



**Motor Carrier Factors Factual Attachment:  
Post Crash Compliance Review**

**Decatur, Tennessee**

**HWY21FH001**

(24 pages)

# UNITED STATES DEPARTMENT OF TRANSPORTATION

	<b>U.S. DOT#:</b> 391773 <b>MC/MX#:</b> 0	<b>Legal:</b> SERVICE ELECTRIC COMPANY <b>Operating (DBA):</b>	<b>Investigation Date:</b> 01/21/21
<b>Investigation Type:</b> Onsite Focused Investigation		<b>Location of Investigation:</b> Company principal place of business (PPOB) <b>Extent of Operations:</b> Entire Operation	
<b>Physical Address</b>		<b>Mailing Address</b>	
1631 E 25TH ST CHATTANOOGA, TN 37404 United States		PO BOX 3656 CHATTANOOGA, TN 37404 United States	
<b>Contact Information</b>			
<b>Contact Name:</b> ██████████ <b>Email:</b> ██████████@serviceelectricco.com <b>Phone:</b> ██████████ <b>Cell:</b> ( )- ██████████ <b>Fax:</b> (423)265-3960			
<b>Business and Financial</b>			
<b>Business Type:</b> Corporation <b>Gross Revenue:</b> ██████████ <b>For Year Ending:</b> 12/31/19 <b>Federal Tax ID:</b> ██████████			
<b>Operation Classification and Type</b>		<b>Cargo</b>	
<b>Type of Operation:</b> HM Interstate Carrier, HM Intrastate Carrier  <b>Operation Classification</b> Private Motor Carrier Property – Hazardous Materials		Driveway/Towaway, Logs, Poles, Beams, Lumber, Building Materials, Utility, Liquids/Gases	
<b>Hazardous Materials</b>			
Which of the following hazardous materials requiring a Safety Permit does the company transport?		None	
Does the company have a satisfactory security program in place as required in 49 CFR Part 385, Subpart E?		N/A	
Is an HM Permit required by any State?		No	
Hazardous Materials		Div 2.1 Flammable Gas = C, NB Div 2.2 Non-Flammable Compressed Gas = C, NB Class 3 Flammable and Combustible Liquid = C, NB	

Equipment				Driver Information		
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	Owned	Term Leased	Trip Leased
Straight Trucks	872		
Truck Tractors	64		
Trailers	679		

**Power units used in the U.S.:** 936  
**Percentage of time used in the U.S.:** 100%

Drivers		
	Intrastate	Interstate
<b>&lt; 100 Miles</b>		1,143
<b>&gt;= 100 Miles</b>		

**Average trip leased driver/month:** 0  
**Drivers with CDL:** 1143  
**Total Drivers:** 1143

Person(s) Interviewed	
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<b>Name:</b> <span style="background-color: black; color: black;">██████████</span>	<b>Title:</b> VP OF FLEET & SERVICES
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Questions
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Questions about this report or the Federal Motor Carrier Safety or Hazardous Materials regulations may be addressed to the Federal Motor Carrier Safety Administration at:	640 Grassmere Park, Suite 111 Nashville, TN 37211 Phone: (615) 781-5781 Fax: (615) 781-5780
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**This report will be used to assess your safety compliance.**

# Violations

## 1. Primary: 396.17(a)

Using a commercial motor vehicle not periodically inspected.

### Violations Discovered

Fed	State	Total
	1	1

### Checked

Fed	State	Total
1	4	5

### Example/Notes:

Service Electric Company (SEC) vehicle number BT-225 with VIN #1FDUF5HT1DEA87892 driven in commerce on 11/2/2020. SEC vehicle BT-225 had an annual inspection on August 23, 2019, that expired on August 31, 2020. SEC completed next required annual inspection on November 4, 2020, approximately two months late.

### Drivers/Vehicles

In Violation	Checked
1	5

## Safety Fitness Rating

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Your proposed safety rating is: **NOT RATED** Corrective actions must be taken for any violations (deficiencies) identified in this report. See below for more information.

**Crash Rate:**

Total Miles Operated: 5,993,203

Recordable Accidents: 7

Recordable Accidents/Million Miles: 1.17

You must take corrective actions for any violations (deficiencies) identified in the Violations section of this report.

