

110TH CONGRESS  
2D SESSION

# H. R. 5934

To amend title 49, United States Code, to require that fuel surcharges collected by a motor carrier, broker, or freight forwarder be passed through to the person responsible for bearing the cost of fuel, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 30, 2008

Mr. PETRI introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

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## A BILL

To amend title 49, United States Code, to require that fuel surcharges collected by a motor carrier, broker, or freight forwarder be passed through to the person responsible for bearing the cost of fuel, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Trust in Reliable Un-  
5 derstanding of Consumer Costs Act” or the “TRUCC  
6 Act”.

1 **SEC. 2. DISCLOSURE AND PASS THROUGH OF MOTOR CAR-**  
2 **RIER FUEL COSTS.**

3 (a) IN GENERAL.—Section 14102 of title 49, United  
4 States Code, is amended by adding at the end the fol-  
5 lowing:

6 “(c) DISCLOSURE AND PASS THROUGH TO COST  
7 BEARER.—A motor carrier, broker, or freight forwarder  
8 providing or arranging transportation or service using  
9 motor vehicles not owned by it and using fuel for which  
10 it does not bear the cost shall provide to the person that  
11 bears the cost of such fuel—

12 “(1) a payment in an amount equal to the  
13 charges invoiced or otherwise presented to the per-  
14 son directly responsible to the motor carrier, broker,  
15 or freight forwarder, which relate to the cost of the  
16 fuel; and

17 “(2) at the time payment is made under para-  
18 graph (1), a written list that specifically identifies  
19 any freight charge, brokerage fee or commission,  
20 fuel surcharge or adjustment, and any other charges  
21 invoiced or otherwise presented to the person de-  
22 scribed in paragraph (1).”.

23 (b) BILLING AND COLLECTION PRACTICES.—Section  
24 13708(b) of title 49, United States Code, is amended to  
25 read as follows:

1       “(b) FALSE OR MISLEADING INFORMATION.—No  
2 person may cause a motor carrier, broker, or freight for-  
3 warder to present false or misleading information on a  
4 document or in an oral representation about the actual  
5 rate, charge, or allowance to any party to the transaction  
6 or transportation.”.

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