



Accident Preventability Determination Policy

Hunter Express US Inc.

FMCSA-DOT & OSHA Compliant – United States

1. Purpose

- To establish a standardized, fair, and FMCSA-compliant process for determining the preventability of motor vehicle accidents.
- To promote defensive driving practices and continuous safety improvement.

2. Scope

- Applies to all company drivers and owner-operators operating under Hunter Express US Inc. authority.
- Covers all DOT-recordable and non-DOT-recordable motor vehicle incidents.

3. Regulatory Authority

- 49 CFR Part 385 & 390 – Safety Fitness Procedures and General Requirements.
- FMCSA Preventability Determination Guidance.
- National Safety Council (NSC) Preventable Accident Principles.
- OSHA General Duty Clause (29 USC §654).

4. Definition of Preventable Accident

- A preventable accident is one in which the driver failed to exercise every reasonable precaution to prevent the accident.
- Preventability is independent of fault, citations, property damage, or injuries.

5. Defensive Driving Standard

- Drivers are expected to anticipate hazards and compensate for unsafe actions of others.
- Defensive driving includes adjusting for weather, traffic, road conditions, visibility, and physical condition.

6. Accident Types Typically Considered Preventable

- Intersection, rear-end, and following-distance collisions.
- Backing incidents, fixed-object strikes, and roll-away accidents.
- Pedestrian, bicycle, and non-collision incidents.
- Passing and being-passed sideswipes.
- Cargo securement, load shift, and door or equipment failures.

7. Accident Review Process

- All accidents are reviewed by the Safety & Compliance Department.
- Available evidence includes inspection reports, police reports, driver statements, ECM/ELD data, and photographs.
- Preventability determinations are documented and retained.

8. Driver Rights & Responsibilities

- Drivers must promptly report all accidents and cooperate with investigations.
- Drivers may provide statements and supporting evidence for review.
- Retaliation for reporting accidents is strictly prohibited.

9. Corrective Action & Training

- Preventable accidents may result in coaching, retraining, or disciplinary action.
- Corrective actions are progressive and consistent with company policy and labor laws.

10. Documentation & Recordkeeping

- All determinations are maintained in accordance with FMCSA and OSHA recordkeeping requirements.
- Records are available for audits, claims defense, and safety performance analysis.

Policy Administration

The Director of Safety & Compliance is responsible for administering, maintaining, and enforcing this policy.