

GENERAL SAFETY SESSION

MoDOT / Motor Carrier Services

Safety & Compliance

MoDOT Motor Carrier Services

Who we are

- Safety Investigators
- Specialists

What we do

- Provide Customer Service
- Educate
- Verify Compliance

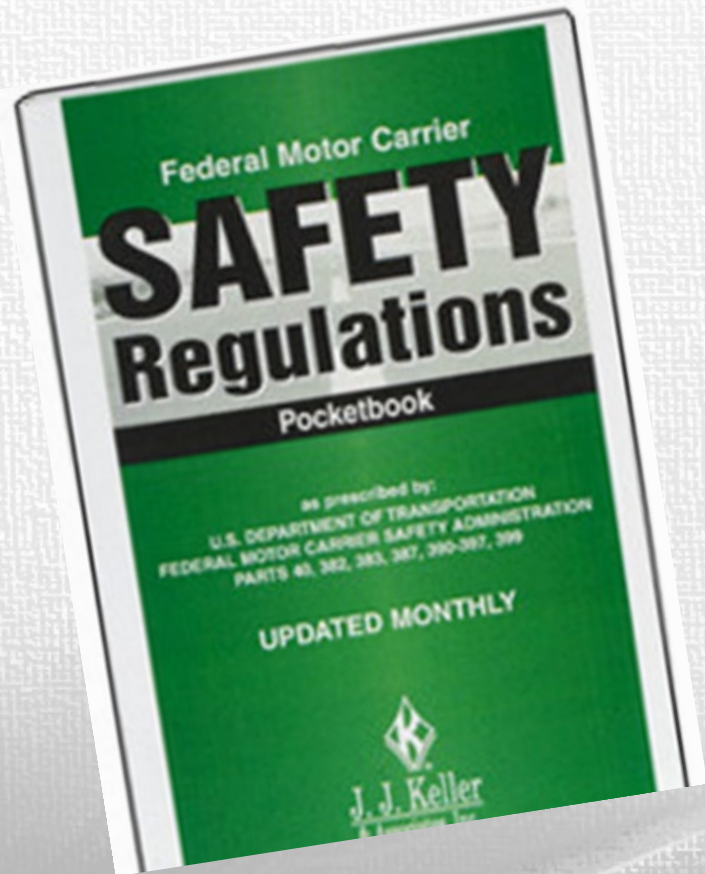
FORMS OF CONTACT

- New Entrant Safety Audits
- Missouri State Safety Audits
- Complaint Investigations
- Outreach presentations and Customer Service
- Interventions
 - ✓ Warning letter
 - ✓ Off-site investigation
 - ✓ On-site focused investigation
 - ✓ On-site comprehensive investigation

MoDOT Motor Carrier Services

Our Partners

- Missouri Highway Patrol
- St. Louis Police Department
- St. Louis County
- Kansas City Police Department
- Federal Motor Carrier Safety Admin. (USDOT)



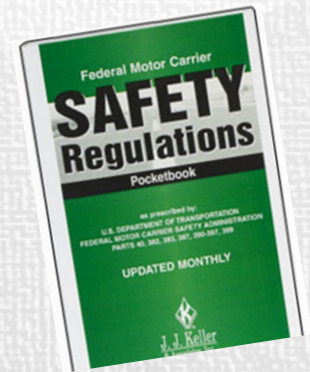
Session objectives

- Review Safety Regulations
- Discussion & Questions
- Overview of various resources

Safety Regulations

FMCSR

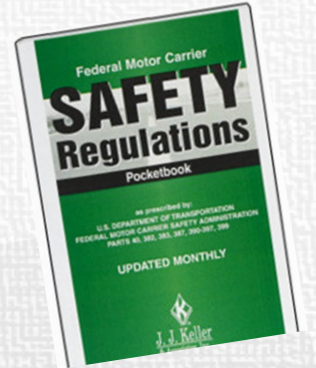
Federal Motor Carrier Safety Regulations



Safety Regulations

You are subject to safety regulations in *Interstate* commerce if:

- Cross state lines **AND**
 - GVWR /GCWR/ GVW/GCW is 10,001 pounds or more
- OR**
- Hauling an amount /type of hazardous materials requiring placards.
 - Designed to transport/ transporting 9 or more passengers for compensation
 - Designed or used to transport 16 or more passengers

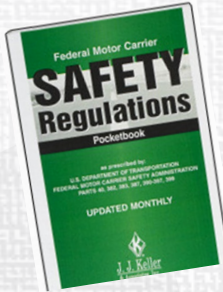


Safety Regulations

Safety Regulations apply when in Intrastate commerce if:

Operating wholly within state borders

- GVWR/ GCWR/GVW/GCW is 26,001 pounds or more
- OR
- Hauling hazardous materials in a vehicle with a GVWR/ GCWR/GVW/GCW of at least 10,001 pounds
- OR
- Operating vehicle designed to/ or transporting 9 or more passengers inclusive of the driver for compensation
- OR
- Operating vehicle designed to/ or transporting 16 or more passengers inclusive of the driver



BASICS

Behavioral

Analysis

Safety

Improvement

Categories

<u>Unsafe Driving</u> (Parts 392 & 397)
<u>Hours of Service Compliance</u> (Parts 392 & 395)
<u>Driver Fitness</u> (Parts 383 & 391)
Controlled Substance/Alcohol (Part 382)
Vehicle Maintenance (Parts 392, 393 & 396)
Hazardous Materials Compliance (Parts 397 & HM Violations)
Crash Indicator



<https://csa.fmcsa.dot.gov/>

What is CSA?

CSA is FMCSA's data-driven safety compliance and enforcement program.

[Learn More](#)

What is SMS?