This was a focused investigation, which did not review in full all factors in the safety fitness rating methodology in 49 CFR part 385, Appendix B. A focused investigation may be unrated or it may result in a Conditional or Unsatisfactory rating if sufficient violations are discovered in the factors examined.

DataQs: If you dispute the violations recorded in the Violations section of this investigation report, and the violations were not used in the calculation of your safety rating, you may submit a Request for Data Review (RDR) through DataQs. The DataQs system is the method to remove violations that did not affect your safety rating. DataQs is an online system that allows a motor carrier or driver to request and track a review of Federal and State issued data that it believes to be incomplete or incorrect. To submit an RDR, go to <https://dataqs.fmcsa.dot.gov>.

# Process Breakdown and Remedies

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None

# Recommendations

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1. **Carrier Crashes**

The Division Administrator/State Director will continue to consider preventability when a motor carrier contests a proposed safety fitness rating. The motor carrier may deem that the recordable accident rate is not a fair means of evaluating its accident factor (Factor 6) on the CR report. If so, the motor carrier must submit the compelling evidence within seven calendar days if the proposed rating is Unsatisfactory and 10 calendar days if the proposed rating is Conditional to:

Stephanie Mann

Federal Motor Carrier Safety Administration

640 Grassmere Park, Suite 111

Nashville, TN 37211

Compelling evidence must be limited to official police accident reports and official insurance accident investigation reports.

2. **Additional Information**

Please visit the CSA outreach site for additional guidance: <https://csa.fmcsa.dot.gov>.

3. **HUMAN TRAFFICKING**

Make the call, Save Lives:

Human trafficking is modern day slavery. Traffickers use force fraud and coercion to control victims. A minor engaged in commercial sex IS a victim of human trafficking. Trafficking can occur in many locations, including truck stops, restaurants, rest areas, hotels/motels, strip clubs, and private homes. Truckers are the eyes and ears of our nations highways. Encourage your drivers, if they see a minor working those areas or suspect that a person selling sex is under some else's control, PLEASE MAKE THE CALL:

NATIONAL HOTLINE: 888-373-7888 (US),

TEXT INFO OR HELP TO: BE FREE (233733)

4. **Ensure that annual inspections are done at proper intervals.**

Ensure that annual inspections are completed every 12 months, and that persons performing annual inspections are qualified.

## Table 1: Violations Discovered During Review/Inspection

Violation	Date	Identifying Information	Description
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# Safety Investigator Narrative

## Investigators who contributed to the review:

Name	Title	Inspector ID (e.g., SI Code)
[REDACTED]	Primary SI	[REDACTED]

## Investigation Scope

**Start Date:** 11/4/20

**Investigation Type:** Onsite Investigation, Focused, selected BASICS

### Selected BASICS

The Following BASICS were selected to be reviewed for the investigation:

Controlled Substances/Alcohol	- due to Supplemental
Hazardous Materials Compliance	- due to Supplemental
Crash Indicator	- due to Other

**Reason(s) for Investigation:** Other (Crash BASIC investigation in conjunction with fatal crash.)

## Comments

## Company Information

### Company Owners and Partners/Officers/Members of the Company

Name	Title	In Charge of Safety Management?	Received Report?	Present for Close-Out?
[REDACTED]	VP OF FLEET & SERVICES	No	Yes	Yes
[REDACTED]	PRESIDENT	No	No	No

## Comments

## Business Information And Finance

The financial condition of the subject, focusing on any information that impacts the carrier's safety, is as follows: (The objective is to gather information to support making safety assessments determining if the carrier is reincarnated)

Service Electric Company (SEC) is currently in a strong financial condition. SEC has a stable customer base and work in a market with high demand, and has been growing each year with revenue approaching \$ [REDACTED].

The carrier's major assets such as buildings, land, airplanes, other companies, etc. are:

SEC currently rents most of their office facilities, but they do own land and buildings at their Leesburg, FL location. SEC owns no other companies or major assets.

Description of the carrier's business process model:

SEC is an electrical union contactor that constructs and repairs distribution and transmission lines as well as projects involving substations.

