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THE OFFICIAL PUBLICATION OF THE SOUTH DAKOTA TRUCKING ASSOCIATION

AUGUST 2022

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- A Preferred Fleet Customer has access to Fleet HQ service reports through Goodyeartrucktires.com.
- To enroll as a Goodyear Preferred Fleet customer, contact your local Goodyear Commercial dealer.

South Dakota TRUCKING NEWS



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CHAIRMAN'S MESSAGE

For me, one of the highlights of the Summer of 2022 was representing you at the Call on Washington, DC. The Call on Washington is an opportunity for me and members of your Executive Board to meet face-to-face with Senator Thune, Senator Rounds and Representative Johnson as well as their staff. We were welcomed

warmly by them and by the national ATA office. Yes, the Call on Washington took energy and time away from our businesses, but it was well worth the effort to get our Association's issues presented to the "powers that be" who can actually improve our bottom line. The issues we presented were: speed limiters, Federal Excise Tax on trucks, work-force development, supply chain issues of fuel and DEF, infrastructure investment, especially increased truck parking and last but not least fuel prices. It is very difficult for me to comprehend that in a few short years, this country has moved from an independent net exporter of oil, to the current struggles of fuel/urea supplies.

Because we were respectfully heard by our Senators and by our Representative, I strongly feel that our efforts on your behalf will bear fruit.

My thanks to the ATA for hosting an informational meeting and ushering us around DC to present your concerns. Also thanks to Christine Erickson, Rick Hoogendoorn, Bob Willey and Tom Murphy for representing your Association so well, and to Michelle Wells and Patty Hinz for organizing the details and setting up the meetings.

For more details/information concerning this year's Call on Washington, or for any other reason, please contact me at 605-310-5553. View the photos on page 24.

If you have not already registered for SDTA's Annual Convention being held in Deadwood, I encourage you to do so quickly. Much information, networking and plain old fun will be had by all. We are a few short weeks away and I promise that you will be glad that you attended.

Remember, as you continue to ensure that this nation's demand for goods and supplies is met, you are appreciated and applauded.

A handwritten signature in cursive script that reads "Jerry Ollerich".

Jerry Ollerich, SDTA Chairman
Jerry Ollerich Trucking, Owner

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Christine's Corner

This heat...wow. Now I shouldn't complain because the white stuff will be here before we know it and we will all be begging for the summer again. Gotta love the S.D. weather. For me, I wouldn't want to live anywhere else.

The past month has been another busy month for us here at South Dakota Trucking. We are in the thick of planning the upcoming convention in September and we look forward to seeing you all in Deadwood September 14th. Don't forget to get your registrations turned in.

The TAEC, Trucking Association Executive Council, held our annual conference mid July. I had the opportunity to spend some time with Chris Lutick with UPS who sits on our SDTA board, as well as meet many other vendors and Trucking executives throughout the United States. The conference was packed with information impacting our industry from Tort reform, truck parking, EV and federal mandates. The most impactful for me was breaking out with several other executives from other states to learn how they are recruiting/retaining members and how they provide value to the membership to ensure we are working for you. I hope to implement some of these tools I brought back with me.



On July 25, members of the executive board and myself traveled to Washington DC for our Call on Washington (pics on page 24). For the past 2 years this event didn't take place due to Covid and all the additional restrictions in Washington. We were able to secure meetings with all 3 of our Congressional delegation and their staff and actually got to meet with all of them as well. The topics of discussion included: speed limiters, 12% federal excise tax, workforce development, supply chain (UREA shortage and fuel prices), infrastructure investments such as truck parking and lastly the struggles within the logging industry and all the cuts made within the forestry. Part of our time was also spent with the ATA staff and learning about all the work they are doing on behalf of the industry. This relationship with the ATA is critical as they are boot on the ground in DC. As an extra bonus, Representative Dusty Johnson gave our crew a night tour of the Capitol. He bounced back and forth taking votes while we got to see behind the scenes view. In South Dakota we are just different here...our congressional leaders are respectful and responsive to our industry. While we may not always get them to vote for everything we want or desire they are clearly listening to us.

As always if there is anything our staff can do for you please do not hesitate to reach out. Onward,

Christine Erickson, SDADA President

SDTA STAFF:

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AUGUST 2022 DRIVER OF THE MONTH



Paul Donth
Professional Truck Driver

Paul Donth, Heartland Carriers, Inc., Brandon, SD, was selected as the August 2022 Driver of the Month by the South Dakota Safety Management Council.

Paul has been a professional truck driver for 42 years, 24 logged with Heartland Carriers, Inc. He has accumulated over 5 million accident-free miles.

Paul makes safe driving his number one priority. He constantly challenges other company drivers to compete with his safety record and coaches them on the importance of compliance. He keeps his equipment top notch and has never had any violations on inspections.

Several years ago, Paul was able to participate in a Japanese Military Convoy.

Paul and his wife Lola reside in Rock Rapids, IA. They are the proud parents of Eric, 48; Dusty, 34; and Bradley, 33.

The South Dakota Trucking Association joins the Safety Management Council in congratulating Paul Donth for being selected as the August 2022 Driver of the Month.

