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# Today's Agenda



## **1—Welcome & Intro**

Larry Killingsworth

## **2—Motorcoach Minute**

*Featuring Kevin Creighton*

## **3—UMA Legislative Update**

Ken Presley

## **4—Driver Training Part I**

Presented by Jeff Marley, Lancer Insurance Company

## **5—Overdrive**



**Ken Presley**  
Legislative Update

# CERTS Update





## POLICY ISSUES

### COVID19 Economic Relief

Assistance for American Families and Workers

Assistance for Small Businesses

Assistance for State, Local, and Tribal Governments

### Assistance for American Industry

Airline and National Security Relief Programs

### Coronavirus Economic Relief for Transportation Services (CERTS) Program

Payroll Relief Programs

Tax Policy

Economic Policy

Terrorism and Illicit Finance

Financing the Government

Financial Markets, Financial Institutions, and Fiscal Service

Financial Sanctions

# Coronavirus Economic Relief for Transportation Services (CERTS) Program

The Coronavirus Economic Relief for Transportation Services (CERTS) Program is providing eligible transportation service companies with resources to help to maintain payroll, hire back employees who may have been laid off, and cover applicable overhead and operational expenses.

Established by the Consolidated Appropriations Act, 2021, the Coronavirus Economic Relief for Transportation Services (CERTS) Program was created to support transportation service providers affected by the COVID-19 pandemic, including motorcoach, school bus, passenger vessel, and pilot vessel companies.

Under the program, Treasury will provide up to \$2 billion in grants to eligible companies that certify they have experienced an annual revenue loss of 25 percent or more as a direct or indirect result of COVID-19. CERTS grant funds are primarily to cover payroll costs, but may also be used to cover the acquisition of services, equipment, including PPE and protection measures from COVID-19 for workers and customers; continued operations and maintenance of existing equipment and facilities; rent, leases, insurance, and interest on regular debt service.

## PROGRAM INFORMATION AND APPLICATION PROCEDURES

Treasury will post program guidelines, applications procedures, and other materials on this website, and open the CERTS application portal to begin accepting applications in the future. Please check this site regularly for updates.

- [CERTS Guidelines Issued May 6](#)

[RECEIVE CERTS UPDATES](#)

CERTS Guidelines

CERTS Updates



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2) Have those problems been resolved?

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# CERTS ACT – eligible expenses

- 60%
- The payment of payroll costs.

# 40% - eligible expenses (other)

- ❑ The acquisition of services, equipment, including personal protective equipment, and other measures needed to protect workers and customers from COVID-19;
- ❑ Continued operations and maintenance during the applicable covered period of existing capital equipment and facilities including...

# 40% - eligible expenses (other)

- Rent.
- Leases.
- Insurance.
- Interest on **regularly scheduled debt service**; but **not including** any prepayment of, **or payment of principal** on a debt obligation, (except for any principal on a debt obligation accrued by the provider of transportation services directly to maintain the expenditures of the provider of transportation services on payroll costs throughout the COVID–19 pandemic or the compensation of returning employees for lost pay and benefits during the COVID–19 pandemic, subject to subsection).

# CERTS Act

- Principal is not an eligible expense.

# CERTS Act

Government grants **are taxable**  
income to the recipient.



## Economic Injury Disaster Loan

SBA is currently accepting new COVID-19 EIDL applications from all qualified small businesses.

24-months of economic injury with a maximum loan amount of \$500,000.

[CovidEIDLIncreaseRequests@sba.gov](mailto:CovidEIDLIncreaseRequests@sba.gov)

SBA Application No.

SBA Loan No.

Business name:

Business address:

Business owner name(s):

Phone number:

# SBA Paycheck Protection Program

May 31, 2021

# What CDL drivers should know about using CBD products

- Positive drug tests account for **81%** of the total violations reported in the Clearinghouse since January 6, 2020. As of May 1, 2021, marijuana has been detected in **over half of all drug tests** that have been filed in the Clearinghouse.
- **It is important for all employees who perform safety-sensitive functions, including CDL drivers, to know:**
  - The USDOT requires testing for **marijuana** and not **CBD**.
  - The labeling of many CBD products may be misleading because the products **could contain higher levels of tetrahydrocannabinol (THC)** than what's stated on the product label.
  - The USDOT's Drug and Alcohol Testing Regulation, 49 CFR Part 40, does not authorize the use of Schedule I drugs, including marijuana, **for any reason**.