Major impacts to the business that affected the financial condition were:

SEC had no major impacts that affected their financial condition.

## Operations & Cargo Classification

### Hazardous Materials

Does the motor carrier transport placardable quantities of Hazardous Materials? No

Is the motor carrier required to have a Hazardous Material Safety Permit under FMCSA regulations? N/A

Does the motor carrier have a Hazardous Material registration as required by PHMSA?

### Driver/Vehicle Information

## Compliance History

### Prior Investigations

Date	Type	Reasons for Investigation	Proposed Rating	Rating Date	Rating
11/13/90	Safety Review				
06/30/92	Safety Review				Conditional
09/25/03	Compliance Review		Conditional		
07/15/04	Compliance Review		Conditional		
09/21/05	Compliance Review		Satisfactory		

### Safety Audits

No Safety Audits

### Closed Enforcement Cases

No Closed Enforcement Cases

### Comments

All recurring violations discovered during prior investigations were:

No known recurring violations as last CI was conducted in 2005.

Techniques used in discovering violations for use in subsequent investigations were:

Techniques used included interviews and reviewing documents.

## Authority & Insurance

**Does the motor carrier have the appropriate type of authority?** No, they don't have authority but they don't need it

Explanation if authority is not applicable:

SEC is a private property carrier in the electric utility service industry.

**Does the motor carrier have the appropriate level of insurance?** Yes

**What is the amount noted on the MCS 90 or MCS 90B if applicable?** \$1,000,000

## CDLIS (Driver's License Check)

**Was a CDLIS check conducted?** Yes

**List of drivers for which a CDLIS check was performed:**

Name	Date of Birth	License Information	Phone	Employment Dates	License Status
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## Pre-Investigation Narrative

### Carrier Operations Description

The approximate length of time the carrier/shipper has been in business is:

SEC has been in business since approximately March 2005.

Explanation of interstate versus intrastate operations:

SEC is an intrastate and interstate carrier operating in TN and throughout the North and South East.

Significant findings regarding accuracy of registration data (MCS-150 data), including an explanation of the source(s) of information used to evaluate the accuracy of the information, are:

No significant findings regarding MCS 150 data.

**Was the motor carrier involved in emergency relief efforts?** No

## Affiliation or Reincarnation

**Date New Applicant Screening (NAS) was run:** 11/16/2020

Description of potential affiliated and reincarnated carrier(s), and the method by which they were determined not to be affiliated/reincarnated carrier(s):

N/A

**Requested Documents**

List of documents requested including the date requested

Description	ACE Status	Subject	Date Requested	Date Produced	Produced By	Reviewed to meet sample	BASICs	Carrier Name	U.S. DOT#
Post-Accident Drug Test Results	Awaiting Documents	Crash: TN0300626602 5/23/2020 Driver: [REDACTED] (TN-[REDACTED]) Equipment: (1FVDCXDT4DHFF4318, TN-C669HT)	11/2/2020		()	No		SERVICE ELECTRIC COMPANY	391773
Shipping papers	Awaiting Documents	Crash: TN0300626602 5/23/2020 Driver: [REDACTED] (TN-[REDACTED]) Equipment: (1FVDCXDT4DHFF4318, TN-C669HT)	11/2/2020		()	No		SERVICE ELECTRIC COMPANY	391773
Police Accident Reports	Awaiting Documents	Crash: TN0300626602 5/23/2020 Driver: [REDACTED] (TN-[REDACTED]) Equipment: (1FVDCXDT4DHFF4318, TN-C669HT)	11/2/2020		()	No		SERVICE ELECTRIC COMPANY	391773
Driver qualification (DQ) files	Awaiting Documents	Crash: Driver: [REDACTED] (GA-[REDACTED]) Equipment:	11/2/2020		()	No		SERVICE ELECTRIC COMPANY	391773
HOS Records of Duty Status (RODS)	Awaiting Documents	Crash: Driver: [REDACTED] [REDACTED] Equipment:	11/2/2020		()	No		SERVICE ELECTRIC COMPANY	391773
Pre-Employment Drug Test Results	Awaiting Documents	Crash: GA0007431777 11/13/2019 Driver: [REDACTED]	11/2/2020		()	No		SERVICE ELECTRIC COMPANY	391773