Understand the SMS methodology



Review the seven Behavior Analysis and Safety Improvement Categories (BASICS)

New Carriers

You've received your U.S. DOT Number. Learn more about safety standards and regulations. [Visit the New Entrant Program Website.](#)

All Motor Carriers

Learn more about FMCSA's safety compliance and enforcement program. [Visit the Motor Carrier Resource Center today to Get Road Smart about CSA.](#)

Check Motor Carrier Safety and Performance Data

Motor carriers, [log in](#) to the SMS to view additional safety data.

SEARCH



Data current as of: December 30, 2022

Website Updated on: January 9, 2023
Next update: Week of February 6, 2023

[View Future Release Schedule](#)

Your CSA

You drive safety home. Use the CSA Website to build the skills you need to keep our roadways safe.



[Motor Carriers](#)



[Drivers](#)



[FMCSA and State Partners](#)



Working Together for Safety.

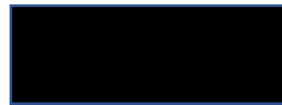
SMS Safety Measurement System

A&I CSA SMS OVERVIEW TOOLS HELP SEARCH

QUICK SEARCH

Enter Carrier Name or U.S. DOT#

GO



COLUMBIA, MO 65201
Number of Vehicles: 846
Number of Drivers: 845
Number of Inspections: 89

Safety Rating & OOS Rates

(As of 01/16/2023 updated daily from SAFER)

SATISFACTORY
(Rating Date: 06/25/2019)

Out of Service Rates

Type	OOS %	National Avg %
Vehicle	14.7	21.4
Driver	1.6	6.0
Hazmat	3.0	4.5

Licensing and Insurance

(As of 01/16/2023 updated hourly from L&I)

Type	Active For-Hire Authority	
	Yes/No	MC#/MX#
Property	Yes	[REDACTED]
Passenger	No	[REDACTED]
Household Goods	No	
Broker	No	

<https://csa.fmcsa.dot.gov/>

How does SMS relate to crashes?

BASIC Status (Public Property Carrier View) ?

Behavior Analysis & Safety Improvement Categories (BASICS)

Based on a 24-month record ending December 30, 2022

UNSAFE DRIVING

Not Public
CRASH INDICATOR

HOURS-OF-SERVICE COMPLIANCE

VEHICLE MAINTENANCE

CONTROLLED SUBSTANCES AND ALCOHOL

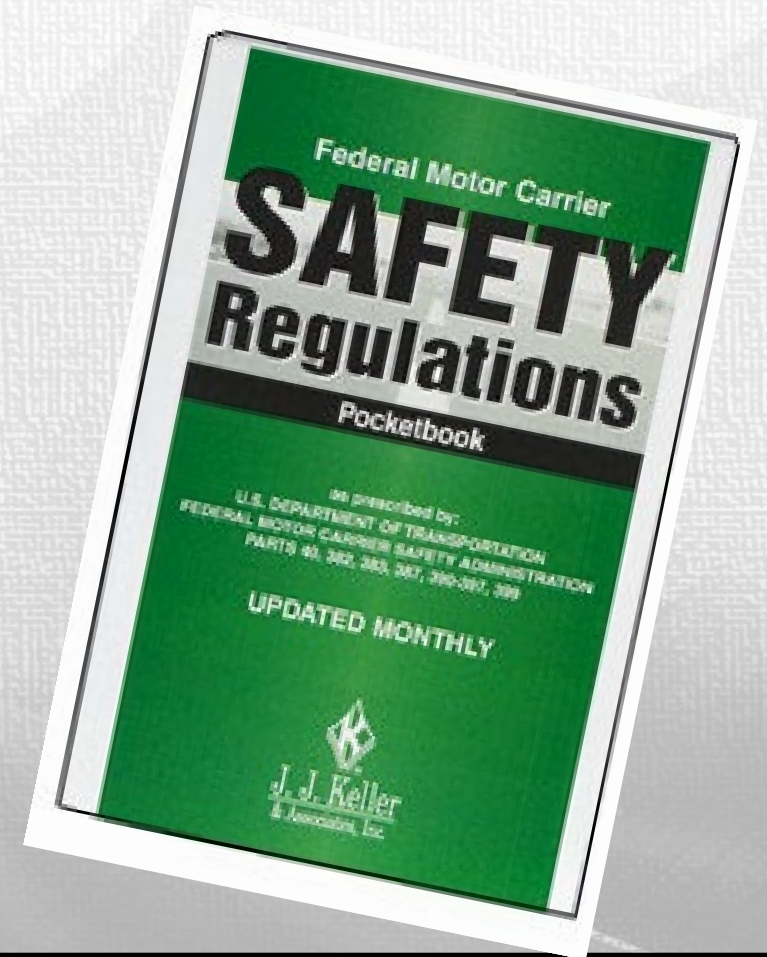
Not Public
HAZARDOUS MATERIALS COMPLIANCE

DRIVER FITNESS

Select a BASIC icon above to get details, or view your [Complete SMS Profile](#).