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SDTA's 87th Annual Convention September 14, 15 & 16, 2022

HOTEL HEADQUARTERS - ROOM BLOCK RELEASED AUGUST 9TH:

Convention Headquarters: Deadwood Mountain Grand, Deadwood, SD 605-559-0386
 Overflow Hotel: Holiday Inn Express: 22 Lee Street, Deadwood, SD 57732 605-578-3330

Company: _____ E-mail: _____
 Address: _____ Phone: _____
 City/State/Zip: _____

Please indicate the activities in which each individual will be participating.

PRINT NAME AS IT WILL APPEAR ON NAME TAG. LIST EACH SEPARATELY. Mark events you plan to attend with an "X"	9/14/22	9/15/22	9/15/22	9/15/22	9/16/22	9/16/22	9/16/22
	Dinner & Poker Run	Golf	ATV Riding	Dinner & Football	Breakfast	Lunch	Banquet
Name							
Spouse/Guest							
Name							
Spouse/Guest							
Name							
Spouse/Guest							

Please mark the appropriate box below for your registration fees:

- First Company Representative \$150
- Additional Member Company Representatives \$125
- First Time Motor Carrier Attendee \$125
- Spouse / Guest \$100
- Non-SDTA Member \$180

TOTAL REGISTRATION FEES: \$ _____

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\$1 - \$249
\$ _____
- DISPLAY A BANNER**
\$100
 - GOLF HOLE**
\$150

For sole sponsorship opportunities call the SDTA office for pricing

TOTAL SPONSORSHIP: \$ _____

We would like to be an EXHIBITOR*: (includes one free registration)

- DISPLAY SPACE**
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- OUTSIDE DISPLAY:** **TRACTOR**
\$500

Display Times: Wednesday 5:00 - 6:30 pm / Thursday 4:30 - 6:00 pm / Friday 5:00 - 6:30 pm

TOTAL BOOTH FEES: \$ _____

* INFORMATION MUST BE RECEIVED BY AUGUST 31, 2022 TO BE INCLUDED IN THE CONVENTION PROGRAM

COMPANY NAME: _____

THURSDAY'S OPTIONS

GOLF REGISTRATION SDTA has scheduled a golf outing at The Spearfish Canyon Golf Club, on Thursday, September 15, 2022. A continental breakfast will be available at the golf course. Registration runs from 8:00 - 8:45 a.m. - Shotgun start at 9:00 a.m. Lunch provided. Participants split up unless specified.

TRANSPORTATION ON YOUR OWN -- golf course located at: 120 Spearfish Canyon Rd, Spearfish, SD 57783

Option One

\$110 PER GOLFER (if attending convention) - \$160 PER GOLFER (if not attending convention)

Name _____ Name _____

Name _____ Name _____

TOTAL GOLF FEE: \$ _____

I would like to sponsor _____ golf hole(s) at \$150 per hole

Available on first come first served basis. Sponsorships received after 18 holes are taken will be placed elsewhere!

TOTAL GOLF HOLE SPONSORSHIP: \$ _____

ATV RIDING SDTA scheduled an ATV ride through the Hills Thursday morning, September 15th. Bring your own or rental equipment will be available. Be prepared to be at Mystic Hills Hiway **NO LATER THAN 7:45 am.** The ride will start promptly at 8:00 a.m. Lunch provided / Number of lunches needed: _____

TRANSPORTATION ON YOUR OWN -- Mystic Hills located at: 21766 Custer Peak Rd, Deadwood, SD 57732

Option Two

\$110 PER RIDER (if attending convention) - \$160 PER RIDER (if not attending convention) - \$20 (if bringing own equip.)

Check rental equipment if needed: single seat 2-seater 4-seater -- rentals are limited - 1st come, 1st served

Name _____ Name _____

Name _____ Name _____

TOTAL ATV FEE: \$ _____

TOTAL REGISTRATION FEES: \$ _____ TOTAL GOLF HOLE SPONSORSHIP: \$ _____

TOTAL SPONSORSHIP FEES: \$ _____ TOTAL ATV RIDE FEES: \$ _____

TOTAL BOOTH FEES: \$ _____

TOTAL GOLF FEE: \$ _____ GRAND TOTAL DUE: \$ _____

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CONVENTION AGENDA



WEDNESDAY, SEPTEMBER 14TH

To Kick off the fun at this year's Convention SDTA will be hosting our own version of "Let's Make A Deal" before heading down Main Street Deadwood for our Pub Crawl.

We are looking for donated prizes to award to the participants.

If your company has an item(s) they would like to donate, please contact Michelle Wells at:
michelle@southdakotatrucking.com

Reserve your hotel today by calling

605.559.0386



WEDNESDAY, SEPTEMBER 14

A.M.

8:00 Open for Booth Setup - Setup prior to 4:00 p.m.

P.M.

3:00 Registration Desk Opens

5:00 Vendor Appreciation & Social

6:30 Dinner

7:00 Let's Make A Deal Game

8:00 Pub Crawl

THURSDAY, SEPTEMBER 15

A.M.

7:45 ATV Riders at Mystic Hills Hideaway to register for rides - transportation on own (Ride starts at 8 am)

8:00 Registration & Check-in at The Spearfish Canyon Golf Course - transportation on own (Shotgun start at 9)

P.M.

