

**OSC | 11**  
Ohio Safety Congress & Expo



**#383 Staying legal with the new Department of Transportation (DOT) log book**

Milan Orbovich

Thursday, March 31, 2011  
10:45 to 11:45 a.m.



**Ohio** | Public Utilities Commission



**FMCSA  
Hours of Service  
Rulemaking**

Proposed Rule  
December 29, 2010

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**Minimum Off Duty Hours**

- 10 consecutive hours
- Same as current rule

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**Mandatory Rest Break**

- At least 1 hour rest break during on-duty period.
- May be taken in two 30 minute rest breaks.

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**Total On-Duty Hours**

- 14 consecutive hours with release from duty required at end of period.
- Only 13 hours with required "rest break".
- A 1 hour rest break or two 30 minute breaks with one within 7 hours of coming on-duty.

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**Total On-Duty Hours**

- 16 hour exemption extended to twice in 7 day period but drivers still limited to 13 hours on duty.
- Drivers exercising the 16 hour option must take a 3 hour rest break.
- Will apply to all drivers.

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### Maximum Driving Hours

- 10 or 11 hours of maximum driving time, FMCSA prefers 10 hours.
- May drive only if it has been 7 hours or less since last off duty or sleeper berth period of at least 30 minutes.

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### Maximum On-Duty Hours

- 60 hours in 7 days; or
- 70 hours in 8 days.

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### 34 Hour Voluntary Restart

- Off-duty period of 34 or more consecutive hours;
- Requires 2 periods from midnight to 6:00 am;
- Used only once during a 7 day period.

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### Off-Duty Definition

- Allow drivers to record time spent in a parked CMV as off-duty.
- Team drivers permitted to record up to 2 hours of time spent in passenger seat as off-duty if before or after 8 hour sleeper berth period.

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### Sleeper Berth Provision

- Two periods totaling at least 10 hours with one period at least 8 hours;
- Two remaining hours in either sleeper berth, off-duty or combination.
- Same as current rule.

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### Exceptions & Exemptions

- Waiting time at an oil well or natural gas site would not count toward the calculation of the 14 or 16 hour window.
- Remove 16 hour exception in 395.1(o).

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