/25/2015	Shanker Limosine Association of NJ	Lease & Interchange of Vehicles; Motor Carriers or Passengers	FMCSA-2012-0103	1. Define Charter versus Lease; provide clear guidance for the two terms; 2. 24-hour notification: Provide flexibility to address vehicle maintenance or driver issues when notification to the customer is not possible prior to the trip departure; 3. 48-hour charter/lease exemption: modify the exemption to allow for other situations other than those situations that arise while the passengers are ON the bus.	MC-E	9/9/2015		
8/25/2015	United Motor Coach Association	Lease & Interchange of Vehicles; Motor Carriers or Passengers	FMCSA-2012-0103	Permit the industry to continue exchanging charter bus services under charter or similar contracts when both companies are authorized for-hire passenger carriers and only require a lease when contracting with a carrier absent interstate passenger carrier authority.	MC-E	8/31/2015		
8/24/2015	Burlington Trailways	Lease & Interchange of Vehicles; Motor Carriers or Passengers	FMCSA-2012-0103	1. Define Charter versus Lease; provide clear guidance for the two terms; 2. 24-hour notification: Provide flexibility to address vehicle maintenance or driver issues when notification to the customer is not possible prior to the trip departure; 3. 48-hour charter/lease exemption: modify the exemption to allow for other situations other than those situations that arise while the passengers are ON the bus.	MC-E	9/9/2015		
8/24/2015	Classic Charter	Lease & Interchange of Vehicles; Motor Carriers or Passengers	FMCSA-2012-0103	1. Define Charter versus Lease; provide clear guidance for the two terms; 2. 24-hour notification: Provide flexibility to address vehicle maintenance or driver issues when notification to the customer is not possible prior to the trip departure; 3. 48-hour charter/lease exemption: modify the exemption to allow for other situations other than those situations that arise while the	MC-E	9/9/2015		

				passengers are ON the bus.				
8/24/2015	Greyhound	Lease & Interchange of Vehicles; Motor Carriers or Passengers	FMCSA-2012-0103		MC-E	8/31/2015		
8/24/2015	Orange Belt Stages Trailways	Lease & Interchange of Vehicles; Motor Carriers or Passengers	FMCSA-2012-0103	1. Define Charter versus Lease; provide clear guidance for the two terms; 2. 24-hour notification: Provide flexibility to address vehicle maintenance or driver issues when notification to the customer is not possible prior to the trip departure; 3. 48-hour charter/lease exemption: modify the exemption to allow for other situations other than those situations that arise while the passengers are ON the bus.	MC-E	9/9/2015		
8/24/2015	Reston Limousine	Lease & Interchange of Vehicles; Motor Carriers or Passengers	FMCSA-2012-0103	1. Define Charter versus Lease; provide clear guidance for the two terms; 2. 24-hour notification: Provide flexibility to address vehicle maintenance or driver issues when notification to the customer is not possible prior to the trip departure; 3. 48-hour charter/lease exemption: modify the exemption to allow for other situations other than those situations that arise while the passengers are ON the bus.	MC-E	9/9/2015		
8/21/2015	Anderson Coach & Travel	Lease & Interchange of Vehicles; Motor Carriers or Passengers	FMCSA-2012-0103	1. Define Charter versus Lease; provide clear guidance for the two terms; 2. Amend the requirement for the chartering company to include other vehicles and drivers on their insurance policy.	MC-E	9/9/2015		
8/21/2015	H & L Charter Co., Inc.	Lease & Interchange of Vehicles; Motor Carriers or Passengers	FMCSA-2012-0103	Need a clearer definition of charter versus lease. If not, bus operators will be negatively impacted and small businesses would not be able to continue operations.	MC-E	8/31/15		
8/21/2015	Pacific Coachways Charter Service	Lease & Interchange of Vehicles; Motor Carriers or Passengers	FMCSA-2012-0103	1. Define Charter versus Lease; provide clear guidance for the two terms; 2. 24-hour notification: Provide flexibility to address vehicle maintenance or driver issues when notification to the customer is not possible prior to the trip departure; 3. 48-hour charter/lease exemption:	MC-E	9/9/2015		

				modify the exemption to allow for other situations other than those situations that arise while the passengers are ON the bus.				
