



Happy Halloween!!!

## BMB Transportation Portal

### October 2007 Newsletter

#### Hours-of-Service Violations

#### CVSA Roadcheck Higher Rate HOS

The Commercial Vehicle Safety Alliance found a higher rate of hours-of-service violations during 49,454 Level I inspections this year during the annual CVSA Roadcheck conducted June 5-7, 2007. That means HOS violations accounted for nearly 66 percent of all driver violations found. The question is **WHY** the increases in hours-of-service. Improper CDL's in the U.S. made up 11.9 percent of the driver violations, up from 2006. CVSR reported the number of U.S. trucks placed out of service for disqualified drivers, brakes defects and mechanical violations. Comprised 3.9 percent of drivers. Hours-of-Service Federal Motor Carrier Safety Administration (FMCSA)

<http://www.fmcsa.dot.gov/rules-regulations/truck/driver/hos/HOSPoster.htm>

#### HOURS-OF-SERVICE RULES

##### 2003 Rule

Property-Carrying CMV Drivers  
Compliance Through 09/30/05

May drive a maximum of 11 hours after 10 consecutive hours off duty.

May not drive beyond the 14<sup>th</sup> hour after coming on duty, following 10 consecutive hours off duty.

May not drive after 60/70 hours on duty in 7/8 Consecutive days.

A driver may restart a 7/8 consecutive day period after taking 34 or more consecutive hours off duty.

##### 2005 Rule

Property-Carrying CMV Drivers  
Compliance On & After 10/01/05

NO CHANGE

NO CHANGE

NO CHANGE

Commercial Motor Vehicle (CMV) drivers using a sleeper berth must take 10 hours off duty, but may split sleeper-berth time into two periods provided neither is less than 2 hours.

CMV drivers using the sleeper berth provision must take at least 8 consecutive hours in the sleeper berth, plus 2 consecutive hours either in the sleeper berth, off duty, or any combination of the two.

Passenger-carrying carriers/drivers are not subject to the new hours-of-service rules. These Operations must continue to comply with the hours-of-service limitations specified in 49 CFR 395.5.

## Short-Haul Provision

### **Drivers of property-carrying CMVs which do not require a Commercial Driver's License for operation and who operate within 150 air-mile radius of their normal work reporting location:**

May drive a maximum of 11 hours after coming on duty following 10 or more consecutive hours Off duty.

Are not required to keep records-of-duty status (RODS).

May not drive after the 14<sup>th</sup> hour after coming on duty 5 days a week or after the 16<sup>th</sup> hour after Coming on duty 2 days a week.

Employer must:

Maintain and retain accurate time records for a period of 6 months showing the time the duty period began, ended, and total hours on duty each day in place of RODS.

Drivers who use the above-described Short-haul provision are **not** eligible to use 100 Air-mile Provision 395.1(e) or the current 16-hour exception in 395.1(0).

Roadcheck is a North American event. CVSA partners with the Federal Motor Carrier Safety Administration, Pipeline and Hazardous Materials Safety Administration, Canadian Council of Motor Transport Administrators, Transport Canada, and the Secretariat of Communications and Transportation of Mexico.

For information on Commercial Vehicle Safety Alliance (CVSA) go to website:  
[www.bmbtransportgroup.com](http://www.bmbtransportgroup.com) Click Commercial Vehicle Safety Alliance (CVSA).

If you have concerns or opinion please contact us at:

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Web: [www.bmbtransportgroup.com](http://www.bmbtransportgroup.com)

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