



REPORT OF THE INSURANCE TAX FORCE OF AMERICAN TRUCKING ASSOCIATIONS

CHAIRMAN: L. Duane Long, Chairman, Longistics, Raleigh, North Carolina (919-872-7626)
VICE CHAIRMAN: Bobbie Strong, Corporate Director, Safety, Lynden Incorporated, Seattle,
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ATA STAFF LIAISON: Robert C. Pitcher, ATA VP, State Laws (703-838-7939)

The Insurance Task Force met in Arlington, Virginia, February 21, 2010. The Chairman called the meeting to order and reviewed the anti-trust guidelines. The Task Force members, guests, and ATA staff introduced themselves. A quorum having been established, the Task Force proceeded with the remainder of its agenda as follows:

Financial Report. Chairman Long presented the members with the status of ITF finances. Currently, there is cash on hand of \$52,476.

Progress & Prospects for Reform, 2009. Tiger Joyce, President of the American Tort Reform Association, briefed the Task Force on where tort reform stands at the beginning of this year. He emphasized that the trial lawyers have been extremely active in promoting their agenda in Congress and with the Administration, and that some of their proposals would be extremely damaging if they are enacted in statute or implemented in regulation. Defensive efforts are likewise needed in many states, he reported. On the positive side, Mr. Joyce noted the important tort reform package making its way through the legislature in South Carolina.

State Association Reports. The Task Force next received reports from the 10 state trucking association executives whose associations the ITF has funded for 2010: Alaska, Arizona, Florida, Iowa, Louisiana, Maryland, Minnesota, Ohio, West Virginia, and Wisconsin. Most of these state associations, along with half a dozen others, are working to enact anti-indemnification provisions in their jurisdictions. David R. Parker, Senior Legal Counsel, Great West Casualty Company, described the overall progress to date in achieving such reforms in the states, and suggested that the success of the efforts may indicate a new business model for the industry to pursue with respect to other issues as well.

Report of the Subcommittee to Review ITF Funding Criteria. John Prather, Vice President, Corporate Relations, Groendyke Transport, Inc., chair of this newly appointed subcommittee, which will consider fundraising for the ITF as well, reported to the Task Force on the members of the group and its preliminary goals.

Requests for Funding. The Task Force heard requests for funding for 2010 from two state trucking associations: California, which prefers to fund tort reform in that state indirectly, through the Civil Justice Association of California, and Washington State, which is preparing to seek anti-indemnification legislation there. The ITF granted \$5,000 to CJAC to work for reforms in the area of employment law and liability insurance, and \$10,000 to the Washington Trucking Association to seek anti-indemnification legislation in that state.

There being no further business to come before it, the Task Force adjourned at 3:15 p.m.

Respectfully submitted,

Robert C. Pitcher
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