8/21/2015	Privateer Motor Coach	Lease & Interchange of Vehicles; Motor Carriers or Passengers	FMCSA-2012-0103	1. Define Charter versus Lease; provide clear guidance for the two terms; 2. 24-hour notification: Provide flexibility to address vehicle maintenance or driver issues when notification to the customer is not possible prior to the trip departure; 3. 48-hour charter/lease exemption: modify the exemption to allow for other situations other than those situations that arise while the passengers are ON the bus.	MC-E	9/9/2015		
8/21/2015	USA Tours	Lease & Interchange of Vehicles; Motor Carriers or Passengers	FMCSA-2012-0103	1. Define Charter versus Lease; provide clear guidance for the two terms; 2. 24-hour notification: Provide flexibility to address vehicle maintenance or driver issues when notification to the customer is not possible prior to the trip departure; 3. 48-hour charter/lease exemption: modify the exemption to allow for other situations other than those situations that arise while the passengers are ON the bus.	MC-E	9/9/2015		
8/20/2015	Academy Express	Lease & Interchange of Vehicles; Motor Carriers or Passengers	FMCSA-2012-0103	1. Define Charter versus Lease; provide clear guidance for the two terms; 2. Amend the final rule to allow the use of the driver's ROD to identify the carrier operating the service; 3. Provide clarification about the "summary" document.	MC-E	9/9/2015		
8/19/2015	Elite Coach Tours	Lease & Interchange of Vehicles; Motor Carriers or Passengers	FMCSA-2012-0103	1. Define Charter versus Lease; provide clear guidance for the two terms; 2. 24-hour notification: Provide flexibility to address vehicle maintenance or driver issues when notification to the customer is not possible prior to the trip departure; 3. 48-hour charter/lease exemption: modify the exemption to allow for other situations other than those situations that arise while the passengers are ON the bus.	MC-E	9/9/2015		
8/19/2015	Michelangelo Leasing Inc.	Lease & Interchange of Vehicles; Motor Carriers or Passengers	FMCSA-2012-0103	1. Define Charter versus Lease; provide clear guidance for the two terms; 2. 24-hour notification: Provide flexibility to address vehicle maintenance or driver issues when notification to the customer is not possible prior to the trip departure; 3. 48-hour charter/lease exemption: modify the exemption to allow for other situations other than those situations that arise while the	MC-E	9/9/2015		

				passengers are ON the bus.				
8/19/2015	Turner Coach	Lease & Interchange of Vehicles; Motor Carriers or Passengers	FMCSA-2012-0103	1. Define Charter versus Lease; provide clear guidance for the two terms; 2. 24-hour notification: Provide flexibility to address vehicle maintenance or driver issues when notification to the customer is not possible prior to the trip departure; 3. 48-hour charter/lease exemption: modify the exemption to allow for other situations other than those situations that arise while the passengers are ON the bus.	MC-E	9/9/2015	8/19/2015	
8/18/2015	Chicago Classic Coach	Lease & Interchange of Vehicles; Motor Carriers or Passengers	FMCSA-2012-0103	1. Define Charter versus Lease; provide clear guidance for the two terms; 2. 24-hour notification: Provide flexibility to address vehicle maintenance or driver issues when notification to the customer is not possible prior to the trip departure; 3. 48-hour charter/lease exemption: modify the exemption to allow for other situations other than those situations that arise while the passengers are ON the bus.	MC-E	9/9/2015		
8/18/2015	DeCamp Bus Lines	Lease & Interchange of Vehicles; Motor Carriers or Passengers	FMCSA-2012-0103	1. Define Charter versus Lease; provide clear guidance for the two terms; 2. 24-hour notification: Provide flexibility to address vehicle maintenance or driver issues when notification to the customer is not possible prior to the trip departure; 3. 48-hour charter/lease exemption: modify the exemption to allow for other situations other than those situations that arise while the passengers are ON the bus.	MC-E	9/9/2015		