4:00 Registration Desk Opens

4:30 Social & Visit Displays

6:00 Dinner - award golf prizes

7:20 Football & Fun: Chiefs vs. Chargers on big-screen with Cornhole Tournament

FRIDAY, SEPTEMBER 16

A.M.

7:45 Registration Desk Opens

8:00 Breakfast

- Formal Opening 87th Annual Convention

- Welcome

- SDTA and SDTA Services Inc. Annual Meetings

8:30 Business Session 1: ATA VP of Safety, Dan Horvath

10:00 Business Session 2: Rotating Open Forum Sessions

- 1) Updates from SD Highway Patrol

- 2) SDTA Safety Management Council - What is It?

- 3) SD Motor Vehicle Division - Darrin Garry

- 4) Job Descriptions - What Do They Mean When it Comes To Workers Compensation?

12:00 Awards Luncheon

- Fleet safety awards

- SDHP Annual Safety Award Presentation

P.M.

1:30 Business Session 3: SDTA Workforce Development - Why It Matters

2:30 Driver of the Year Interviews

3:00 Heavy Duty Truck Dealer Meeting

4:00 NextGen Meeting and Social

5:00 Capitol Club Reception - By Invitation Only

5:00 Social & Visit Displays

6:30 Chairman's Banquet

- Pride of the Show

- Safety Director of the Year

- Chairman's Award

- Driver of the Year Presentation

- Passing of the Gavel

ABOUT 1 MONTH UNTIL THE NEW MCC SYSTEM GOES LIVE

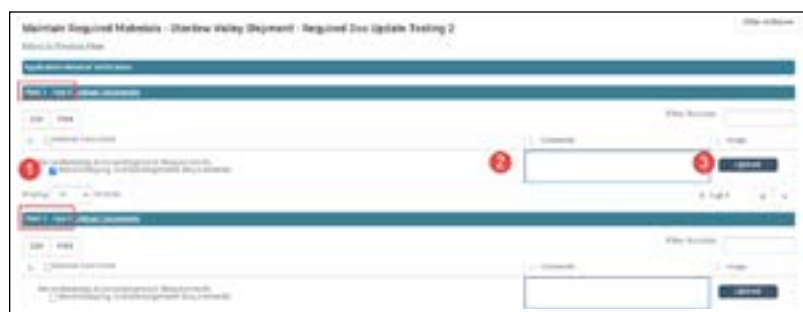
Mark your calendar - September 12, 2022

Written by: Darrin Gerry, Revenue Supervisor-Motor Carrier

In this edition, we will provide an overview for uploading documents. In the current system, all the paperwork is mailed or emailed to the agents to complete the process when a new unit is added. In the new Motor Carrier Connects (MCC) system only the title will have to be mailed (original titles are required to be turned in per state statute). All other necessary documents can be uploaded directly into the system to the supplement and stored electronically for the agent to process.

This widget will appear on the home page and links are available throughout the supplement process allowing the user to upload the various required documents. After clicking on the widget or link, the user will be taken to the next page. Included on the page are: (1) a list the documents that need to be provided; (2) a comments section for the user to leave notes regarding the uploaded documents, and (3) the button users select to upload the documents to their account and supplement.

Once the upload button is selected, the next screen allows users to select files they want to upload and transmit directly into the MCC system. To



transfer the information the user will click the (1) "Choose File" button and select the file from their computer.

Once selected, the file name is located to the right of the "Choose Files" button. If correct, the user clicks (2) "+ Add Document(s) to Upload". The file name is now listed in the box to the right of "Choose Files" and under the section titled, "The files listed below are queued to be uploaded when step 2 is selected". Once all documents have been added to the upload document, the user selects (3) "+



Upload Document(s). Once submitted the agent will review the documents and continue the process of completing the supplement, IFTA license or renewal.



DATES TO REMEMBER:

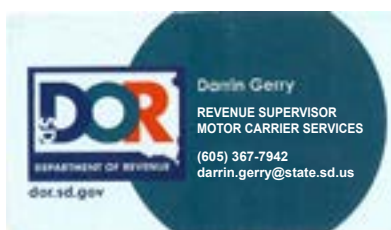
- September 9, 2022, 5:00 PM (Central Time) – Current system goes down to migrate data to new MCC system
- September 12, 2022, 8:00 AM (Central Time) – New MCC system ready to use (Username and Passwords remain the same)

TRAINING DATES:

All training will be offered through Microsoft Teams. During the training, agents will show users how to navigate the new system and complete processes users previously completed in the old system. Training sessions will last approximately 2 hours and allow time for questions.

- August 23, 2022 – 10:00 am (Central Time)
- August 25, 2022 – 2:00 pm (Central Time)
- August 29, 2022 – 3:00 pm (Central Time)
- August 31, 2022 – 10:00 am (Central Time)
- September 2, 2022 - 10:00 and 2:00 PM (Central Time)
- September 15 – 16, 2022 - South Dakota Trucking Association's Annual Convention (training sessions and free time to use system at the convention)

We look forward to launching the new system and seeing how it will help users and motor carrier staff work more efficiently.



