



# TIA ON THE HILL

The Latest News and Updates from TIA's Government Affairs Department



## IN THIS ISSUE

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**TIA MEMBERS PUSH FOR WA SENATE BILL SB 5103**

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**PETE BUTTIGIEG CONFIRMED AS THE 19TH SECRETARY OF TRANSPORTATION**

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**TIAPAC BOARD OF DIRECTORS DEVELOPING 2022 ELECTION CYCLE DISBURSEMENT PLAN**

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**DOL POSTPONED IC RULE AS EXPECTED**

### **WA Senate Bill 5103**

Last week TIA Members from the State of Washington wrote their State Senators and testified in favor of SB 5103. A special thanks to TIA Member Delivery Express for their leadership and tireless efforts advocating for this legislation the past few years.

The bill is simple: it clarifies that freight brokers and motor carriers are responsible for motor carriers in terms of coverage and labor & industries (L&I). Several 3PLs in the state have been subject to audits over the years, and potential fines for not providing L&I to their owner-operators. This may seem odd as the owner-operators have authority from the WA Utilities and Transportation Commission, commercial grade insurance and a business license. Nevertheless, Washington is a pro-union state in the union and the line is often blurred.

At the legislative hearing on SB 5103, Delivery Express' David Hamilton and other TIA members succinctly laid out their position and provided excellent context to the issue. The opponents to the bill, who include labor unions and trial attorneys, expressed their concerns with the bill and its "attempt" to eliminate these rights from lawful citizens.

**Continue next page.**

The bill has bipartisan support and has passed in the Senate in previously legislative sessions. TIA will continue to monitor the bill and advocate on the issue.

This is a first step in our efforts to increase and expand our presence at the state level. As part of this effort, TIA will be co-hosting a virtual policy day with the New York State Legislature in April. Stay tuned for more details.

## Pete Buttigieg Confirmed as 19th Secretary of Transportation



On February 2, 2021, the former Mayor of South Bend, Indiana, Pete Buttigieg, was confirmed as the 19th Secretary of Transportation on an 86-13 vote. This confirmation vote comes as the former Mayor received bipartisan support for his nomination.

Secretary Buttigieg comes to the helm of the DOT, in a time which a long-term surface transportation package needs re-authorization, vaccine distribution has been challenging and many of our nation's highways, roads, and bridges remain deficient. TIA CEO & President Anne Reinke said this on the confirmation of Secretary Buttigieg, "Secretary Buttigieg can bring innovation and a forward-looking perspective to the DOT. We look forward to working with him and his team to ensure that our 1,600 member companies have a seat at the table on critical issues that affect the transportation and logistics industry."

As part of this effort, this week the TIA Government Affairs team will be meeting with Ms. Meera Joshi, the Acting Administrator of the Federal Motor Carrier Safety Administration.

Check back in next week's newsletter for a report on how that meeting went.

**Less than 80 tickets remain!**

**Contact [burroughs@tianet.org](mailto:burroughs@tianet.org) to purchase your ticket**

**TIA PAC** 2021 GUN RAFFLE  
Transportation Intermediaries Association

**BENELLI SUPER BLACK EAGLE 3 SEMI-AUTO SHOTGUN**

**\$250**  
PER TICKET

**100**  
TICKETS  
AVAILABLE

**LIMIT 1**  
TICKET  
PER PERSON

**ENDS**  
APRIL 30

Winner to Be Announced May 17

## TIAPAC Board of Directors Reviews Disbursement Plan

During every two-year election cycle, the TIAPAC Board of Directors develops, approves, and implements a fund disbursement plan. This plan outlines which Members of Congress and candidates that TIAPAC will likely support. This is a very fluid by design, allowing the TIAPAC Board to amend and update as needed throughout the election.

As you are know, the TIAPAC is one of the most powerful tools of the Association and allows us to have a stronger voice and presence on Capitol Hill, while also helping us to build long-term relationships. If you are interested in learning more about the PAC and its disbursement plan once approved. Please contact Chris Burroughs at burroughs@tianet.org.



## DOL Postpones IC Rule as Expected

As we reported last week, in accordance with President Biden's directive as expressed in the memorandum of January 20, 2021, from the Assistant to the President and Chief of Staff entitled, "Regulatory Freeze Pending Review," the Department of Labor announced in the Federal Register an action to delay until May 7, 2021 the effective date of a Trump-era rule entitled, "Independent Contractor Status Under the Fair Labor Standards Act." This rule was published in the Federal Register on January 7, 2021 and had an effective date of March 8, 2021. The Wage and Hour Division seeks comments on this proposed delay, which will allow the Agency an additional opportunity for review and consideration of the new rule.

TIA's Operations Committee supported the Trump-era rule as it was favorable to the business community and eliminated a lot of the confusion surrounding misclassification issues. TIA will likely submit further comments to this notice, to that effect. Please stay tuned for more updates, as we expect the next four-years to be "action-packed" on labor issues.

