


Hours of Service/Electronic Data Devices

March 5th, 2014



Hours of Service/Electronic Data Devices

This webcast will cover ...


- New HOS Regulations
- How fleets are coping
- Preparing for the ELD mandate
- Question & Answer


Moderator
Dr. Gary Petty, President & CEO, NPTC

Panelists
Tom Bray, Sr. Editor – Transportation Management, J. J. Keller & Associates, Inc.
Tom Moore, CTP, Senior Vice President, NPTC
Mark Nave, Transportation Safety & Compliance Manager, Blac Frac Tanks

Attention Attendees:


- + Thank you for attending!
- + The presentation will start in a few minutes at 1:00 PM Central.
- + You will be muted during the event.
- + Please use the Question feature to text questions to "Q & A". We'll try to answer them during the Q&A period if they are not covered in the presentation.
- + The slides and recording will be posted within 7 days at: <http://www.jjkeller.com/nptcinfo>








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Dr. Gary Petty
President & CEO
National Private Truck Council




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Introduction

- Regulations – Tom Bray
- Policy and Procedure Best Practices – Tom Moore
- Blac Frac Tanks – Mark Nave
- Housekeeping issues:
 - You will be muted during the event.
 - Please use the Question feature to text questions to the Q&A Panelist. We'll try to answer them during the Q&A period if they are not covered in the presentation.
 - If you lose sound at any point, you can dial-in by phone using the number and Pass Code listed below.
 - If you lose the program window and need to re-login be sure to enter a different e-mail address to avoid being denied access for multiple logins.




Gary Petty
National Private
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Hours of Service/Electronic Data Devices

Thomas Bray
Editor, Transportation Management
J. J. Keller & Associates, Inc.




Tom Bray
J. J. Keller &
Associates, Inc.






Applicability

- The hour-of-service regulation apply to a driver driving a commercial vehicle that...
 - Weighs or is rated for 10,001 pounds or more (single or combination)
 - Is used to transport a placardable amount of a hazardous material (regardless if weight)
 - Is designed to or seats either 8 or 15 (depending on compensation)



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General principles

- The hours-of-service regulations have three key areas:
 - Limits
 - Logs (paper or electronic)
 - Exceptions



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Limits

“Daily” limits

- *No driving if it has been 8 hours since the driver’s last break of 30 minutes or more
- No driving after 14 consecutive hours of duty
- No driving once 11 hours of driving is reached
- 10 hour break “resets” the 11 and 14



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Limits

- No driving once driver accumulates 60 hours in last 7 days (70 hours in 8 days, if carrier operates vehicles 7 days a week)
- A break of 34 or more hours meeting requirements can “reset” the drivers 7/8 day total
 - > *The period must include two 1 a.m. to 5 a.m. periods
 - > *Driver cannot start next restart until 168 hours have passed since the start of the last restart period

* Denotes new rule as of 7/1/2013



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Logs

- Must contain 11 items as well as the “grid graph”
- Carriers can add additional components
- Must be kept current to the drivers “last duty change” when on duty
- Driver must have today plus previous 7 days when on duty
- Carrier must retain for six months along with all supporting documents




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ELDs

- Electronic logs that get information from the to automatically record driving time
- Takes the place of the paper log
- Regulated under §395.2 and §395.15 (the “AOBRD”rules)
- New rules coming in the near future



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Exceptions

- Most exceptions only apply to specific regulations
 - Example: “Short-haul” drivers do not have to complete a log (“simple time record” replaces log) or take 30 minute break
- Driver must meet all conditions attached to exception to use it
 - Example: Short-haul drivers must stay within distance and time limits established in the exception
- Carrier has option of not allowing driver to use exception



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Common HOS Exceptions




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- **Adverse driving conditions**
 - 11 hours driving (up to 2 extra)
- **Emergencies/disasters**
 - All limits
- **Driver-salesperson**
 - 60/70
- **Oilfield operations**
 - 34 hour restart (24 instead)
 - Logging on duty during waiting
- **Short-haul operations**
 - 100 air-mile radius
 - > Logs/30 minute break
 - 150 air-mile radius (non-CDL)
 - > Logs/30 minute break/14 hour
- **16-hour exception**
 - > 14 hour (up to 2 extra)
- **Split sleeper berth**
 - 10 hour break
- **Travel time**
 - Logging on duty during travel

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HOS – Top Violations



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On road:

- Log violation (form and manner)
- Log not current
- Operating after 14 consecutive




During audits:

- False log
- No logs for driver when required
- Logs/supporting documents not retained

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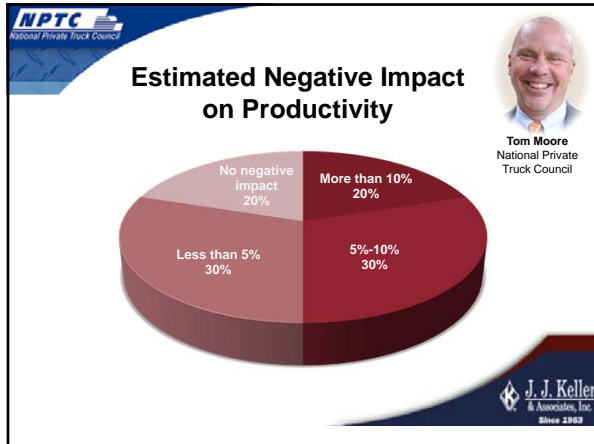


