



12 June 2025

(25-3883)

Page: 1/2

Committee on Technical Barriers to Trade

Original: English

NOTIFICATION

The following notification is being circulated in accordance with Article 10.6

1. Notifying Member: <u>UNITED STATES OF AMERICA</u> If applicable, name of local government involved (Article 3.2 and 7.2):
2. Agency responsible: Federal Motor Carrier Safety Administration (FMCSA), Department of Transportation (DOT) [2242] Name and address (including telephone and fax numbers, email and website addresses, if available) of agency or authority designated to handle comments regarding the notification shall be indicated if different from above: Please submit comments to: USA WTO TBT Enquiry Point, Email: usatbtep@nist.gov
3. Notified under Article 2.9.2 [X], 2.10.1 [], 5.6.2 [], 5.7.1 [], 3.2 [], 7.2 [], other:
4. Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable): Brakes on portable conveyors; Braking systems (ICS code(s): 43.040.40); Commercial vehicles (ICS code(s): 43.080); Conveyors (ICS code(s): 53.040.10)
5. Title, number of pages and language(s) of the notified document: Parts and Accessories Necessary for Safe Operation; Brakes on Portable Conveyors; (5 page(s), in English)
6. Description of content: Notice of proposed rulemaking - The Federal Motor Carrier Safety Administration (FMCSA) proposes to add an exception for portable conveyors used in aggregate industry operations, and manufactured before 2010, from the requirements that each commercial motor vehicle (CMV) be equipped with brakes acting on all wheels, provided certain conditions are satisfied. This proposal is in response to a petition for rulemaking from the Michigan Aggregates Association (MAA). The proposed change would provide relief from a regulatory requirement for certain portable conveyors without impacting safety.
7. Objective and rationale, including the nature of urgent problems where applicable: Cost saving and productivity enhancement

8. Relevant documents:

90 Federal Register (FR) 22938, 30 May 2025; [Title 49 Code of Federal Regulations \(CFR\) Part 393](#):

<https://www.govinfo.gov/content/pkg/FR-2025-05-30/html/2025-09730.htm>

<https://www.govinfo.gov/content/pkg/FR-2025-05-30/pdf/2025-09730.pdf>

This notice of proposed rulemaking is identified by Docket Number FMCSA-2025-0119. The Docket Folder is available on Regulations.gov at <https://www.regulations.gov/docket/FMCSA-2025-0119/document> and provides access to primary documents as well as comments received. Documents are also accessible from [Regulations.gov](https://www.regulations.gov) by searching the Docket Number. WTO Members and their stakeholders are asked to submit comments to the [USA TBT Enquiry Point](#) by or before [4pm Eastern Time](#) on 29 July 2025. Comments received by the USA TBT Enquiry Point from WTO Members and their stakeholders will be shared with FMCSA and will also be submitted to the [Docket](#) on Regulations.gov if received within the comment period.

9. Proposed date of adoption: To be determined

Proposed date of entry into force: To be determined

10. Final date for comments: 29 July 2025**11. Texts available from: National enquiry point [] or address, telephone and fax numbers and email and website addresses, if available, of other body:**

https://members.wto.org/crnattachments/2025/TBT/USA/25_03898_00_e.pdf