SAFETY REGULATIONS BY SECTION

- Part 380 – Entry Level Driver Training
- Part 382 - Drug and Alcohol Testing
- Part 383 - Commercial Drivers License
- Part 387 - Insurance Requirements
- Part 390 – General Applicability
- Part 391 - Driver Qualification
- Part 392 – Driving of a CMV
- Part 395 - Hours of Service
- Part 393 / 396 - Maintenance



CDL

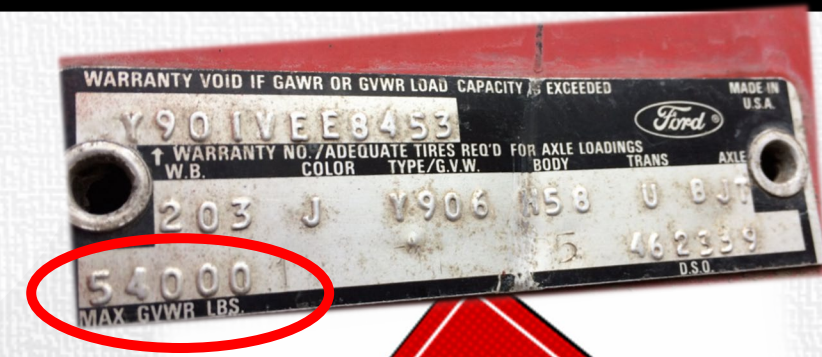
Part 383



Part 383 Commercial Drivers License

Applicability

- Based on GVWR/GCWR/GVW/ or GCW **or**
- Carrying hazardous materials type/ quantity requiring placards, **or**
- Operating a vehicle designed to carry 16 or more passengers



Part 383 Commercial Drivers License

CLASS	DESCRIPTION
A	HAS A GROSS COMBINATION WEIGHT RATING OR GROSS COMBINATION WEIGHT OF 26,001 LBS OR MORE, WHICHEVER IS GREATER, INCLUSIVE OF A TOWED UNIT WITH A GROSS VEHICLE WEIGHT RATING OR GROSS VEHICLE WEIGHT OF 10,001 LBS OR MORE, WHICHEVER IS GREATER.
B	POWER UNIT HAS A GROSS VEHICLE WEIGHT RATING OR GROSS VEHICLE WEIGHT OF 26,001 LBS OR MORE, WHICHEVER IS GREATER AND MAY HAVE A TOWED UNIT WITH A GVWR/ GVW LESS THAN 10,001 LBS.
C	IS ANY SIZE LESS THAN A OR B ABOVE AND IS USED TO TRANSPORT TYPES/ QUANTITIES OF HAZARDOUS MATERIALS REQUIRED TO BE PLACARDED OR IS DESIGNED TO TRANSPORT 16 OR MORE PASSENGERS INCLUDING THE DRIVER.

Part 383 Commercial Drivers License

Endorsements / Restrictions

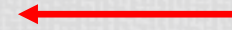
- T - Double/triple trailers (knowledge test only)
- P - Passenger (knowledge and skills tests)
- N - Tank vehicle (knowledge test only)
- H - Hazardous materials (knowledge test only)
- X - Combination of tank vehicle and hazardous materials (knowledge tests)
- S – School Bus (knowledge & skills tests)
- E – No Manual Transmission
- L – No Air Brakes
- O – No Tractor Trailer CMV

Part 383 Commercial Drivers License

Disqualifications and Penalties

- Applicable to holders of a CDL
- Driving a CMV or Non-CMV
- Convicted of violations
 - ✓ Major Offenses
 - ✓ Serious Traffic Violations
 - ✓ Railroad-Highway Grade Crossing Offenses
 - ✓ Violating Out-of-Service Orders

NEW: Human Trafficking
Conviction = CDL Ban



Who needs a CDL?

A- having a GCWR or gross combination weight of 26,001 pounds or more whichever is greater, inclusive of a towed unit with a GVWR or gross vehicle weight of more than (10,000 pounds), whichever is greater; **or**



Who needs a CDL?

B- having a GVWR or gross vehicle weight of 26,001 pounds or more, whichever is greater;
or



Who needs a CDL?

C- Vehicle that does not meet Group A or B requirements but that either -

- Is designed to transport 16 or more passengers, including the driver; **or**
- Is of any size and is used in the transportation of hazardous materials as defined in this section.
 - ***Hazardous materials*** means any material that has been designated as hazardous under 49 U.S.C. 5103 and is required to be placarded under subpart F of 49 CFR part 172 or any quantity of a material listed as a select agent or toxin in 42 CFR part 73.

Part 383 Commercial Drivers License

Knowledge Check

You are driving a tractor-trailer CMV with a GCWR of 80,000 pounds. The trailer has a GVWR of 50,000 pounds. You need a Class B CDL.

(True / False)

You are driving a dump truck loaded with gravel. The dump truck has a GVWR greater than 26,001 pounds and the truck has air-brakes. You need a Class A CDL.

(True / False)

Part 380 ELDT

On or after February 7, 2022

- Must complete training from a training provider listed on FMCSA's Training Provider Registry if applying for a CDL, a CDL upgrade, or a hazardous materials, passenger, or school bus endorsement
- Training now has specific curriculum requirements for each endorsement and classification as well as two core segments:
 - ✓ Theory training
 - ✓ Behind the wheel training

Drug and Alcohol Testing

Part 382

Part 382 Drug and Alcohol Testing

Applicability

- Operators of CDL required vehicles
- For Hire and Private
- Government Agencies
- Non-Profit Passenger Carriers

Exemptions

- Farm Vehicle Drivers & Covered Farm Veh. Drivers
- Military Purposes
- Firefighters
- Emergency Response Vehicle Drivers

Part 382 Drug and Alcohol Testing

Definitions:

- Refuse to Submit
- Safety Sensitive Function
- Designated Employer Representative (DER)
- Medical Review Officer (MRO)
- Consortium/Third Party Administrator (C/TPA)
- Driver

Part 382 Drug and Alcohol Testing

Types of tests required:

- Pre-employment Drug
- Random Drug/Alcohol
- Reasonable Suspicion
- Return-to-Duty
- Follow-up
- Post Accident Drug/Alcohol

Part 382 Drug and Alcohol Testing

- **Pre-employment Drug-** there is no requirement for pre-employment alcohol testing.
- **Random Drug/Alcohol –** Consortiums/ TPA's