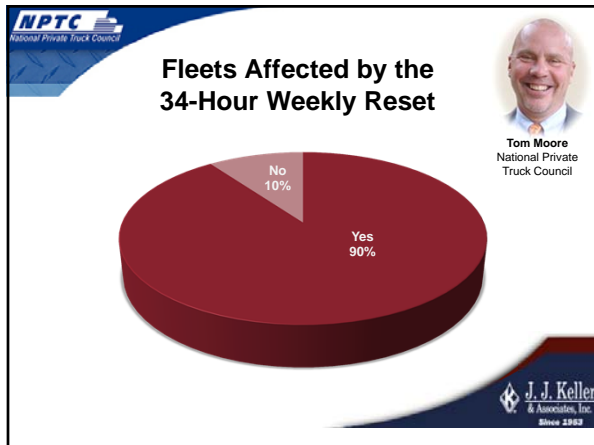
Tom Moore, CTP
Senior Vice President
National Private Truck Council

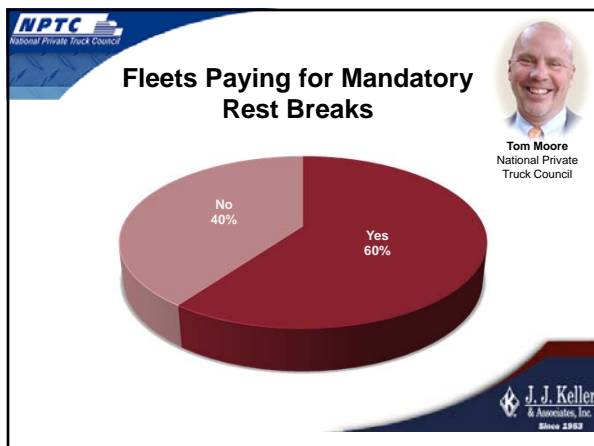
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Driver HOS—34-Hour Reset




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- House bill (H.R. 3413) would require GAO to analyze FMCSA Regulatory Impact Analysis on 34-hour restart, including once a week requirement and two periods of 1:00 a.m. to 5:00 a.m.
- One-year for GAO study; FMCSA could not enforce 34-hour changes until 6 months after GAO analysis completed
- Senate bill (S. 1891) introduced by Sens. Ayotte (NH), Johanns (NE)

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Electronic Logging Proposal




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- FMCSA to publish supplemental proposed rule to mandate adoption of ELDs by all carriers in interstate commerce (except short-haul drivers); phase-in within 2 years after effective date of final rule
- Supplemental NPRM now scheduled for publication in Federal Register any day now; final rule in 2014/5
- Sent to OMB on August 7, 2013; clearance this week?
- Will consider anti-harassment requirement, technical specifications, supporting documents

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NPTC Policy on ELDs



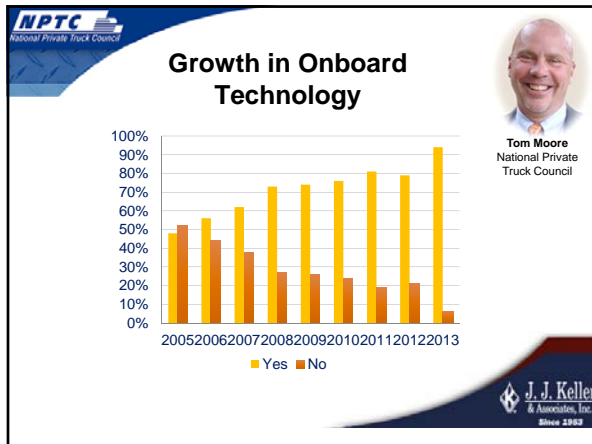
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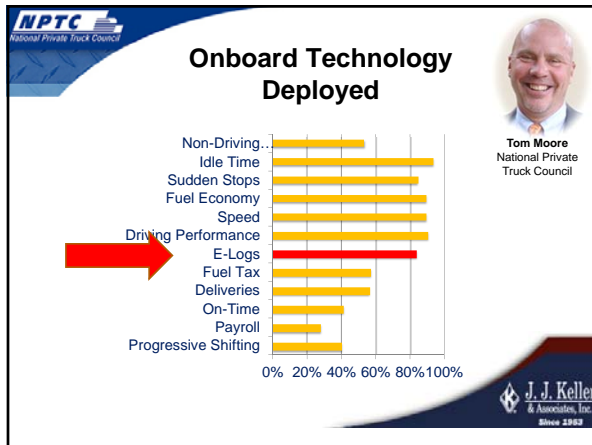
- Supports mandate for EOBRs for all interstate carriers, with 3 caveats:
 - Technology must be cost effective and accurate
 - Must protect data ownership and access for carriers and drivers
 - Must eliminate all supporting document requirements