CONGRATULATIONS TO THE 2022-2023 SDTA SCHOLARSHIP RECIPIENTS:

ACADEMICS



Ellie Jaspers

My name is Ellie Jaspers and my parents are Mike and Robin Jaspers of rural Sioux Falls. I am a 2022 graduate of O’Gorman High School. Throughout high school I was involved in marching band, bowling, softball, piano, and Health Occupations Students of America (HOSA). I am attending SDSU in the fall to double major in Nursing and Spanish. I plan to become a bilingual registered nurse, and my goal is to gain experience in multiple departments as I consider servicing

critical access hospitals in rural South Dakota. I am very appreciative of the Trucking Association for making this scholarship opportunity available.

Savannah Stengel

My name is Savannah Stengel. I graduated from Milbank High School, Milbank, SD, in 2022. I will attend the University of South Dakota to major in medical biology. I plan to enroll in medical school in the hopes of becoming a surgeon. I currently work at Grant-Roberts Ambulance Services as an Emergency Medical Technician and Ortonville Area Health Services as a summer intern. In my free time, I enjoy roller blading, biking, boating and helping around the family farm. I strive to positively impact everyone I meet and to live every day with a smile on my face.



Tyler Van Emmerik



My name is Tyler Van Emmerik. I am the son of Dean and Jodi Van Emmerik, the owners of Dean’s Place Truck and Trailer Alignment, located just outside of Sioux Falls. I graduated from Tea Area High School in May 2022 and will be attending the University of South Dakota in the fall to major in Business Administration on the Pre-law track.

During high school I was active in golf, debate, one act as a stage manager, quiz bowl, National Honor Society and as the class Vice President. Outside of school most of my time is spent at Thunder Road working and advocating for arthritis related issues for the Arthritis Foundation.

(continued on page 15)



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ACADEMICS



Parker Steege

My name is Parker Steege. I would like to thank the South Dakota Trucking Association for the scholarship I received. I am a 2022 graduate of Wilmot High School. In my free time I am an avid angler including surrounding lakes and the Missouri River from Gettysburg SD to Pierre SD. The Scholarship that I received will be used this fall as I have been accepted to Lake Area Technical College, in their AG Production program. With this degree my intentions are to take over my family farm east of Wilmot SD.

Megan Parsons

I am Megan Parsons, a freshman at South Dakota School of Mines, majoring in Engineering. I was drawn to engineering in 6th grade by my love of mechanics in semis and other big equipment. I have been working on becoming an operator this summer to understand what could be a part of in the near future! I am excited to have the chance to expand my knowledge and have a hand in the future of trucking in South Dakota. I have lived in South Dakota my whole life and am excited to be moving to the other side of this great state in August. I have already gone hiking and done some exploring in Rapid City. I can't wait to explore all the opportunities I have while going to school in Rapid City!



Connor Eimers



My name is Connor Eimers. I graduated from Tea Area High School last spring. I was actively involved in sports and volunteer organizations throughout high school. In the summer months away from school, I work at Dakota Carriers. I am thankful for all the people I have met there. They have truly given me a great opportunity in learning more about the trucking industry and how it benefits our economy.

I will be attending the University of South Dakota this fall, majoring in Business Administration.

(continued on page 17)



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CONGRATULATIONS TO THE 2022-2023 SDTA SCHOLARSHIP RECIPIENTS CONTINUED...



Hailey Hupke

My name is Hailey Hupke. I am the daughter of Dave and Darcy Hupke. Throughout high school I was an active member of oral interp, theater, band and choir. This year I plan to attend Minnesota State University Moorhead for Digital Media Management. I will also participate in their University Choir. I am honored to have received your scholarship and given the opportunity to have your help in furthering my education. Your generosity is greatly appreciated.

From all of us at SDTA, we wish each of you the best in your scholastic journey!

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3-Axle: Jason Skotvold, FedEx Freight, Inc.
4-Axle: Dean Bowar, FedEx Freight, Inc.
Van: Jeremy Senger, FedEx Freight, Inc.
Sleeper: Craig Ellingson, K&J Trucking, Inc.
Tank: Gary Schmidt, Cliff Viessman, Inc.
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Twins: Mike Whitehead, FedEx Freight
Inspector Champ: Trooper Trey Bedford



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Top FMCSA Drug & Alcohol Violations Bear Hefty Penalties

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July 1, 2022 - By Mariah Barr, Content Marketing Writer

<https://www.truckinginfo.com/10175683/top-fmcsa-drug-alcohol-violations-bear-hefty-penalties>



Drug & Alcohol Testing Penalties Are No Joke - Here Are the Fines You Could Face

Sure, as a DOT-regulated company, you know you should have a drug and alcohol testing process as well as a written workplace policy in place.

But do you know how many potential drug and alcohol violations you could be committing right now? If you don't have the right [drug testing management program](#), the short answer is a lot.

Let's take a look at five of the top FMCSA drug and alcohol testing violations and their penalties in more detail so you can ensure you're not slipping up on your compliance efforts.

Failing to implement a drug/alcohol testing program, 382.115(a)

Starting with the most basic regulation under this category, you need to have a drug and alcohol testing program. According to the [FMCSA's Analysis and Information Online database](#), 3,074 violations of this regulation occurred from 2018 through this year. The highest penalty for this violation was **\$12,010**, which was given to a carrier in April 2022.