Definitions

Part 390.5

Accident means -

- an occurrence involving a commercial motor vehicle operating on a highway in interstate or intrastate commerce which results in:
- A fatality; **or**
- Bodily injury to a person who, as a result of the injury, immediately receives medical treatment away from the scene of the accident; **or**
- One or more motor vehicles incurring disabling damage as a result of the accident, requiring the motor vehicle(s) to be transported away from the scene by a tow truck or other motor vehicle

**Part 382
Drug and
Alcohol
Testing**

SITUATIONAL TESTS: POST ACCIDENT TESTING TABLE

Type of Accident Involved	Was the driver issued a citation?	Are we required to test?
Human Fatality	Yes	Yes
	No	Yes
Bodily Injury	Yes	Yes
	No	No
Disabling Damage	Yes	Yes
	No	No

Part 382 Drug and Alcohol Testing

Situational tests:

Post Accident -Drug/Alcohol

- ✓ 8 hours: Alcohol (document after 2 hours)
- ✓ 32 hours: Controlled substances

Part 382 Drug and Alcohol Testing

Situational tests:

- **Reasonable Suspicion**-supervisor must receive 60 minutes training for controlled substances/ alcohol (each)
- **Return-to-Duty**- following prohibited conduct and completion of SAP evaluation/ recommended treatment
- **Follow-up**- minimum of 6 follows ups within 12 months after negative RTD test

Part 382 Drug and Alcohol Testing

Positive Test Results

- Alcohol \geq .04
- Controlled substances confirmed positive test
- Refusal to test or failure to complete test

Actions

Follow your policy (382.601)

Retain driver

DOT SAP evaluation and testing
(return to duty/ follow up testing)

Terminate driver

Provide SAP(s) contact information

Part 382 Drug and Alcohol Testing

Company Policy (382.601)

- Outlines program
- Provides educational materials
- Defines terms
- Reveals expectations
- Optional provisions
- Driver signs certificate of receipt

Part 382 Drug and Alcohol Testing

Inquiry to previous employers

No longer
required after
1/6/2023

- Prospective employee- driver position/ new hire
- Specific written consent
- Prior 3 years
- Within 30 days of hire
- Good faith effort (document attempts)
- Release of information

Part 382

DACH

Drug and
Alcohol
Testing

Drug & Alcohol Clearinghouse (DACH)- What is it?

- A secure online database
- Provides real-time information of CDL/
CLP program violations

Part 382 DACH Drug and Alcohol Testing

DACH Queries

- Employers are required to query the Clearinghouse for current and prospective employees' drug and alcohol violations **before** permitting those employees to operate a CMV on public roads.
- Employers are required to **annually** query the Clearinghouse for each driver they currently employ.

Part 382
DACH
Drug and
Alcohol
Testing

What records are stored in the Clearinghouse?

- Refusals for drug and/or alcohol tests
- Positive test results
- Return to duty tests
- Any violation that would prohibit a driver from performing any safety sensitive function

Part 382
DACH
Drug and
Alcohol
Testing

Who has access to the Clearinghouse?

- Employers
- Drivers
- 3rd Party Consortia
- Medical Review Officers
- Substance Abuse Professionals
- State Driver Licensing Agencies

Part 382
DACH
Drug and
Alcohol
Testing

Employer Reporting

- An alcohol confirmation test with concentration of 0.04% or higher
- Refusal to test (alcohol)
- Refusal to test (drug) not requiring a determination by the MRO
- Negative RTD test results (drug and alcohol testing, as applicable)
- Completion of follow-up testing

Part 382
DACH
Drug and
Alcohol
Testing

Employer Reporting

Actual knowledge that a driver has:

- used alcohol on duty
- used alcohol within four hours of coming on duty
- used alcohol prior to post-accident testing, or
- used a controlled substance

Part 382
DACH
Drug and
Alcohol
Testing

MRO Reporting

- Verified positive, adulterated, or substituted drug test result
- Refusal to test (drug) requiring a determination by the MRO as specified in 49 CFR 40.191
- Changes a verified drug test per 49 CFR Part 40

Part 382
DACH
Drug and
Alcohol
Testing

SAP Reporting

- Identification of driver and date the initial assessment was initiated
- Date of determination of eligibility for RTD testing

Part 382 Drug and Alcohol Testing

Carrier Record Retention (382.401)

- **Five Years-** positives/ refusals, driver evaluations/ referrals; calendar year summaries; administrative records regarding drug/ alcohol
 - **Two Years-** records relating to collection process
 - **One Year-** negative/ cancelled tests & alcohol tests below .02
- ✓ Location of Records must be secure

Part 382 Drug and Alcohol Testing

Knowledge Check

- All drivers are subject to the drug and alcohol testing requirements. (True / False)
- Drivers must be drug and alcohol tested as a pre-employment condition. (True / False)
- There is no time limitation for post accident alcohol testing. (True / False)
- The clearinghouse will store drug and alcohol testing records for CDL drivers only. (True / False)

Part 387 Insurance



Part 387 Financial Responsibility

Part 387 Insurance

- ✓ Interstate For-Hire Motor Carriers
- ✓ Interstate (**Private or For-Hire**) Motor Carriers transporting HM

MCS-90, MCS-90B, MCS-82, MCS-82B

- Found in Your Policy
- Legal Name
- Marked Primary
- Signed by representative of underwriter not agents

- ✓ Special topic – internal combustible engines

Missouri For-Hire Intrastate – Form E required and higher levels of B.I.P.D., Public Liability, Cargo coverage, etc.

