June XX, 2018

The Honorable Raymond P. Martinez
Administrator
Federal Motor Carrier Safety Administration

U.S. Department of Transportation

1200 New Jersey Avenue, SE

Washington, DC 20590-0001

Dear Administrator Martinez:

On behalf of XXXXX, I am providing the following comments on the Federal Motor Carrier Safety Administration’s (FMCSA’s) notice: “Agency Information Collection Activities; Renewal of an Approved Information Collection: Lease and Interchange of Vehicles,” Docket No. FMCSA-2018-0087 (Notice). We see no basis at this time for FMCSA to seek, or the Office of Management and Budget (OMB) to approve, an Information Collection Request (ICR) with reference to passenger-carrying commercial motor vehicles.

XXXXX fill in the blank in describing your company and your operations XXXXX

We have supported industry efforts opposing the lease and interchange rule for passenger-carrying commercial motor vehicles (L&I) as currently written. In following each stage of the process to date, we are concerned as an industry about whether the Agency will have enough time to adequately revise the L&I rule by the January 1, 2019 compliance date and believe that the rule should instead be rescinded. If the rule were to be rescinded, then there is no need to approve the ICR at this time.

Not only has the L&I rule created significant new paperwork burdens for passenger motor carriers, the Agency has also, without any meaningful discussion or rationale, shifted the burden for regulatory compliance (and potentially liability) from the lessor of the bus to the lessee. This major change has overturned decades of FMCSA-recognized industry practice and will, if implemented, seriously disrupt vehicle leasing and collaboration on passenger movements among carriers.

XXXXX fill in the blank describing an example of the burden that the L&I rule would impose on your company based on the rule as currently written XXXXX

XXXXX appreciates the opportunity to provide these comments on the Notice and is committed to working with FMCSA on a workable solution. However, based on the flawed nature of the L&I rule as outlined in the numerous petitions for reconsideration along with the repeated delays in revising the rule, XXXXX requests the Agency rescind the L&I rule altogether and that OMB deny this ICR.

Respectfully,