Having a third-party administrator (like Foley) take care of it for you not only fulfills your compliance requirement but also makes it easier for all parties involved. We'll provide you with a DOT-compliant written policy, a completely online platform to schedule and manage test appointments, and the most up-to-date version of the Custody and Control Form (CCF) required for drug tests.

Using a driver before receiving a pre-employment drug test result, 382.301(a)

No matter how eager they are to start or how badly you need another rig on the road, you can't put any employee in the driver's seat until they have passed their pre-employment drug test. 8,257 violations of this regulation have been reported by the FMCSA in the past four years. In May 2022, a carrier was fined **\$15,410**, the highest penalty recorded in the FMCSA database for this violation so far.

[Foley's drug and alcohol consortium](#) makes scheduling pre-employment drug tests a breeze. With over 12,000 collection sites across the country, your prospective employees can find a location that works best for them. Plus, you'll be alerted as soon as their results are ready so you can expedite the hiring process.

Failing to do random alcohol tests at the applicable annual rate, 382.305(b)(1)

You probably know you need to do random drug testing on all of your drivers, but what about random alcohol testing? This violation has accounted for 3,663 of the total violations found by the FMCSA over the past four years. A carrier was fined a hefty **\$22,620** in November 2021 for this violation.

Foley's comprehensive drug and alcohol testing software helps fulfill your random testing requirements. Whenever a driver needs one, you'll be notified, and you can schedule it directly in the Foley platform from any electronic device. You'll never have to second-guess if all your drivers completed their random tests or face an adverse fine like the carrier mentioned above did!

(continued on page 21)

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Top FMCSA Drug & Alcohol Violations Bear Hefty Penalties continued...

Using a driver with a .04 alcohol level, 382.201

Perhaps the scariest of the violations we've mentioned so far, using a driver who is under the influence is simply unacceptable – both to the DOT as well as law enforcement everywhere. A manufacturing company that was fined **\$11,720** in October 2021 after being cited for this violation.

View Now! Drug & Alcohol Testing in 2022 Webinar

You may not be aware that your driver is operating under the influence, but at that point, it's already too late. It's much better to be safe than sorry by having a solid anti-drug and alcohol policy for your workplace, as well as an intervention plan in the event of this unfortunate situation. This is also where [random alcohol testing](#) comes into play. It can make a huge difference in the safety of your drivers and everyone they share the road with.

Failing to conduct a pre-employment query of the Clearinghouse, 382.701(a)

By now you should know you need to run pre-employment queries on every driver in the FMCSA Clearinghouse before they can begin working for you. These queries show detailed information about any drug and alcohol program violations in a driver's Clearinghouse record.

From 2018 through this year, the FMCSA has reported 6,742 of these violations in their database. In May 2022, a carrier was fined **\$4,180** for committing this violation.

Pre-employment queries are full queries, which means they require driver consent before you can run them. Foley's Clearinghouse services can help clear the air with any query confusion you may have. Even if you haven't registered for the Clearinghouse yet (which we hope you have), we can help you.

It's also worth mentioning that a record of all queries must be kept on file and may need to be produced during an audit. The Foley platform will store all driver queries so you can easily present them to an auditor.

Violations Don't Have to Be Your Fate

Committing any of these drug and alcohol violations is a serious offense in the eyes of the DOT. And these aren't even all the possible violations and penalties your company could be held responsible for if you're not following DOT compliance regulations!

Current Maximum Penalty is \$16,864

Current Maximum Penalty Amount For Clearinghouse Violations is \$5,833.

Below is a complete list of the top drug and alcohol violations and fines real companies had to pay out of their pockets after they were cited for them.

- Failing to implement a drug/alcohol testing program - 382.115(a) - A hazmat company in Quebec, Canada was fined \$8,890 for violating code 382.115(a) in early 2022.
- Using a driver before receiving a pre-employment drug test result - 382.301(a) / A Delran, NJ trucking company was fined \$8,150 in early 2022 when they violated code 382.301(a)
- Failing to conduct a post-accident alcohol or drug test - 382.303 / A truck company in Gary, IN was fined \$8,140 in October 2021 when they violated 382.303.
- Failing to do random drug tests at the applicable annual rate - 382.305(b)(2) / An asphalt paving contractor in Colorado Springs, CO was fined \$8,140 for violating code 382.305 in 2021.
- A driver performing safety-sensitive functions without a follow-up testing program in place - 382.503 / In early 2022, a construction supply manufacturer in Fremont, NE was fined \$7,370 for violating 382.503.
- Using a driver who refused to take a drug/alcohol test - 382.211 / An Avondale, AZ transportation company violated code 382.211 and was fined \$3,390 in late 2021.
- Using a driver with a .04 alcohol level - 382.201 / A structural components manufacturer in Edgeley, ND was fined \$11,720 for violating code 382.201 in late October 2021.

(continued on page 23)

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Top FMCSA Drug & Alcohol Violations Bear Hefty Penalties continued...