# What CDL drivers should know about using CBD products

CBD use is not a legitimate medical explanation for a laboratory-confirmed marijuana positive result. Therefore, Medical Review Officers will verify a drug test confirmed at the appropriate cutoffs as positive, even if an employee claims they only used a CBD product.

Since the use of CBD products could lead to a positive drug test result, USDOT-regulated CDL drivers should exercise caution when considering whether to use CBD products.

## DOT OFFICE OF DRUG AND ALCOHOL POLICY AND COMPLIANCE NOTICE



The Agricultural Improvement Act of 2018, Pub. L. 115-334, (Farm Bill) removed hemp from the definition of marijuana under the Controlled Substances Act. Under the Farm Bill, hemp-derived products containing a concentration of up to 0.3% tetrahydrocannabinol (THC) are not controlled substances. THC is the primary psychoactive component of marijuana. Any product, including "Cannabidiol" (CBD) products, with a concentration of more than 0.3% THC remains classified as marijuana, a Schedule I drug under the Controlled Substances Act.

We have had inquiries about whether the Department of Transportation-regulated safety-sensitive employees can use CBD products. Safety-sensitive employees who are subject to drug testing specified under 49 CFR part 40 (Part 40) include: pilots, school bus drivers, truck drivers, train engineers, transit vehicle operators, aircraft maintenance personnel, fire-armed transit security personnel, ship captains, and pipeline emergency response personnel, among others.

It is important for all employers and safety-sensitive employees to know:

1. The Department of Transportation requires testing for marijuana and not CBD.
2. The labeling of many CBD products may be misleading because the products could contain higher levels of THC than what the product label states. The Food and Drug Administration (FDA) does not currently certify the levels of THC in CBD products, so there is no Federal oversight to ensure that the labels are accurate. The FDA has cautioned the public that: "Consumers should beware purchasing and using any [CBD] products." The FDA has stated: "It is currently illegal to market CBD by adding it to a food or labeling it as a dietary supplement."\* Also, the FDA has issued several warning letters to companies because their products contained more CBD than indicated on the product label. \*\*
3. The Department of Transportation's Drug and Alcohol Testing Regulation, Part 40, does not authorize the use of Schedule I drugs, including marijuana, for any reason. Furthermore, CBD use is not a legitimate medical explanation for a laboratory-confirmed marijuana positive result. Therefore, Medical Review Officers will verify a drug test confirmed at the appropriate cutoffs as positive, even if an employee claims they only used a CBD product.

It remains unacceptable for any safety-sensitive employee subject to the Department of Transportation's drug testing regulations to use marijuana. Since the use of CBD products could lead to a positive drug test result, Department of Transportation-regulated safety-sensitive employees should exercise caution when considering whether to use CBD products.

The contents of this document do not have the force and effect of law and are not meant to bind the public in any way. This document is intended only to provide clarity to the public regarding existing requirements under the law or agency policies. This policy and compliance

and will not be relied upon by the Department as action or other administrative penalty. notice is voluntary only and nonconformity willing statutes and regulations. Safety-sensitive e underlying regulatory requirements for drug

[Find Out About Products Containing Cannabis](#)  
4 is working to answer questions about the  
bis and cannabis-derived compounds,  
[sumer-updates/what-you-need-know-and-  
annabis-or-cannabis](#)

[warning-letters-and-test-results-cannabidiol-  
-](#)

# NEWSFLASH

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## Throwback Thursday: Shawna Suckow at UMA's 1<sup>st</sup> Sales Summit



Save the date: 2021 UMA Sales Summit, July 13, 14, and 15



**Jeff Marley**

*Lancer Insurance Company*