General Regulations

Part 390



Part 390

- Accident register
- Vehicle marking requirements
- Motor carrier identification report - **MCS 150 Form**



**Part
390.15**

Accident Register, when required:

- Fatality
- Bodily injury involving immediate medical treatment away from the scene; or
- One or more vehicles requiring tow away as result of accident

Interstate

- Legal name
- “USDOT” followed by number
- If name of person/ company other than carrier on vehicle, “operated by” preceding name of motor carrier operating CMV.

Part 390.21

Display

- Appear on both sides
- Contrasting color
- Legible from 50 feet
- Maintained legibility

**SAM's Trucking
USDOT 551321**

Sam's Trucking
USDOT 551321



Solely Intrastate for-hire

- Legal name
- “USDOT” followed by number
- For-hire intrastate carriers must have the letters “MO” directly following the USDOT number.

Part 390.21

Display

- Appear on both sides
- Contrasting color
- Legible from 50 feet
- Maintained legibility

SAM's Trucking
USDOT 55132 MO



Sam's Trucking
USDOT 551321

Intrastate marking private carriers

RSMO 301.330

- Name of owner
- Address from which operated
- Each local CMV shall conspicuously place the word “local”



Sam Smith
Sedalia MO

**SAM SMITH
SEDALIA MO**

Part 390.19T

Motor Carrier Identification Reports

- Applicable to interstate carriers and intrastate for-hire carriers
- MCS-150
- Assigns carrier a USDOT number
- Before operations begin, and update every 24 months

Driver Qualification

MoDOT / Motor Carrier Services

Safety & Compliance

Part 391 Driver Qualification

Driver Qualification

Applicability

- Drivers of CMVs including owner operators
- Exceptions
 - ✓ Custom harvesting operations
 - ✓ Apiarian industries (beekeeper)
 - ✓ Covered Farm Vehicles (MAP-21)
 - Farm vehicle drivers of combination/articulated vehicles
 - ✓ Private Motor Carriers of Passengers (Non-Business)

Part 391 Driver Qualification



Driver Qualification

Must meet certain conditions such as:

- ✓ At least 21 years old / 18 for intrastate
- ✓ Read and speak English
- ✓ Safely operate CMV
- ✓ Physically qualified
- ✓ Possess current valid CMV operator's license
- ✓ Driver prepares list of violations for employer (391.27 removal 5-9-2022)
- ✓ Not disqualified
- ✓ Successfully complete drivers road test with employer

Part 391 Driver Qualification



Driver Qualification Missouri Class E license

- Not part of CDL classification
- For Hire and Private carriers in commerce
- Driver receives a wage, salary or commission
- Includes owner operators
- At least 18 years of age

Part 391 Driver Qualification



Driver Qualification file check list.

- ✓ Driver Application for Employment
- ✓ Inquiry to Previous Employers
- ✓ Inquiry To State Agencies
- ✓ Annual Review of Driving Record

Part 391 Driver Qualification



Driver Qualification file check list.

- ✓ Annual Driver's Certification of Violations
(5-9-2022 no longer required)
- ✓ Driver's Road Test Certificate OR
Equivalent
- ✓ Medical Examiners Certificate
- ✓ Note of Verification Examiner is on
National Registry

Part 391 Driver Qualification

Medical Qualifications

- All drivers of CMVs must be medically qualified
- There are some exceptions such as:
 - Missouri grandfather clause
 - Government, Military, etc.
 - Some private property farmer exemptions
- Performed by a licensed medical examiner trained and registered by FMCSA
 - Note in Driver File proving this was verified
- Certificate must also be carried by driver (15 days after added at DMV for CDL drivers)

Part 391
Driver
Qualification

Medical Qualifications

All CDL holders must claim a certification category

- ✓ Non-Excepted Interstate (NI)
- ✓ Non-Excepted Intrastate (NA)
- ✓ Excepted Interstate (EI)
- ✓ Excepted Intrastate (EA)

Failure to notify DOR of your certification category will result in a downgrade of your CDL to a Class E License

New medical card must be presented to DOR upon each renewal

Part 391 Driver Qualification

Medical Exemption Program

Interstate Waivers / SPEs

- Effective March 22, 2022: Implementation of Alternative Vision Standard
- Limb SPE Info: (708)283-3577
- Seizure & Hearing Waiver Info: (202)366-4001

Intrastate Waivers / SPEs

- Limb SPE & Hearing Exemptions
 - Effective March 22, 2022: Mirror Federal Alternative Vision Standard

* MCS Specialist: Pam Lueckenotto
(636)288-6082

Part 391 Driver Qualification

Alternative Vision Standard

- The new alternative vision standard **replaces** the **former vision exemption program** as a basis for determining the physical qualification of drivers who cannot otherwise meet the vision standard.

*

Part 391 Driver Qualification

Alternative Vision Standard

To qualify under the new vision standard, a driver must:

- Have a distant visual acuity better than 20/40 in their better eye with or without corrective lenses
- Have a field of vision of at least 70 degrees in the horizontal meridian.
- Be able to recognize the color of traffic signals and devices.
- Have stable vision deficiency.
- Sufficient time has passed since the vision deficiency became stable to adapt to and compensate for the change in vision.
- Individuals granted exemption are required to **requalify every 12 months**

*

Part 391 Driver Qualification

Knowledge Check

- Driver Qualification files are required of all motor carriers. (True / False)
- In Missouri you must be 21 to hold a Class E license. (True / False)
- Owners who drive a CMV don't need a driver qualification file. (True/False)
- For CDL drivers, an MVR reflecting the medical certificate information may be kept in the driver qualification file in lieu of the actual medical certificate. (True/False)

Unsafe Driving

Part 392
Safe
Driving



Part 392 Safe Driving

Unsafe Driving

- Failure to use Seat Belt
- Cellphone usage/ texting
- Speeding
- Improper lane change
- Ill or fatigued
- Drugs/ alcohol- under the influence or possession



Hours of Service

MoDOT / Motor Carrier Services

Safety & Compliance

Part 395 Hours of Service



Definitions

- On duty time
- Driving time
- Driver
- Sleeper berth
- Adverse driving conditions

Part 395 Hours of Service



2 Sets of Rules

Passenger carriers

- 10 / 15 Hour rules

Property carriers

- 11 / 14 Hour rules

- We will only discuss the property carrier rules in this outreach.

