

INDIAN AFFAIRS MANUAL

Part 25
Chapter 4

Safety and Risk Management Program
Motor Vehicle Safety Program

Page 1

1.1 Purpose. This chapter documents Indian Affairs' (IA) Motor Vehicle Safety Program policy. The purpose of this policy is to facilitate the safe operation of a motor vehicle while in the performance of the employee's duties.

1.2 Scope. This policy applies to all employees under the authority of the Assistant Secretary - Indian Affairs (AS-IA), including offices reporting to the AS-IA, the Bureau of Indian Affairs (BIA), and the Bureau of Indian Education (BIE), who are required to operate a government-owned or leased motor vehicle, or to operate their personal vehicle as part of their official duties or while on Federal Government business.

1.3 Policy. It is the policy of IA to restrict motor vehicle operations to qualified and authorized persons. Full-time operators and incidental operators must also have in their possession a valid state driver's license and be in full compliance with IA's Motor Vehicle Safety Program policy and procedure(s).

1.4 Authority.

A. Statutes and Regulations.

- 1) P.L. 101-194, Ethics Reform Act of 1989
- 2) 5 CFR Subpart A, Motor Vehicle Operators
- 3) 29 CFR 1926.601, Motor Vehicles
- 4) 40 U.S.C. Chapter 1 § 101 et seq., Federal Property and Administrative Services Act of 1949, as amended
- 5) 40 U.S.C. § 606, Regulations related to operation
- 6) 41 CFR 101-38.3, Official Use of Government Motor Vehicles
- 7) 41 CFR 102-5, Home-to-Work Transportation
- 8) 41 CFR 102-34, Motor Vehicle Management
- 9) 49 CFR §§ 350-399, Federal Motor Carrier Safety Regulations

INDIAN AFFAIRS MANUAL

Part 25
Chapter 4

Safety and Risk Management Program
Motor Vehicle Safety Program

Page 2

B. Guidance.

- 1) 370 Departmental Manual (DM) 752: Discipline and Adverse Actions
- 2) 412 DM 1: Motor Vehicle Management - General Program Policies
- 3) 485 DM 16: Motor Vehicle Safety
- 4) Executive Order (EO) 13513, Federal Leadership on Reducing Text Messaging While Driving, October 1, 2009
- 5) General Services Administration (GSA) Federal Management Regulation (FMR) Bulletin B-2: Wireless Phone Use in U.S. Government Vehicles
- 6) GSA FMR Bulletin B-3: Use of Tobacco Products in U.S. Government Vehicles

C. Handbooks.

- 1) 25 IAM 4-H: IA Motor Vehicle Safety Program Handbook, current version
- 2) Department of the Interior (DOI) Motor Vehicle Management Handbook, April 2019

1.5 Responsibilities.

- A. **Director, Office of Facilities, Property, and Safety Management (OFPSM)** reports to the IA Deputy Assistant Secretary – Management (DAS-M) and is responsible for oversight, policy, and procedures governing IA facilities management and construction, property, safety, and risk management, including the administration and management of the Motor Vehicle Safety Program.
- B. **Chief, Division of Safety and Risk Management (DSRM), OFPSM** is responsible for oversight, policy, procedures, administration, and management of the Motor Vehicle Safety Program. This includes administering the program across IA's locations in Albuquerque, NM; Boise, ID (National Interagency Fire Center); Lakewood, CO (Division of Energy and Mineral Development and Division of Water and Power); Reston, VA; and Washington, D.C.
- C. **Directors and Deputy Directors, BIA and BIE** are responsible for ensuring that employees comply with all applicable requirements of the Motor Vehicle Safety Program.

INDIAN AFFAIRS MANUAL

- D. Deputy Bureau Director (DBD), Office of Justice Services (OJS), BIA** is responsible for conducting their own review of an applicant's driving record from the appropriate state motor vehicle office(s), documenting any conflicts or concerns with respect to an employee's driving qualifications, and completing eligibility and authorization requirements.
- E. Director, IA Office of Human Capital Management (OHCM), DAS-M** is responsible for ensuring applicants for employment meet all requirements if the vacant position requires the incumbent to operate a government-owned, leased, rented, or personal vehicle in the performance of their duties. Additionally, the OHCM must ensure that each position description includes a statement concerning the requirement to operate a motor vehicle, occasionally operate a motor vehicle, or to not operate a motor vehicle in the performance of his/her duties.
- F. BIA Regional Safety Managers (RSMs)** work with the DRSM to ensure that the program is implemented within their respective regions.
- G. BIE Safety Program Manager (SPM)** works with the DRSM to ensure that the program is implemented at school facilities and site operations.
- H. Managers and Supervisors** are responsible for the designation of those positions that require the operation of government-owned, leased, rented, or personal vehicles as a requirement of the position description, and for ensuring that qualified full-time operators and incidental operators are in full compliance with the requirements of this policy. Managers and supervisors should ensure that employees can operate the vehicles or equipment for which they are authorized, and must educate employees about IA policies for using seat belts, prohibiting drug and alcohol use, vehicle misuse, unauthorized passengers, and accidents.
- I. Motor Vehicle Operators** using government-owned, leased, rented, or personal vehicles when on official Federal Government business must:
- 1) annually submit their GSA Form 3607, Motor Vehicle Operator's License and Driving Record, to their supervisor to renew their driving authorization;
 - 2) annually submit to their supervisor the IA Annual Incidental Motor Vehicle Operator's Certification form;
 - 3) have in their possession a valid state driver's license, a valid government identification badge, and must adhere to the established IA Motor Vehicle Safety Program policy and procedures;
 - 4) operate motor vehicles in a safe and prudent manner, and exercise a reasonable degree of care, skill, and judgement in the performance of their duties;

INDIAN AFFAIRS MANUAL

Part 25
Chapter 4

Safety and Risk Management Program
Motor Vehicle Safety Program

Page 4

- 5) ensure that all vehicle occupants wear safety belts;
- 6) ensure that all vehicle occupants refrain from the use of tobacco products while in IA-provided vehicles; and
- 7) notify his/her supervisor of any physical condition that may affect their ability to operate the vehicle safety.

1.6 Definitions.

Definitions related to motor vehicle safety are documented in the corresponding handbook, 25 IAM 4-H: Motor Vehicle Safety Program Handbook. This handbook is located on the IA Handbook webpage here: <https://www.bia.gov/policy-forms/handbooks>.

1.7 Reports and Forms.

See the corresponding handbook, 25 IAM 4-H: Motor Vehicle Safety Program Handbook, for details on forms and submissions.

Approval

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Jason Freihage
Deputy Assistant Secretary – Management

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