Description	ACE Status	Subject	Date Requested	Date Produced	Produced By	Reviewed to meet sample	BASICs	Carrier Name	U.S. DOT#
		[REDACTED]) Equipment: (1B9PS0920FM274434, TN-U607836)						Y	
Post-Accident Drug Test Results	Awaiting Documents	Crash: GA0007431777 11/13/2019 Driver: [REDACTED] [REDACTED]) Equipment: (1B9PS0920FM274434, TN-U607836)	11/2/2020		()	No		SERVICE ELECTRIC COMPANY	391773
Shipping papers	Awaiting Documents	Crash: GA0007431777 11/13/2019 Driver: [REDACTED] [REDACTED]) Equipment: (1B9PS0920FM274434, TN-U607836)	11/2/2020		()	No		SERVICE ELECTRIC COMPANY	391773
Police Accident Reports	Awaiting Documents	Crash: GA0007431777 11/13/2019 Driver: [REDACTED] [REDACTED]) Equipment: (1B9PS0920FM274434, TN-U607836)	11/2/2020		()	No		SERVICE ELECTRIC COMPANY	391773
Maintenance Files	Awaiting Documents	Crash: Driver: Equipment: P013 (1FD0W5HT3JEC19979, GA-23578253)	11/2/2020		()	No		SERVICE ELECTRIC COMPANY	391773
Driver Vehicle Inspection Reports	Awaiting Documents	Crash: Driver: Equipment: P013 (1FD0W5HT3JEC19979, GA-23578253)	11/2/2020		()	No		SERVICE ELECTRIC COMPANY	391773
Pre-Employment Drug Test	Awaiting Document	Crash: IN0903615544 7/11/2020	11/2/2020		()	No		SERVICE ELECTRIC	391773

Description	ACE Status	Subject	Date Requested	Date Produced	Produced By	Reviewed to meet sample	BASICs	Carrier Name	U.S. DOT#
Results	s	Driver: [REDACTED] Equipment: BT-225 (1FDUF5HT1DEA87892, TN-H445508)						COMPAN Y	
Post-Accident Drug Test Results	Awaiting Documents	Crash: IN0903615544 7/11/2020 Driver: [REDACTED] Equipment: BT-225 (1FDUF5HT1DEA87892, TN-H445508)	11/2/2020		()	No		SERVICE ELECTRIC COMPAN Y	391773
Shipping papers	Awaiting Documents	Crash: IN0903615544 7/11/2020 Driver: [REDACTED] Equipment: BT-225 (1FDUF5HT1DEA87892, TN-H445508)	11/2/2020		()	No		SERVICE ELECTRIC COMPAN Y	391773
Police Accident Reports	Awaiting Documents	Crash: IN0903615544 7/11/2020 Driver: [REDACTED] Equipment: BT-225 (1FDUF5HT1DEA87892, TN-H445508)	11/2/2020		()	No		SERVICE ELECTRIC COMPAN Y	391773
Driver files and backgrounds for SCR	Awaiting Documents	Crash: Driver: [REDACTED] Equipment:	11/2/2020		()	No		SERVICE ELECTRIC COMPAN Y	391773
Annual Summary for the prior calendar year	Awaiting Documents	Crash: Driver: Equipment:	11/2/2020		()	No		SERVICE ELECTRIC COMPAN Y	391773
List of positive tested drivers	Awaiting Documents	Crash: Driver: Equipment:	11/2/2020		()	No		SERVICE ELECTRIC COMPAN Y	391773
HM Employee training files	Awaiting Document	Crash: Driver:	11/2/2020		()	No		SERVICE ELECTRIC	391773