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Mark Nave
Transportation Safety & Compliance
Manager
Blac Frac Tanks

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BLAC- FRAC TANKS



Mark Nave
Blac Frac Tanks

- Established 1994 as a service company for the Oil & Gas field
- 36 trucks, variety of trailers
- Haul a variety of tanks which include oversized loads
- Move oilfield equipment for Oil and Gas Companies



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Hours of Service

Change Management

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Communicating with drivers



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Blac Frac Tanks

- FMCSA gave plenty of time to notify drivers
 - 18 Months
 - 12/11 to 7/13
- Newsletters
- Safety Meeting
- One on One Meetings with drivers
- Hands on training with drivers

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Newsletters



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Blac Frac Tanks

Are you ready for July 1st!!!

This coming Monday, July 1, 2013 drivers will now have a mandatory 30 minute break each day that they are driving. If you are driving all day you will need to go off duty for 30 minutes within your first 8 hours of drive time. It may be best to take your break in the second half of your 8 hours. The law states you need to have a 30 minute break every 8 hours and if you were to take your break to early in the day you may have to take 2 breaks. It is very important to manage your time and your break to stay as efficient as we can. If you have any questions regarding this new rule, please contact Mark Nave.

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July 1st 2013



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Blac Frac Tanks

- Weekend prior software was updated
- Morning training meeting on July 1st with drivers
- Oil and Gas Exemption, no 34 hour resets required for our drivers. (If so we would have kept our drivers updated on the 34 hour ruling)

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Violations!!!



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- Many 30 minute rest violations for first two months after July 1st 2013
- Constant communications with drivers having difficulties
- One maybe two violations a month now

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Hours of Service

- Paper logs
- Manually checked
- Multiple Drivers



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Log Scanner

- Errors
- Perfect logs



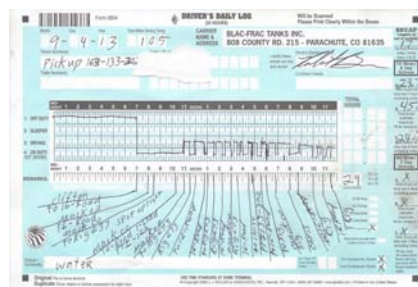
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Perfect Logs

- Straight lines
- Violations



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Electronic Logs

- Took two years to implement electronic logs
- Drivers not computer literate
- Electronic Logging Devices needed updates
- Android



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Electronic Logs

- No scanning
- Run reports on each driver
- Electronically fix log errors, NOT violations
- Logs are done electronically not manually by drivers



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Example Compliance Report

Blac Frac Tanks
Pawtucket, RI 02861

03/05/2014

Grand Junction, CO 81504

Equipment Code: Blac Frac Tanks
Equipment Level: General Use Violations
Include Violations: 3/5/2014 - 3/5/2014
Client Name:

The following is a listing of the violations generated from the information on error logs for the period listed above.
Please contact Your Compliance Team within 2 business days for a review of these violations.
Remedy(s) given for driver the violation:

Article Violation:
Driver signature: _____
Date: _____
Reviewed by: _____
Date: _____

Violation	Date of Violation	Time of Violation
Missing Log - 401 HOS Blac Frac Tanks, Violation 401.30075	3/5/2014 - 3/5/2014 2:00PM - 4:00PM	3:00:00PM - 3:13:00PM

- Indicates Critical Violation

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Older Units

- Units older than 1996 the E.L.D. will not work in
- Take picture of paper log
- Compliance team updates log(s)

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Roadside Inspections

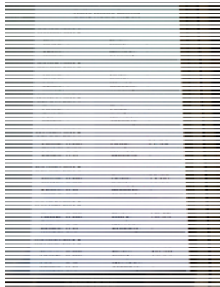
- Easily accomplished with electronic logging devices
- Roadside inspector able to see last seven days logs
- Will show violations
- Drivers should be aware of their logs and what violations they may have, just like a paper log

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Example Roadside Report



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Roadmap Towards Successful Implementation

- Build a relationship
- Educate team members
- Sell the benefits
- Make it their idea
- Target key employees
- Support integration internally
- Be patient



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Clear Communications

- Know what you want and say so
- Ask questions and LISTEN
- Clarify assumptions
- Provide the right tools




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Question & Answer Session




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Tom Bray
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Please continue to submit your questions.



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Closing Remarks

- Checkout the archive of past topics at:
<http://www.jjkeller.com/nptcinfo>
 - PowerPoint slides and recording up in 1 week
- Remaining topics for 2014:
 - May 14th, 2014 – Managing CSA Scores
 - July 23rd, 2014 – How to Survive a DOT Audit
 - October 22nd, 2014 – Regulatory Update



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National Private
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in today's webcast!**

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