



February 12, 2021

Via www.regulations.gov

SUBJECT: [Docket \(FMCSA-2018-0224\)](#)
Records of Violations

Heritage-Crystal Clean, LLC (HCC) appreciates the opportunity to provide public comment on the Federal Motor Carrier Safety Administration's (FMCSA) *Proposed Records of Violations rule* that would eliminate the requirement in 391.27 that a driver complete a list of violations annually to reduce regulatory burden.

The proposed rule would eliminate § 391.27 and the requirements that a driver operating a CMV complete a list of convictions for traffic violations or a certification of no traffic violations, and submit the list or certification to his or her employer on an annual basis. The motor carrier currently must file the lists and certifications in the driver's qualification file. The proposed elimination of § 391.27 would delete current IC-2.1 (driver submits list of violations to motor carrier) and IC-2.2 (motor carrier files list of violations in driver qualification file).

HCC is in support of eliminating this rule. With our mid-size fleet it is labor intensive to have our driver's list and certify changes on the Record of Violation form and then send to our corporate office personnel to record and upload to the driver's qualification file. The same information on violations is obtained when conducting an annual MVR search. Additionally, HCC uses monitoring services that alert of us of changes to a driver's record long before we would require a Record of Violation to be completed.

We are pleased that the FMCSA is reviewing redundant regulations that are burdensome for the carrier and that do not present a safety risk to drivers.

Thank you for allowing us to comment on these proposed regulations.

Sincerely,

Anita Decina

Anita Decina
Vice President, Operational, Safety & Environmental Excellence

Cc: Ryan Duffy, DOT Manager
Michelle Walper, Regulatory Manager