Description	ACE Status	Subject	Date Requested	Date Produced	Produced By	Reviewed to meet sample	BASICs	Carrier Name	U.S. DOT#
	s	Equipment:						COMPAN Y	
Questionnaire	Awaiting Documents	Crash: Driver: Equipment:	11/2/2020		()	No		SERVICE ELECTRIC COMPAN Y	391773
Accident Register	Awaiting Documents	Crash: Driver: Equipment:	11/2/2020		()	No		SERVICE ELECTRIC COMPAN Y	391773
Equipment List	Awaiting Documents	Crash: Driver: Equipment:	11/2/2020		()	No		SERVICE ELECTRIC COMPAN Y	391773
Driver List	Awaiting Documents	Crash: Driver: Equipment:	11/2/2020		()	No		SERVICE ELECTRIC COMPAN Y	391773
Roadside inspection reports and records of other roadside violations certain vehicles for the previous 12 month period	Awaiting Documents	Crash: Driver: Equipment:	11/2/2020		()	No		SERVICE ELECTRIC COMPAN Y	391773
Post-accident controlled substance and alcohol tests within previous 365 days	Awaiting Documents	Crash: Driver: Equipment:	11/2/2020		()	No		SERVICE ELECTRIC COMPAN Y	391773
Pre-employment drug tests for the selected drivers	Awaiting Documents	Crash: Driver: Equipment:	11/2/2020		()	No		SERVICE ELECTRIC COMPAN Y	391773
Roadside inspection reports and	Awaiting Documents	Crash: Driver: Equipment:	11/2/2020		()	No		SERVICE ELECTRIC COMPAN	391773

Description	ACE Status	Subject	Date Requested	Date Produced	Produced By	Reviewed to meet sample	BASICs	Carrier Name	U.S. DOT#
records of other roadside violations certain vehicles for the previous 12 month period								Y	
Post-accident controlled substance and alcohol tests within previous 365 days	Awaiting Documents	Crash: Driver: Equipment:	11/2/2020		()	No		SERVICE ELECTRIC COMPANY	391773
Pre-employment drug tests for the selected drivers	Awaiting Documents	Crash: Driver: Equipment:	11/2/2020		()	No		SERVICE ELECTRIC COMPANY	391773
Roadside inspection reports and records of other roadside violations certain vehicles for the previous 12 month period	Awaiting Documents	Crash: Driver: Equipment:	11/2/2020		()	No		SERVICE ELECTRIC COMPANY	391773
Post-accident controlled substance and alcohol tests within previous 365 days	Awaiting Documents	Crash: Driver: Equipment:	11/2/2020		()	No		SERVICE ELECTRIC COMPANY	391773
Pre-employment drug tests for the selected drivers	Awaiting Documents	Crash: Driver: Equipment:	11/2/2020		()	No		SERVICE ELECTRIC COMPANY	391773
Pre-Employment Drug Test Results	Awaiting Documents	Crash: TN0102732649 6/23/2020 Driver: <span style="background-color: black; color: black;">XXXXXXXXXX</span> <span style="background-color: black; color: black;">XXXXXXXXXX</span> Equipment:	11/2/2020		()	No		SERVICE ELECTRIC COMPANY	391773



Description	ACE Status	Subject	Date Requested	Date Produced	Produced By	Reviewed to meet sample	BASICs	Carrier Name	U.S. DOT#
		(1FVDCXDTXGHGS5692, TN-A902HU)							
Post-Accident Drug Test Results	Awaiting Documents	Crash: TN0102732649 6/23/2020 Driver: [REDACTED] Equipment: (1FVDCXDTXGHGS5692, TN-A902HU)	11/2/2020		()	No		SERVICE ELECTRIC COMPANY	391773
Shipping papers	Awaiting Documents	Crash: TN0102732649 6/23/2020 Driver: [REDACTED] Equipment: (1FVDCXDTXGHGS5692, TN-A902HU)	11/2/2020		()	No		SERVICE ELECTRIC COMPANY	391773
Police Accident Reports	Awaiting Documents	Crash: TN0102732649 6/23/2020 Driver: [REDACTED] Equipment: (1FVDCXDTXGHGS5692, TN-A902HU)	11/2/2020		()	No		SERVICE ELECTRIC COMPANY	391773
Pre-Employment Drug Test Results	Awaiting Documents	Crash: KY0072523154 7/20/2020 Driver: [REDACTED] Equipment: (2NKMHM6H78M21553, TN-A999HV)	11/2/2020		()	No		SERVICE ELECTRIC COMPANY	391773
Post-Accident Drug Test Results	Awaiting Documents	Crash: KY0072523154 7/20/2020 Driver: [REDACTED] Equipment: (2NKMHM6H78M21553, TN-A999HV)	11/2/2020		()	No		SERVICE ELECTRIC COMPANY	391773
Shipping papers	Awaiting Documents	Crash: KY0072523154 7/20/2020 Driver: [REDACTED]	11/2/2020		()	No		SERVICE ELECTRIC COMPANY	391773