Part 395 Hours of Service



Property Carrier Maximum Driving Time

- 11 Hour Rule
 - 11 hours driving / 10 hours off duty
- 14 Hour Rule
 - 14 hours after coming on duty / 10 hours off duty
 - Off Duty hours cannot extend your workday (split sb may)
- 60 / 70 Hour Rules
 - 60 hours on duty / in 7 days
 - 70 hours on duty / in 8 days

Part 395 Hours of Service



30 Min break requirement

- Requires a 30-minute break only when a driver has driven for a period of 8 hours without at least a 30-minute interruption.
- Does not apply to passenger carriers
- Does not apply to 150 air-mile radius drivers
- Can be taken in either off duty, sleeper berth, or on duty – not driving period options.

Part 395 Hours of Service



Rest period options

- 10 hours consecutive off
- 10 hours consecutive sleeper berth
- 10 hours consecutive combined off-duty & sleeper berth
- Sleeper berth provision

Part 395 Hours of Service



34 Hour Restart Provision

- Property carriers only
- Restarts 7/8 consecutive day period
- Can be used as many times as driver wants

Part 395 Hours of Service



Record of Duty Status

- Applicability
 - Every motor carrier who operates CMVs
- Exceptions
 - Private motor carriers of passengers (non-business)
 - Short haul carriers operating within 150 air mile radius (i.e. time sheets)
- Must record each 24 hour period using the ELD recording method unless exempted.
- Retention
 - RODS and supporting documents for 6 months

Part 395 Hours of Service



ELD General Information

- **Who does this impact?**
ALL drivers who are required to prepare RODS.
- **What vehicles does this impact?**
All makes and models year 2000 and newer
- **Effective Date?**
Effective 12/18/2017
AOBRDs no longer allowed as of 12/16/2019
- **Which device to use?**
ELD Registry <https://csa.fmcsa.dot.gov/ELD/List>

Part 395 Hours of Service



ELD Exceptions:

- Local drivers who operate no more than 8 days in a 30 day period which require RODS
- Driveaway / Towaway operations/ Livestock & insect haulers
- Vehicles older than 2000 manufacture year engine model year 1999 or older are exempt
- Leased vehicles during the first 8 days of lease period. Lease agreement MUST be present

Part 395 Hours of Service



ELD Additional Information

AOBRDs

AOBRDs can continue to be used if otherwise exempted from ELDs, but Part 395 is still applicable.

Malfunction Procedures

Must be reported by driver within 24 hours of occurrence

Can only utilize paper logs for a maximum of 8 days unless an extension has been granted

Request for extension must be filed by 5th day after malfunction has taken place

Short Haul Exception

Daily Hours of Service

Employee Name: *Dave Driver* Month/Year *Feb 2022*

Each day provide the following Information:

1. Time you report for work each day
2. Time you left work each day
3. Total hours worked each day

DO NOT WORK MORE THAN 14 HOURS.

DO NOT DRIVE MORE THAN 11 HOURS.

**YOU MUST BE "OFF DUTY" 10 CONSECUTIVE
HOURS BETWEEN WORK PERIODS.**

MUST STAY WITHIN 150 AIR-MILE RADIUS.

HOURS OF SERVICE			
DATE	START	END	TOTAL HOURS
1	7:30 AM	4:30 PM	9
2	8:30 AM	5:00 PM	8.5
3	11:00 AM	3:00 PM	4
4	:	:	
5	:	:	
6	:	:	

Part 395 Form & Manner

U.S. DEPARTMENT OF TRANSPORTATION **DRIVER'S DAILY LOG**
(ONE CALENDAR DAY = 24 HOURS)

01/03/2022 300 miles Truck #3/ TL #24
(MONTH) (DAY) (YEAR) (TOTAL MILES DRIVING TODAY) (VEHICLE NUMBERS - (SHOW EACH UNIT))

Show Me Carriers (2)
(NAME OF CARRIER OR CARRIERS) (DRIVER'S SIGNATURE IN FULL)

Sedalia MO Lane Trucker
(MAIL) (NAME OF CO-DRIVER)

NO co driver
(HOME TERMINAL ADDRESS)

I certify these entries are true and correct:

	MID-NIGHT	1	2	3	4	5	6	7	8	9	10	11	NOON	1	2	3	4	5	6	7	8	9	10	11	TOTAL HOURS
1: OFF DUTY	[Red line across all hours]																							20	
2: SLEEPER BERTH	[Vertical tick marks]																							0	
3: DRIVING	[Vertical tick marks]																							3.75	
4: ON DUTY (NOT DRIVING)	[Vertical tick marks]																							.25	
REMARKS (7)	[Vertical tick marks]																							24	

PTI- KC MO

Pro or Shipping No BL/ #205674

Shipping document, manifest number, or name of a shipper and commodity information required by Section 395.8(a).
 Check the time and enter the name of place you reported and where released from work and when and where each change of duty occurred. Explain excess hours - Section 395.8(c).