- Failing to implement a random controlled substance or alcohol testing program - 382.305 / A Greenbay, WI scaffold rental company violated code 382.305 and was fined \$12,010 in October 2021.
- Failing to do random alcohol test at the applicable annual rate - 382.305(b)(1) / A refrigerated trucking company in Jessup, MD was fined \$6,030 in late 2021 for violating code 382.305(b)(1).
- Using a driver who has tested positive for a drug - 382.215 / In late 2021, a Fremont, CA trucking carrier violated code 382.215 and was fined \$8,890.
- Failing to conduct a pre-employment query of the Clearinghouse - 382.701(a) / An Elk Point, SD cargo and freight carrier violated 382.701(a) in late 2021 and was fined \$2,190.
- Failing to conduct a query of the Clearinghouse at least once a year - 382.701(b)(1) / A trucking company in Laredo, TX was fined \$3,500 for violating code 382.701(b)(1) in late 2021.
- Using a driver with a positive, adulterated, or substituted controlled substance test result in the Clearinghouse - 382.701(d) / A Waterloo, IA carrier was fined \$1,750 in early 2022 for violating code 382.701(d).

How is the fine calculated:

Using the guidelines above, inspectors will levy financial penalties for violations based on the following:

- How likely it was that the violator was aware of the issue
- Their ability to pay
- The seriousness of the violation

Remember – if you need help with your DOT compliance and don't want to end up like these carriers, turn to Foley!



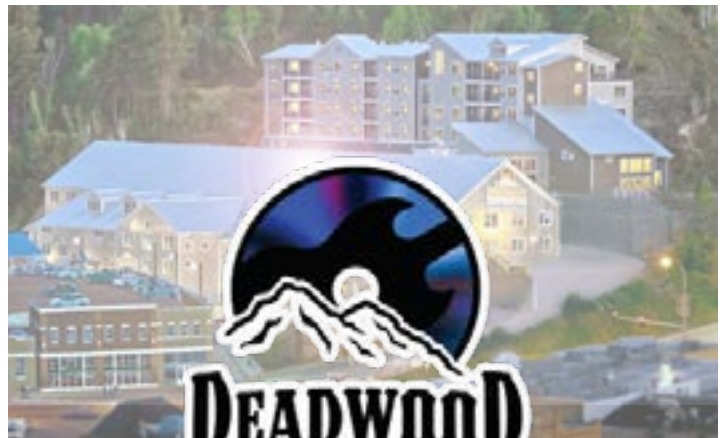
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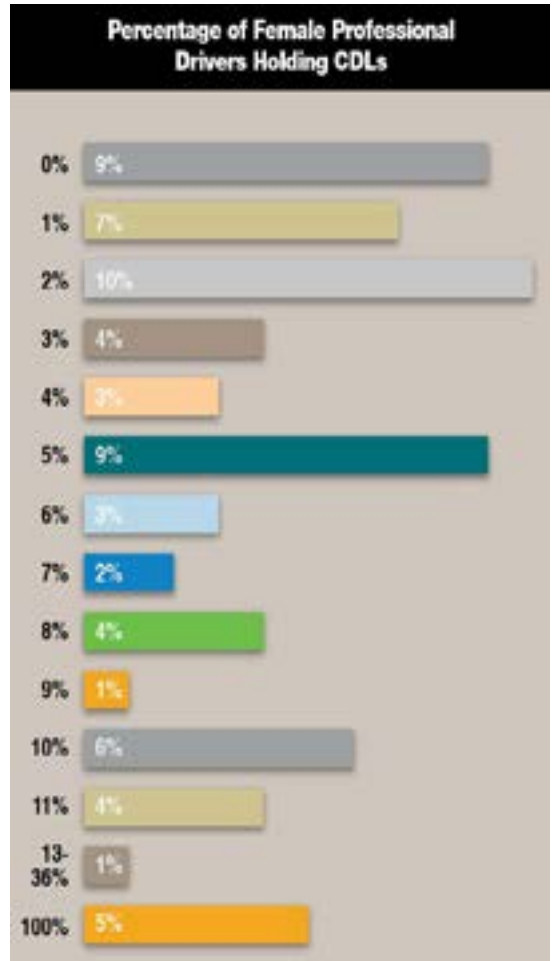
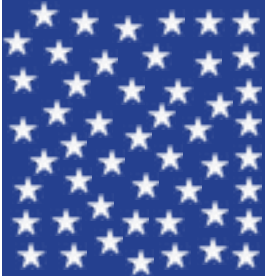
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For Immediate Release

Contact: Courtney Bloom, Women In Trucking Association

courtney@womenintrucking.org

Female Drivers Comprise 13 Percent of Driver Workforce

Newly Released Data by Women In Trucking's WIT Index Shows Significant Increase in Recent Years

Plover, WI – July 26, 2022 – The percentage of professional drivers who are female has increased to 13.7 percent in 2022, an increase of more than three percent since 2019. This is according to new data highlighted in the WIT index, which was just released by the Women In Trucking Association (WIT).

At a time when the industry is significantly struggling to recruit and retain an adequate number of professional drivers, this is good news. The number of women gaining their CDLs and becoming professional drivers has continued to grow in recent years. According to the 2019 WIT Index, women made up over 10 percent of over-the-road (OTR) truck drivers, an increase of almost 30 percent over the 7.89 percent seen in the WIT Index in 2018. The increase came after an industry-wide push to hire more women drivers in response to the capacity crunch in 2018.