Description	ACE Status	Subject	Date Requested	Date Produced	Produced By	Reviewed to meet sample	BASICs	Carrier Name	U.S. DOT#
		Equipment: (2NKMHM6H78M21553 3, TN-A999HV)							
Police Accident Reports	Awaiting Documents	Crash: KY0072523154 7/20/2020 Driver: [REDACTED] Equipment: (2NKMHM6H78M21553 3, TN-A999HV)	11/2/2020		()	No		SERVICE ELECTRIC COMPANY	391773
Pre-Employment Drug Test Results	Awaiting Documents	Crash: GA0007711288 7/29/2020 Driver: [REDACTED] Equipment: (1FVDCXDT4EHFT3314, TN-A570HU)	11/2/2020		()	No		SERVICE ELECTRIC COMPANY	391773
Post-Accident Drug Test Results	Awaiting Documents	Crash: GA0007711288 7/29/2020 Driver: [REDACTED] Equipment: (1FVDCXDT4EHFT3314, TN-A570HU)	11/2/2020		()	No		SERVICE ELECTRIC COMPANY	391773
Shipping papers	Awaiting Documents	Crash: GA0007711288 7/29/2020 Driver: [REDACTED] Equipment: (1FVDCXDT4EHFT3314, TN-A570HU)	11/2/2020		()	No		SERVICE ELECTRIC COMPANY	391773
Police Accident Reports	Awaiting Documents	Crash: GA0007711288 7/29/2020 Driver: [REDACTED] Equipment: (1FVDCXDT4EHFT3314, TN-A570HU)	11/2/2020		()	No		SERVICE ELECTRIC COMPANY	391773
Pre-Employment Drug Test Results	Awaiting Documents	Crash: TN0102732649 6/23/2020 Driver: [REDACTED]	11/2/2020		()	No		SERVICE ELECTRIC COMPANY	391773

Description	ACE Status	Subject	Date Requested	Date Produced	Produced By	Reviewed to meet sample	BASICs	Carrier Name	U.S. DOT#
		(TN-██████████) Equipment: (1FVDCXDTXGHGS5692, TN-A902HU)						Y	
Post-Accident Drug Test Results	Awaiting Documents	Crash: TN0102732649 6/23/2020 Driver: ██████████ Equipment: (1FVDCXDTXGHGS5692, TN-A902HU)	11/2/2020		()	No		SERVICE ELECTRIC COMPANY	391773
Shipping papers	Awaiting Documents	Crash: TN0102732649 6/23/2020 Driver: ██████████ Equipment: (1FVDCXDTXGHGS5692, TN-A902HU)	11/2/2020		()	No		SERVICE ELECTRIC COMPANY	391773
Police Accident Reports	Awaiting Documents	Crash: TN0102732649 6/23/2020 Driver: ██████████ Equipment: (1FVDCXDTXGHGS5692, TN-A902HU)	11/2/2020		()	No		SERVICE ELECTRIC COMPANY	391773
Pre-Employment Drug Test Results	Awaiting Documents	Crash: FL8812925309 12/3/2019 Driver: ██████████ (-) Equipment: (1FUNGNBG0DDBR8775, TN-D0763HY)	11/2/2020		()	No	Crash Indicator	SERVICE ELECTRIC COMPANY	391773
Post-Accident Drug Test Results	Awaiting Documents	Crash: FL8812925309 12/3/2019 Driver: ██████████ (-) Equipment: (1FUNGNBG0DDBR8775, TN-D0763HY)	11/2/2020		()	No		SERVICE ELECTRIC COMPANY	391773
Shipping papers	Awaiting Document	Crash: FL8812925309 12/3/2019	11/2/2020		()	No		SERVICE ELECTRIC	391773

