

## **Exceptions to the Electronic Logging Device Rule for CDL Drivers**

### **Who Must Use ELDs?**

Generally speaking, all companies required to keep paper logs must transition to electronic logs by December 18, 2017, with the following limited exceptions that do **NOT** have to comply:

- Drivers of vehicles with engines manufactured before model year 2000.
- Drivers who conduct driveaway-towaway operations where the vehicle being driven is the product being delivered.
- Short haul drivers using the logbook timecard exception (i.e., 100 air miles for CDL drivers or 150 air miles for non-CDL drivers).
- Drivers of trucks rented for 8 days or less.

### **Short Haul Drivers:**

Drivers who are not required to complete logs because they meet one of the short haul exemptions in section 395.1 (e) of the Federal Motor Carrier Safety Regulations are not required to use ELDs. FMCSA recognizes that these drivers occasionally do not meet the conditions of these exemptions. **In those instances, drivers are required to keep a paper log; however, drivers who use a paper log more than 8 days in any rolling 30 day period must start using ELDs when they are not operating under the exception.**

The 100 air mile exemption is for CDL drivers who meet all of the criteria below:

- Operate within a 100 air mile radius;
- Go off duty within 12 hours;
- Reports back to the same work location every day; and
- Have at least 10 consecutive hours off before starting their next on-duty period.

**ALL of the qualifications listed above must be met in order to use the exemption. If a situation arises that nullifies even one of the qualifications, the exception cannot be taken that day.**

This exception is optional. For example, they may choose to use a logbook even though a driver is within the 100 air mile radius, so that he does not have to be released from work within 12 hours that day.

Although drivers using an exception are not required to maintain a detailed log of their duty status, they are required to record their on-duty time and must maintain a record of:

- The time they go on duty;
- The total number of hours they are on duty; and
- The time they go off duty.