

HOS Logging Questions

Roadside Inspectors Should Ask Drivers



General questions

1) What type of log are you using?

Paper, Electronic, None

- **Paper log:** Follow standard paper log inspection process once determining if the driver can use one of the ELD exemptions (see question 3 below) after December 18, 2017. (Prior to December 18, 2017, inspect paper log using standard inspection process.)
- **Electronic log:** Continue to Question 2
- **None:** Determine if the driver is operating under an exemption that allows the driver to operate without a log (see Question 3(a) and (b) below).

2) Is your electronic log somehow connected to the vehicle and getting data from the vehicle? (Follow up if necessary: Where is it connected?)

Yes or No

- **Yes:** Continue to Question 4
- **No:** Device is NOT an ELD or AOB RD. Verify that the driver is not required to use an ELD/AOB RD (see Question 3 below). Ask the driver to print logs for the inspection if not already printed (see Interpretation Question 28 to §395.8 and CVSA Inspection Bulletin 2015-05) and inspect as a paper log.

3) If driver states he/she is not using an ELog (AOBRD or ELD) as of December 18, 2017, ask which exemption applies:

- Driver has not had to complete a log on 8 days or more, in the last 30 days (ask driver why he/she never or only occasionally logs to verify).
 - a) If driver states he/she is using one of the exemptions that completely exempts the driver from the hours-of-service regulations (government employee, driver transporting an agricultural commodity with 150 miles of the source during planting and harvesting season, utility service vehicle driver, covered farm vehicle driver, railroad signal employee, pipeline welder, etc.) no records are required. Verify that exemption is applicable.
 - b) If driver states he/she is a "short-haul" driver operating under the 100 or 150 air-mile exception, no records are required. Verify that the exemption is being used correctly.
 - c) If the driver claims he/she is an "occasional" or "casual" driver that only occasionally logs, driver must have a paper log if not using an ELog. Inspect paper log.
- Driver is operating a vehicle that is older than model year 2000 (verify by checking the 10th digit on the VIN as it appears on the registration) or a vehicle model year 2000 or newer that has been retrofitted with an engine that is older than model year 2000 (verify by checking engine serial number). A driver using this exemption can use a paper log in place of an ELog. Inspect paper log.
- Driver is operating a vehicle that is part of a driveaway/towaway shipment (ask driver for shipment paperwork to verify). A driver using this exemption can use a paper log in place of an ELog. Inspect paper log.
- Driver is driving or towing a recreational vehicle that is part of a driveaway/towaway shipment (ask driver for shipment paperwork to verify). A driver using this exemption can use a paper log in place of an ELog. Inspect paper log.
- Drivers is operating a vehicle that has been rented under a terms of a rental agreement that is 8 days or less in duration. A driver using this exemption can use a paper log in place of an ELog. Inspect paper lo

4) What type of ELog are you using?

AOBRD or ELD

AOBRD questions

1) Do you have:

- An instruction sheet on how to retrieve and present the data during roadside inspections
- Enough blank paper logs to complete the current trip

2) When was this AOBRD placed into service (to be asked after 12.18.17)?

- Anything placed into service as of December 18, 2017, must have been an ELD listed on the ELD Registry.

3) Please show me records for today and the previous 7 days.

- Driver can print or display the records. Records must only include the information detailed in §395.15(i)(5), which does not include a grid-graph or a form or format requirement.

4) Please send me a hard copy of the records for today and the previous 7 days.

- Driver/carrier has 48 hours to provide the information (Interpretation Question 6 to §395.15).

ELD questions

1) Is your ELD on the FMCSA Registry?

- **Yes:** Can be verified at <https://3pdp.fmcsa.dot.gov/ELD/ELDList.aspx>
- **No:** Is device an AOBRD that was placed into service prior to December 18, 2017, that the driver has misidentified as an ELD?
 - o **Yes:** Verify device is an AOBRD. Clarify with the driver that the device is an AOBRD and inspect it as an AOBRD.
 - o **No:** The driver does not have an acceptable record of duty status as of December 18, 2017.

2) Do you have...

- a user's manual?
- an instruction sheet detailing the data transfer process to be used to provide records to officers during roadside inspections?
- an ELD malfunction card?
- at least 8 blank paper logs?

3) Please provide me with today's and your previous 7 days' records. Which transfer method are you using to communicate your HOS information to officers?

- Telematic – Officer can request the records via:
 - o Email, or
 - o Web service
- Local Transfer Method – Officer can request the records via:
 - o Bluetooth, or
 - o USB 2.0

4) If no cell coverage to send file or if other connectivity issues occur, ask to see display or printout. Display or printout must include a header, grid graph, and detailed list of all data captures for the 24-hour period.



J. J. Keller
& Associates, Inc.®

Since 1953

JKeller.com/ELogs | 855.693.5338

Copyright 2017 J. J. Keller & Associates, Inc. 425722-117