

# PROCESS AGENT

FOR ILLINOIS FARMERS

# BOC-3



This new requirement applies to all interstate carriers. Designation of Process Agents with the FMCSA is **due by April 14, 2017 – use FMCSA form BOC-3.**

Refer to the FMCSA website at <https://www.fmcsa.dot.gov/process-agents>

## Instructions from FMCSA

**Regulations** governing the designation of persons upon whom process may be served are prescribed at [49 CFR 366](#), as amended.

**An agent must be designated for each state** in or through which the carrier, broker, or freight forwarder operates; each person, association or corporation designated must reside in the state for which designated; a carrier, broker or freight forwarder may designate himself/herself for the state in which he/she resides; and state officials may be designated only if such official's agreement to so act is furnished with this designation.

**Note: a post office box is NOT ACCEPTABLE** as an agent's address.

**FILE THE ORIGINAL signed copy** with the FMCSA, 1200 New Jersey Ave., S.E. (W63-105) Washington, DC 20590.

**One signed copy should be filed with each state** in or through which the operation is conducted; and one copy should be retained by the carrier, broker, or freight forwarder.

**CHANGES in designation** may be made only by filing with the FMCSA, a new form BOC-3. Copies of new designations need to be sent only to those states affected by the change or new filing.

**Either INDIVIDUAL or BLANKET designations** may be made.

## Process Agent

Generally, is a representative upon whom service of notices by the Secretary (of USDOT) or service of process issued by any court in any action against the carrier, broker, or freight forwarder may be served in the state named.

## You can be your base-state agent

A carrier may designate himself/herself for the state in which he/she resides.

## Applicability

All carriers operating in interstate commerce, including farmers, are obligated to comply. This had been required of for-hire carriers, now it is newly required of private carriers, too.

## Blanket Designation

You may select any blanket company on the FMCSA's process agent list. Each blanket company has a process agent they work with in each state.

<https://www.fmcsa.dot.gov/registration/process-agents>