FROM: _____ TO: _____
(STARTING POINT OR PLACE) (DESTINATION OR TURN AROUND POINT OR PLACE)

USE TIME STANDARD AT HOME TERMINAL

RECAP

DAY NO. _____

DRIVING HRS. TODAY
TOTAL LINE 3 _____

DRIVING VIOLATION TODAY _____

ON DUTY HRS. TODAY TOTAL LINES 3 & 4 _____

70 HRS DAY DRIVERS _____

A. _____

TOTAL HRS. ON DUTY LAST 7 DAYS, INCL. TODAY _____

B. _____

TOTAL HRS. AVAILABLE TOMORROW: 70 HRS. MINUS A _____

C. _____

TOTAL HRS. ON DUTY LAST 8 DAYS INCL. TODAY _____

80 HR/7 DAY DRIVERS _____

A. _____

TOTAL HRS. ON DUTY LAST 8 DAYS, INCL. TODAY _____

B. _____

TOTAL HRS. AVAILABLE TOMORROW: 80 HRS. MINUS A _____

C. _____

TOTAL HRS. ON DUTY LAST 7 DAYS, INCL. TODAY _____

Part 395 Hours of Service



Miscellaneous HOS topics

- Train your drivers and document
- Remember to account for other/2nd jobs on time records.
- Have a driver statement for first time or intermittent drivers (see Compliance Manual for example).

Part 395 Hours of Service



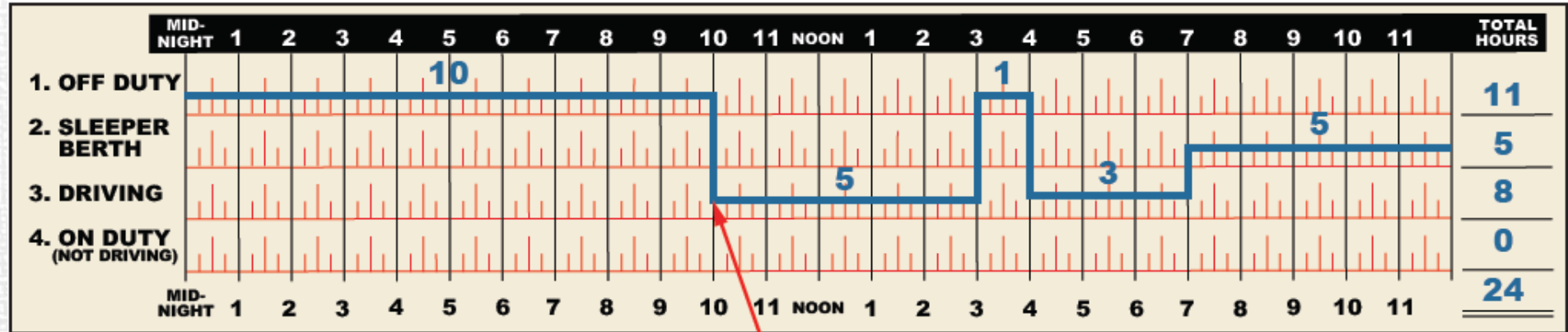
Applying the 11-hour rule

Three step process

1. Determine last 10 hours of rest.
2. Determine next ten hours of rest
3. Count only “driving time” between those two periods.

