Drivers’ Record of Duty Status (Logbooks) Exemption

With the passage of the *Fixing America’s Surface Transportation Act* (FAST Act) in December 2015, Congress and the President changed the requirements for when drivers of ready mixed concrete trucks need to keep a record of duty status (RODS), also known as a logbook. Specifically, drivers of mixer trucks will now only need to keep a logbook if they work past 14 hours (consistent with the 14-hour driving window) or drive beyond 100 air-miles from their plant.

The new language and code section are as follows:

100 Air-Mile Logging Exemption (49 C.F.R. 395.1(e)(1))

e) Short-haul operations—(1) 100 air-mile radius driver. A driver is exempt from the requirements of §395.8 and §395.11 if:
(i) The driver operates within a 100 air-mile radius of the normal work reporting location;
(ii)(A) The driver, except a driver salesperson or a driver of a ready-mixed concrete delivery vehicle, returns to the work reporting location and is released from work within 12 consecutive hours;
(B) The driver of a ready-mixed concrete delivery vehicle returns to the work reporting location and is released from work within 14 consecutive hours;
(iii)(A) A property-carrying commercial motor vehicle driver, except the driver of a ready-mixed concrete delivery vehicle, has at least 10 consecutive hours off duty separating each 12 hours on duty;
(B) A driver of a ready-mixed concrete delivery vehicle has at least 10 consecutive hours off duty separating each 14 hours on duty;
(C) A passenger-carrying commercial motor vehicle driver has at least 8 consecutive hours off duty separating each 12 hours on duty;
(iv)(A) A property-carrying commercial motor vehicle driver, except the driver of a ready-mixed concrete delivery vehicle, does not exceed the maximum driving time specified in § 395.3(a)(3) following 10 consecutive hours off duty; or
(B) A driver of a ready-mixed concrete delivery vehicle does not exceed 11 hours maximum driving time following 10 consecutive hours off duty; or
(C) A passenger-carrying commercial motor vehicle driver does not exceed 10 hours maximum driving time following 8 consecutive hours off duty; and
(v) The motor carrier that employs the driver maintains and retains for a period of 6 months accurate and true time records showing:
(A) The time the driver reports for duty each day; (B) The total number of hours the driver is on duty each day; (C) The time the driver is released from duty each day; and (D) The total time for the preceding 7 days in accordance with § 395.8(j)(2) for drivers used for the first time or intermittently.

Contact:
Kevin Walgenbach, VP of Compliance and Regulatory Affairs at 240-485-1157 or kwalgenbach@nrmca.org.