“We believe that you can't change what you can't measure, so we have initiated the WIT Index to monitor the growth of women's involvement in transportation careers over the years,” said Ellen Voie, president and CEO of WIT. “The double-digit data regarding female drivers is encouraging as we move toward a more gender-diverse driving force. We anticipate these numbers to continue to increase in the coming years.” Voie spearheaded the launch of the first WIT Index in 2016.

The WIT Index is the official industry barometer to regularly benchmark and measure the percentage of women who are professional drivers, in corporate positions, and serve on boards of directors. Initiated in 2016, the index is comprised of average percentages of females in various roles that are reported by companies in transportation, including predominantly for-hire trucking companies, private fleets, transportation intermediaries, railroads, ocean carriers, equipment manufacturers, and technology companies. This data was confidentially gathered from January through April of 2022 from 180 participating companies and percentages are reported only as aggregate totals of respondents.

This year, WIT has expanded its collection on the percentage of women in additional functional roles, including operations, technicians, human resources and talent management, and marketing.

For more information on the WIT Index and to download a full executive summary of the 2022 WIT Index findings, visit <https://www.womenintrucking.org/index>.

• • •

About Women In Trucking Association, Inc. -- Women In Trucking, Inc. is a nonprofit association established to encourage the employment of women in the trucking industry, promote their accomplishments and minimize obstacles faced by women working in the trucking industry. Membership is not limited to women, as 17 percent of its members are men who support the mission. Women In Trucking is supported by its members and the generosity of Gold Level Partners: Amazon, Arrow Truck Sales, BMO Transportation Finance, Daimler Trucks North America, DAT Freight & Analytics, Expediter Services, FedEx Freight, Great Dane, J.B. Hunt Transport, Michelin North America, PACCAR, Penske Transportation Solutions, Ryder System, Walmart, and Waste Management. Follow WIT on Twitter, Facebook, or LinkedIn. For more information, visit www.womenintrucking.org or call 888-464-9482.



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CONDOLENCES



Rick Heuertz October 29, 1952 - July 19, 2022

Richard M. "Rick" Heuertz, 69, of South Sioux City passed away on Tuesday, July 19, 2022. Rick was born on October 29, 1952, in Le Mars, Iowa, to Stanley "Bud" and Frances "Babe" (DeForce) Heuertz. He grew up in rural Le Mars, and graduated from Le Mars Community High School in 1971. He remained in the Siouland area his entire life, spending time near Brunsville and Le Mars, Iowa, before making his home in South Sioux City.

He began working alongside his parents at their trucking company, which led Rick to a life spent in the trucking industry. The early part of his career was spent driving over the road, until an accident caused him to switch paths. He then found his way forward by dispatching for B-T Inc. Most recently, he was the Transportation and Logistics Manager of Power Only Transport, a division of Keizer Trailer Sales.

When he wasn't working, Rick loved being outdoors and, in his later years, exploring his artistic abilities. He enjoyed fishing, hunting, and showing horses. His drawings are noted by his signature R in the corner.

Rick was known for his giving spirit and friendly nature. He was a very involved and dedicated member of First Lutheran Church in South Sioux City, of the NIHSA, the American Quarter Horse Association, and numerous saddle clubs over the years. He was the proud owner of Heuertz Quarter Horses. He enjoyed following NASCAR and the Nebraska Cornhuskers.

Rick loved spending time with his grandchildren and bragging about them to anyone that would listen. Whether it was attending their various activities or sharing his love of the outdoors with them, it was no secret what a special place they held in his heart.

Survivors include his four children: Brian Rollins (Jennifer) of South Sioux City, NE, Travis Heuertz (Juliane) of Blunt, SD, Trent Heuertz (Tiffany) of Elk Point, SD, and Tobi Pickett (John) of Sioux City, IA; six grandchildren: Aalyiah, Grace, Ely, Bryson, Natalie, and Caleb; four step-children: Kelly Morgan (Mike), Lincoln, NE, Ashley Bendickson (Josh), Omaha, NE, Heather Simon (Sammy), Omaha, NE, and Jeremy Yacevich, South Sioux City, NE; two brothers: Daniel Heuertz (Pigeon) and Thomas Heuertz (Marline) of Le Mars, IA; two sisters: Karol Callfas (James) of Alexandria, MN, and Gayle Breer-Wilber (William) of Lorton, VA; numerous nieces and nephews; and all those fortunate enough to call him a friend.

He was preceded in death by his wife, Kathy; his parents, Bud and Babe; and a grandson, Brendan Heuertz.

To Honor Those We've Lost...

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Driver of the Month Nomination Form & Rules

Date _____ Jacket Size _____
Name of Driver _____ Age _____
Marital Status _____ Spouse Name _____
Residence _____
Address (in full) _____
Children & Ages _____
Name of Carrier _____
Home Terminal _____
Address (in full) _____
Phone Number _____
Years Employed by Present Employer _____ Total Years of Experience _____
Type of Equipment Operated: Truck Tractor-Semitrailer Doubles Other Type of Driving: Over the Road City Other
Total Mileage _____
Mileage with Present Employer _____
of Accidents: _____ Chargeable Dates: _____
_____ Non-Chargeable Dates: _____

Has your driver ever been selected as a Driver of the Month or Driver of the Year in South Dakota or any other state? Yes No If yes, when?