Description	ACE Status	Subject	Date Requested	Date Produced	Produced By	Reviewed to meet sample	BASICs	Carrier Name	U.S. DOT#
	s	Driver: [REDACTED] (-) Equipment: (1FUNGNBG0DDBR8775, TN-D0763HY)						COMPAN Y	
Police Accident Reports	Awaiting Documents	Crash: FL8812925309 12/3/2019 Driver: [REDACTED] (-) Equipment: (1FUNGNBG0DDBR8775, TN-D0763HY)	11/2/2020		()	No		SERVICE ELECTRIC COMPAN Y	39177 3
Pre-Employment Drug Test Results	Awaiting Documents	Crash: TN0300626602 5/23/2020 Driver: [REDACTED] Equipment: (1FVDCXDT4DHFF4318, TN-C669HT)	11/2/2020		()	No		SERVICE ELECTRIC COMPAN Y	39177 3

### Reasons for delays or extensions

None

### Pre-Investigation Comments

**Was Carrier Profile obtained:** Yes

**Date Carrier Profile was obtained:** 11/16/2020

Explanation of where the carrier maintains its documents, including where documents are maintained someplace other than at the principal place of business (includes whether or not the motor carrier was given 48 hours to produce records not located at the principal place of business):

SEC maintains documents at the PPOB and records were produced in a timely manner.

**Were there any issues that posed barriers to the pre-investigation process? (e.g., locating or reaching the motor carrier, availability and accuracy of information, etc.)** No

### Drivers with Red Flag Violations

No drivers with red flag violations

### Comments

### Violations with Planned Enforcement Action

**Violations with planned enforcement action:**

None

## Crash

Number of recordable crashes missing from profile: 0

Did you use the CAT? No

## ACE Crash List

To view the ACE Lists, please go to Attachments by clicking the paper clip icon in the Navigation Pane. To access the Navigation Pane, click on View in the menu --> Show/Hide --> Navigation Pane --> Attachments.

### Crash List

List of all recordable crashes used in calculating crash rate

### Comments

The method of discovery of missing crashes was:

SEC had one crash on accident register that occurred on 5/23/2020 that was not listed in SMS. Further investigation revealed this crash was deemed not preventable by FMCSA.

Mileage was determined using the following method:

Mileage was provided by SEC on FMCSA questionnaire.

General comments:

This Crash BASIC investigation was initiated after an SEC service truck was involved in a significant crash with a school bus on October 27, 2020, which resulted to two fatalities. SEC had seven crashes in the last year in their SMS Crash BASIC (10/27/2020 crash was not in carrier SMS at time of investigation). Trucks involved in those crashes fell under the Utility Service Vehicle exemption for hours of service, and operated in interstate commerce for the time period reviewed. Investigation requirements and sampling were taken from FMCSA eFOTM. As noted on the investigative report, there was one violation for using a CMV not periodically inspected which resulted from an expired annual inspection on one vehicle sampled that operated in interstate commerce. No other violations were discovered for the drivers and vehicles that were reviewed for Crash BASIC sampling.

SEC driver [REDACTED] was involved in the fatal crash on October 27, 2020. The crash occurred on a two-lane highway in rural Meigs County, TN. As reported on the TN crash report, [REDACTED] actions were listed as "Failure to keep Proper Lane" and "Over Correcting". Crash report stated his vehicle went over the fog line, off the pavement, into a ditch line, and when it came back onto the road driver lost control and vehicle slid into the path of a school bus. No citations were issued. [REDACTED] submitted to post-accident drug and alcohol tests. SEC provided a record documenting why the alcohol test could not be administered within eight hours of the crash. SEC failed to cease attempts and driver submitted to an alcohol test when a controlled substance test was administered, and both tests yielded negative results. SEC believed that all CMV drivers were exempt from hours of service (HOS) requirements under the utility service vehicle exemption. Trammell's job duties required him to conduct maintenance on SEC utility service vehicles. However, maintenance performed did not include regular maintenance items such as oil changes, tires, and brake adjustments. [REDACTED] traveled to job sites where SEC utility service vehicles were performing construction of, or repairs and maintenance to electrical distribution and transmission lines, sub stations, and other equipment involved with delivery of electricity to customers. [REDACTED]'s duties included repairing utility service vehicle equipment such as booms, hydraulic lines, and other speciality equipment used to facilitate delivery of electricity. During investigation, NTSB and FMCSA-TN conferred with FMCSA's Office of Chief Counsel as to whether [REDACTED]'s vehicle would qualify for the utility service vehicle HOS exemption, and guidance received stated that [REDACTED]'s activities would be subject to HOS requirements. During time period of crash [REDACTED] traveled to locations in and around Chattanooga, Tennessee. GPS records