8/18/2015	FTI Coach Lines	Lease & Interchange of Vehicles; Motor Carriers or Passengers	FMCSA-2012-0103	1. Define Charter versus Lease; provide clear guidance for the two terms; 2. 24-hour notification: Provide flexibility to address vehicle maintenance or driver issues when notification to the customer is not possible prior to the trip departure; 3. 48-hour charter/lease exemption: modify the exemption to allow for other situations other than those situations that arise while the passengers are ON the bus.	MC-E	9/9/2015		
8/18/2015	Mlaker Trailways	Lease & Interchange of Vehicles; Motor Carriers or Passengers	FMCSA-2012-0103	1. Define Charter versus Lease; provide clear guidance for the two terms; 2. 24-hour notification: Provide flexibility to address vehicle maintenance or driver issues when notification to the customer is not possible prior to the trip departure; 3. 48-hour charter/lease exemption:	MC-E	9/9/2015		

				modify the exemption to allow for other situations other than those situations that arise while the passengers are ON the bus.				
8/18/2015	Northwestern State Lines	Lease & Interchange of Vehicles; Motor Carriers or Passengers	FMCSA-2012-0103	1. Define Charter versus Lease; provide clear guidance for the two terms; 2. 24-hour notification: Provide flexibility to address vehicle maintenance or driver issues when notification to the customer is not possible prior to the trip departure; 3. 48-hour charter/lease exemption: modify the exemption to allow for other situations other than those situations that arise while the passengers are ON the bus.	MC-E	9/9/2015		
8/18/2015	Rockford Charter Coach	Lease & Interchange of Vehicles; Motor Carriers or Passengers	FMCSA-2012-0103	1. Define Charter versus Lease; provide clear guidance for the two terms; 2. 24-hour notification: Provide flexibility to address vehicle maintenance or driver issues when notification to the customer is not possible prior to the trip departure; 3. 48-hour charter/lease exemption: modify the exemption to allow for other situations other than those situations that arise while the passengers are ON the bus.	MC-E	9/9/2015		
8/17/2015	American Star Tours Inc.	Lease & Interchange of Vehicles; Motor Carriers or Passengers	FMCSA-2012-0103	1. Define Charter versus Lease; provide clear guidance for the two terms; 2. 24-hour notification: Provide flexibility to address vehicle maintenance or driver issues when notification to the customer is not possible prior to the trip departure; 3. 48-hour charter/lease exemption: modify the exemption to allow for other situations other than those situations that arise while the passengers are ON the bus.	MC-E	9/9/2015		
8/17/2015	Citizen Auto Stage	Lease & Interchange of Vehicles; Motor Carriers or Passengers	FMCSA-2012-0103	1. Define Charter versus Lease; provide clear guidance for the two terms; 2. 24-hour notification: Provide flexibility to address vehicle maintenance or driver issues when notification to the customer is not possible prior to the trip departure; 3. 48-hour charter/lease exemption: modify the exemption to allow for other situations other than those situations that arise while the passengers are ON the bus.	MC-E	9/9/2015		
6/26/2015	Kelton Tours	Lease & Interchange of Vehicles; Motor Carriers or	FMCSA-2012-0103	Request that the term Charter be defined; and request clear guidance between the terms Charter and Lease.	MC-E	9/9/2015		

		Passengers						
6/25/2015	Trailways New York	Lease & Interchange of Vehicles; Motor Carriers or Passengers	FMCSA-2012-0103	1. Eliminate the vehicle marking requirements for pool partner and commonly owned and controlled carriers; 2. Modify the single document requirements for owned and controlled carriers to allow for compliance by use of more than one document; 3. Eliminate: a) language that places responsibility on a lessee for operations and compliance by a lessor's driver; b) requirement that signatures of both parties appear on lease or agreement; c) and further study/discuss a workable solution when passenger motor carriers charter and rent/hire coaches.	MC-E	9/9/2015		
