

# Arkansas Trucking Association Safety Management Council Meeting 3/13/08

## Welcome

Roger Carson, SMC Chairman. I'd like to call this meeting of the Arkansas Trucking Association's Safety Management Council to order at this time. This is your council and I encourage your involvement and hope everyone takes away some benefit for your time invested.

## Housekeeping

- Point out emergency exits.
- Informal meeting format, feel free to use the facilities as needed and point out location.
- Out of courtesy to others, please turn off or put on silent cell phones and pagers, if you need to make a call, please step out of the room.
- We encourage participation but please wait to be recognized, then stand and state your name.
- Robert's Rules of Order, as revised will govern these proceedings.

## Introductions

First, I would like to introduce our presenters today:

Lane Kidd, President of Arkansas Trucking Association  
David Whiteside, Senior Director of Compliance at J.B. Hunt  
Anita Gottsponer, Driver Control Manager at Arkansas Department of Finance & Administration  
Tonie Shields, the Arkansas Department of Finance & Administration  
Janet Gard, Network General Manager of Information Network of Arkansas  
Whitney Garner, Information Network of Arkansas  
Ronnie Burks, Chief of the Arkansas Highway Police

Also, notables in attendance are Captain Paul Claunch of the Arkansas Highway Police and Butch Rice of Stallion Transportation, Board of Director for Arkansas Trucking Association. Now I would like for us to do self-introductions. Thank you all for being with us today.

## Reading of the minutes of the last meeting dated

The minutes were published on the web-site after our last meeting. May we have a motion to approve those minutes? Is there a second? Approved.

## New Business/Old Business

Is there any other new business from the audience at this time? None.

## Break for Lunch

## Presentation

Lane Kidd, president of Arkansas Trucking Association, gave an intro on Act 637, discussed its importance and how it came to be in legislation. He noted that four other states have a similar law. This is a progressive law that is being pushed for on the federal level.

Anita Gottsponer, Driver Control Manager at Arkansas Department of Finance & Administration, then led the meeting with the information that to date, 3/13/08, there have been 61 positive results reported, 1,434 searches made, and of those 1,434 searches, 14 of them resulted in unveiling a previous positive. Anita had handouts that show requirements of trucking companies. DF&A mailed over 12,000 letters to every trucking company in Arkansas notifying them of this Act.

Janet Gard, Network General Manager of Information Network of Arkansas and Whitney Garner, Information Network of Arkansas then ran a demonstration online of how to register/search/report to the database.

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Tonie Shields, the Arkansas Department of Finance & Administration commended the Association and it's members for being proactive in safety.

### **Question & Answer / Points**

Answers provided by our seven panelists afore mentioned.

Q: What if a driver refuses to take a drug test?

A: Then the company should notify DF&A.

Q: Does a positive result stay in the database even after SAP has been completed?

A: Yes, but can hire if SAP has been completed. Burden of proper documentation is on company as described in federal regulations.

Q: Does SAP completion show in database?

A: No.

Q: Alcohol section of Act 637 – post-accidents and random

A: DF&A wants to know about positives no matter when test was taken, not just pre-employment, but post-accident and random too.

Q: Do MRO's have to pay the registration fee?

A: No. They do not have the ability to search either.

Q: Appeal process?

A: Same as it is under current DOT regulations.

Q: When searching potential employees, can I see how many other companies searched that driver?

A: No.

- If a trucking company anywhere employs an AR CDL holder, the law should apply.
- If your MRO tells you about a positive drug test, please follow-up to ensure that your MRO did report to DF&A.
- Act 637 applies to Arkansas CDL holders only.
- The database report will show up to three years of history, but records have only been maintained since January 2008.
- Fees, \$75 to register (covers up to 10 users), \$2.50 per search.
- To register: [www.arkansas.gov](http://www.arkansas.gov) or at [www.arkansastrucking.com](http://www.arkansastrucking.com) and access the Arkansas Trucking Portal.

### **Thank you**

We want to thank each one of our panelist for their time and efforts in presenting us the most up-to-date information.

Our next meeting will be in Springdale on April 10.

**Meeting Adjourned - travel safely.**