showed that he operated in interstate commerce as his routes took him briefly into the state of GA including the day of crash. On day of crash, [REDACTED] started his day at approximately 6:03 am and continued driving and normal duties (mobile mechanic) until 4:05 pm (time of crash). [REDACTED] total time on-duty was approximately 10 hours and 2 minutes, and actual driving time would have been less than 10 hours as he performed maintenance on other SEC trucks throughout the day. [REDACTED] used the short haul exemption found in 395.1(e), and SEC provided records to meet the time record requirement. SEC, as result of the investigation, moved [REDACTED] to a format that will allow easier access to his start time, stop time, and total time on duty.

## Drug and Alcohol Clearinghouse

- Has the carrier registered with the Drug and Alcohol Clearinghouse?:** Yes
- Did the motor carrier conduct pre-employment queries (if required)?:** Yes
- Did the motor carrier conduct annual queries (if required)?:** N/A
- Did the motor carrier report Drug and Alcohol violations?:** No

### Comments

## Controlled Substances & Alcohol Supplemental

- Is the carrier Subject to Part 382?:** Yes
- Name of Consortium(s)/TPA(s):** National Toxicology Specialists
- Number of drivers required to have a CDL hired in the past 365 days:** 325
- Number of pre-employment test results checked during this review:** 3
- Were any pre-employment violations found?** No
- Were the random testing percentages for drug testing met for the prior year?** Yes
- Were the random testing percentages met for alcohol testing for the prior year?** Yes
- Did the motor carrier use any positive-tested driver?:** No
- Did the motor carrier complete all post-accident tests (if required)?** Yes

### Comments

A supplemental was required because:

Drug and alcohol supplemental was required due to time lapsed since last intervention.

## HM Compliance Supplemental

- Did the supplemental result in a full investigation of the of the HM Compliance BASIC?** No

Description of each type of HM Class transported: (including if HM is transported in bulk or non-bulk and if placarded amounts are transported)

In the last year SEC has made at least five trips hauling HM, class 2.1, 2.2, and 3 in small non-bulk quantities.

- If carrier operates cargo tanks, were the inspection records reviewed?** No
- Were the shipping papers and training records reviewed?** No
- Did any incidents occur in the previous 12 months?** No
- Were the incidents properly reported using DOT Form F 5800.1 (01/2004)?** No

Explanation of why incidents were not properly reported using DOT Form F 5800.1 (01/2004):

SEC had no HM incidents in the last year.

**Was proper training conducted?** No

**Did the carrier have a security plan?** No

General comments:

SEC did not require a security plan, shipping papers, or HM training based on hauling Materials of Trade.

## Conclusion

### SI Comments

### Conclusion

### Planned Action

**The following are selected enhanced enforcement action(s):** Compliance Monitoring

### Comments

### Documents Provided to Carrier

**Completed Date:** 1/21/21

**List of materials provided to the motor carrier:** Investigation Report

### Comments

Indicate if an amendment was made to the compliance investigation report after the close-out and provide an explanation of the changes made to the report. The method used to provide the motor carrier with an amended copy was as follows:

No amendment made to report after close-out.

## Carrier Acceptance

### Company Owners and Partners/Officers/Members of the Company

**Carrier refused to accept the investigation report:** No

**Closeout was performed with the highest ranking official:** Yes

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## ACE Driver List

To view the ACE Lists, please go to Attachments by clicking the paper clip icon in the Navigation Pane. To access the Navigation Pane, click on View in the menu --> Show/Hide --> Navigation Pane --> Attachments.

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## ACE Equipment List

To view the ACE Lists, please go to Attachments by clicking the paper clip icon in the Navigation Pane. To access the Navigation Pane, click on View in the menu --> Show/Hide --> Navigation Pane --> Attachments.