6/24/2015	See & See Friendly Tours, Inc.	Lease & Interchange of Vehicles; Motor Carriers or Passengers	FMCSA-2012-0103	1. Define Charter versus Lease; provide clear guidance for the two terms; 2. 24-hour notification: Provide flexibility to address vehicle maintenance or driver issues when notification to the customer is not possible prior to the trip departure; 3. 48-hour charter/lease exemption: modify the exemption to allow for other situations other than those situations that arise while the passengers are ON the bus.	MC-E	9/9/2015		
6/23/2015	Coachlight Tours	Lease & Interchange of Vehicles; Motor Carriers or Passengers	FMCSA-2012-0103	1. Define Charter versus Lease; provide clear guidance for the two terms; 2. 24-hour notification: Provide flexibility to address vehicle maintenance or driver issues when notification to the customer is not possible prior to the trip departure; 3. 48-hour charter/lease exemption: modify the exemption to allow for other situations other than those situations that arise while the passengers are ON the bus.	MC-E	9/9/2015		
6/23/2015	Eastside Transport Service	Lease & Interchange of Vehicles; Motor Carriers or Passengers	FMCSA-2012-0103	1. Define Charter versus Lease; provide clear guidance for the two terms; 2. 24-hour notification: Provide flexibility to address vehicle maintenance or driver issues when notification to the customer is not possible prior to the trip departure; 3. 48-hour charter/lease exemption: modify the exemption to allow for other situations other than those situations that arise while the passengers are ON the bus.	MC-E	9/9/2015		
6/23/2015	Little Rock Tours & Travel	Lease & Interchange of Vehicles; Motor Carriers or	FMCSA-2012-0103	1. Define Charter versus Lease; provide clear guidance for the two terms; 2. 24-hour notification: Provide flexibility to address vehicle maintenance or driver issues when notification	MC-E	9/9/2015		

		Passengers		to the customer is not possible prior to the trip departure; 3. 48-hour charter/lease exemption: modify the exemption to allow for other situations other than those situations that arise while the passengers are ON the bus.				
6/22/2015	Capitol Bus Lines, Inc.	Lease & Interchange of Vehicles; Motor Carriers or Passengers	FMCSA-2012-0103	1. Define Charter versus Lease; provide clear guidance for the two terms; 2. 24-hour notification: Provide flexibility to address vehicle maintenance or driver issues when notification to the customer is not possible prior to the trip departure; 3. 48-hour charter/lease exemption: modify the exemption to allow for other situations other than those situations that arise while the passengers are ON the bus.	MC-E	9/9/2015		
6/22/2015	Emerald Tours & Cruises, Inc.	Lease & Interchange of Vehicles; Motor Carriers or Passengers	FMCSA-2012-0103	1. Define Charter versus Lease; provide clear guidance for the two terms; 2. 24-hour notification: Provide flexibility to address vehicle maintenance or driver issues when notification to the customer is not possible prior to the trip departure; 3. 48-hour charter/lease exemption: modify the exemption to allow for other situations other than those situations that arise while the passengers are ON the bus.	MC-E	9/9/2015		
5/29/2015	Coach USA	Lease & Interchange of Vehicles; Motor Carriers or Passengers	FMCSA-2012-0103	1. Add a new exception to the leasing rules for primary contractors/ subcontractors; 2. Amend regulations to allow lessor's insurance to cover vehicles leased to another carrier; 3. Withdraw the new requirement that carriers change markings on a motorcoach when it is interchanged between 2 commonly owned and controlled carriers; 4. Amend summary sheet requirement so that it only contain certain information.	MC-E	9/9/2015		