Participation in truck driving championships or other transportation related activities:

Basis of Nomination: _____

With this entry, company agrees to send their driver, if selected as Driver of the Month, to the South Dakota Trucking Association Annual Convention where the driver will participate in a personal interview. Drivers not being interviewed will not be eligible for the Driver of the Year honors. Interview times will be scheduled Friday afternoon during the convention. With this entry, the company agrees to submit Driver of the Year Entry Form for National Competition if your driver is selected as the South Dakota Driver of the Year.

Submitted by: _____ Title: _____

RULES:

Driver may be nominated for Driver of the Month for any outstanding act of heroism, a contribution to highway safety, an extraordinary act of courtesy, an exceptional deed or act of service to mankind within the community reflecting positively on the motor carrier industry, or for a long period of safe and courteous driving. An outstanding act shall be deemed to mean unusual or other than the normal every day courtesies afforded by truck drivers.

ELIGIBILITY:

1. The nominated driver must be an employee of a member in good standing of the South Dakota Trucking Association.
2. The nominated driver must have been an employee by the present employer for at least two years and have a minimum of five years overall experience.
3. South Dakota domiciled* drivers are eligible for nomination for an outstanding act performed in any state. * The intent of the word "domiciled" shall be interpreted to mean: Any driver reporting to or regularly dispatched from a terminal within the state of SD (in keeping with the Federal Motor Carrier Safety Regulations definition of his/her home terminal) regardless of where the driver may dwell.
4. A driver may receive the Driver of the Month award only one time in any contest year. He/she may be renominated in any subsequent year.
5. Nominations for outstanding acts on the highway shall be accompanied by supporting evidence (letters, statements, news clippings, etc.). A clear, factual account is absolutely necessary. Vague generalizations will not be accepted.
6. A copy of recent driver motor vehicle record check must accompany the nomination.
7. Drivers nominated and not selected as Driver of the Month will be held over and used in the following month's selection.
8. Entries must be in the SDTA office no later than the 10th of each month for that current month's contest.
9. Nominations may be made by any party, but must be approved by the employer or a representative of the employer.
10. The annual contest will run from September of the previous year through August of the current year.
11. Company agrees to submit a professional head and shoulders photo of the winning driver.

A man in a light blue shirt and a woman in a light-colored button-down shirt are shaking hands in a professional setting. The woman is smiling and holding a black folder. The background is a bright, out-of-focus office environment.

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dates to remember



- **Annual SDTA Convention - Deadwood Mountain Grand, September 14-16, 2022**
- **Annual guided pheasant hunt Thursday, November 10, 2022 - Meet @ Hutch's Cafe in Presho 9:00 a.m.**
- **SDTA Fall Board of Directors Meeting - Executive Committee will meet at 8:00 a.m. with the full board to convene at 10:00 a.m. all at RedRossa, Pierre, SD on Friday, November 11, 2022.**
- **West River Legislative Reception - 5:30 to 7:00 p.m. at Minerva's in Rapid City - November 29, 2022.**
- **East River Legislative Reception (NextGen Group meeting at 4:30) - Minerva's in Sioux Falls Thursday, December 1, 2022, from 5:30 to 7:00 p.m.**
- **Winter Executive Committee Meeting - 10:00 a.m. on Monday, February 13, 2023 at the Ramkota Hotel & Conference Center, Pierre. Followed by the Winter Board of Directors Meeting at 12:30 p.m. The Winter Reception with Legislators will follow at 6:00 p.m. All events of the day are scheduled at the Ramkota Hotel & Conference Center in Pierre.**

A black and white photograph of a male technician wearing safety glasses and a dark work shirt, focused on working on a truck engine. He is holding a flashlight that illuminates his work area. The background is dark and out of focus.

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Howie Sik, Compliance Manager; Hunter Arnold (nephew to Bryon and Kristi Noem); Bryon Noem, First Gentleman of SD; James Thorpe, local farmer; SD Senator John Wiik; Ryan Viessman, Director of Operations; and Tim Miller, Director of Safety

Cliff Viessman, Inc., Gary, SD, received notice from Senator John Wiik that the First Gentleman of South Dakota was going to be in the area and was interested in learning about the trucking business the Viessman family has built.

Bryon Noem, and his nephew Hunter Arnold along with local farmer James Thorpe joined SD Senator John Wiik for a tour of the facility.

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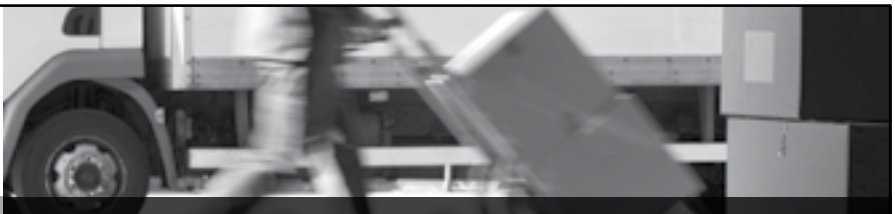
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