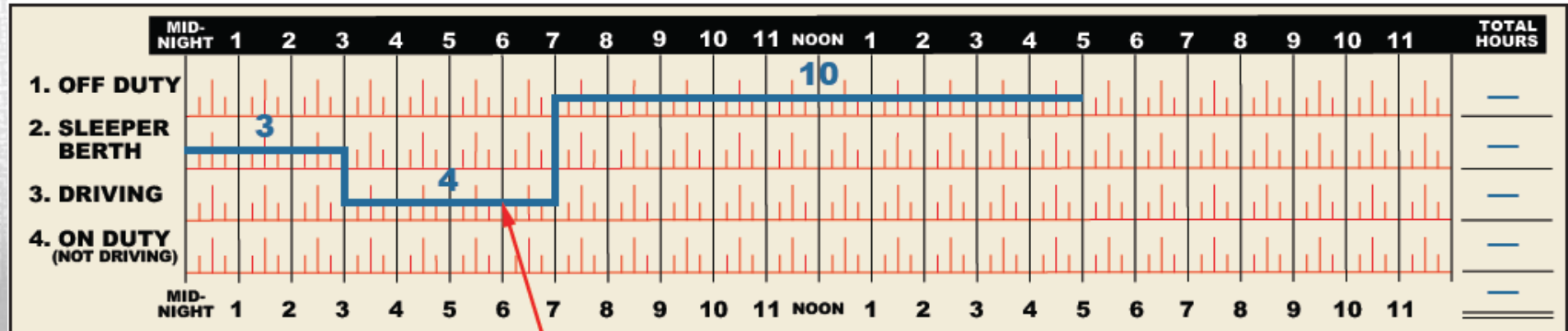
Part 395 11 Hour Rule

Day 1



CP

Day 2



11-HOUR VIOLATION

Part 395 Hours of Service

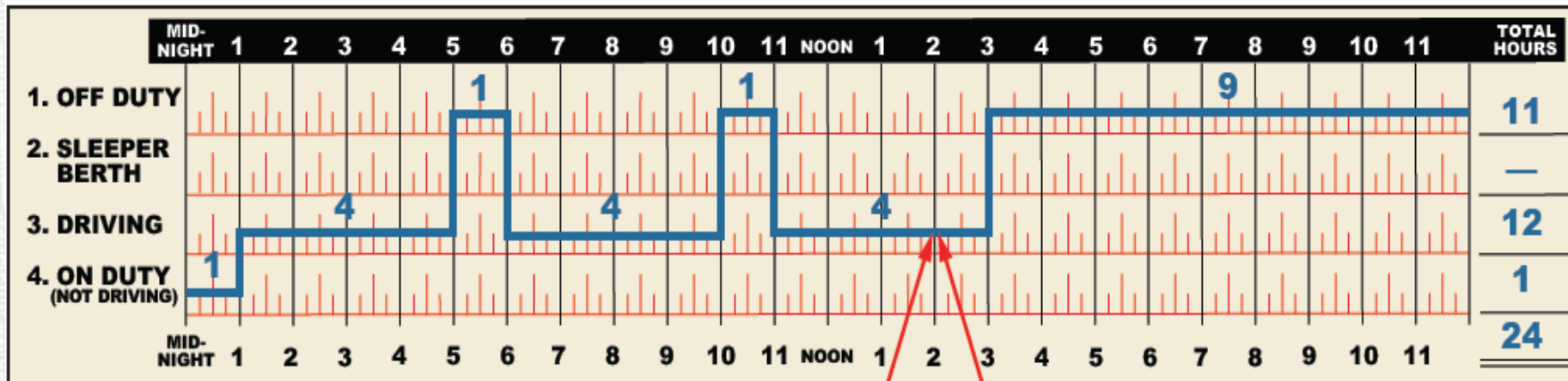


Applying the 14-hour rule

1. Determine last 10 hours of rest.
2. Count all time except for time credited towards a qualifying split sleeper berth.
3. Violations begin when the driver drives the vehicle after the end of the 14th hour, after coming on duty following 10 consecutive hours off-duty.

Part 395 14 Hour Rule

Day 1



11-HOUR VIOLATION

14-HOUR VIOLATION

Day 2



Part 395 60 Hour Rule



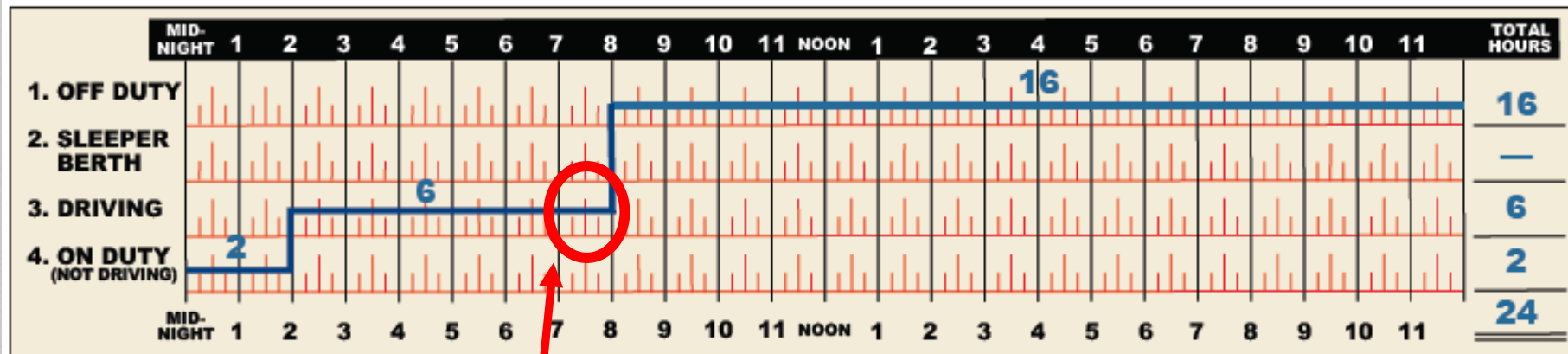
Date	Time
1/4	11
1/5	10
1/6	10
1/7	10
1/8	12
1/9	8
1/10	<u>7</u>

Total = 68 Hours

Part 395 60 Hour Rule



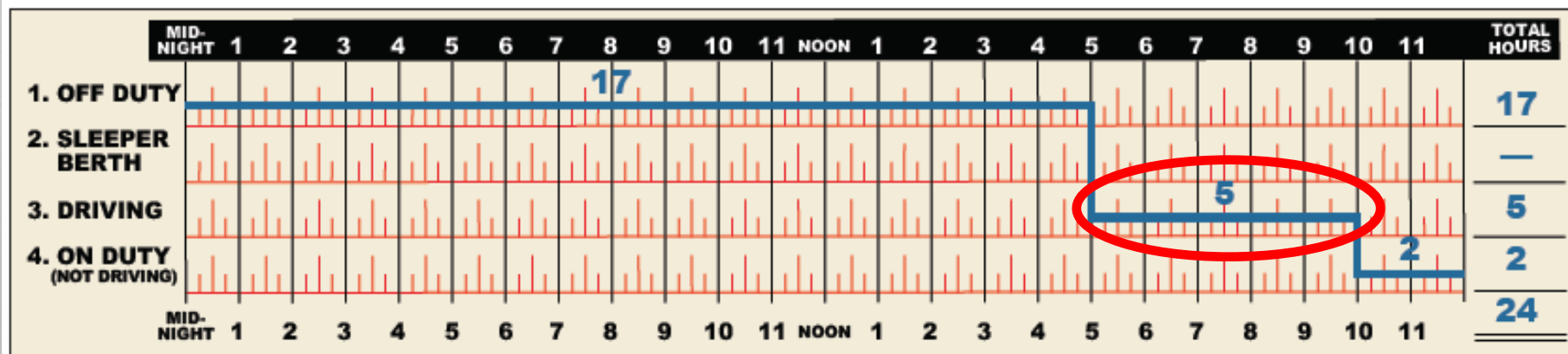
Day 6



60th hour

60 HOUR VIOLATIONS

Day 7



Part 395 Hours of Service



FOR MORE INFORMATION:

Educational materials regarding the Hours of Service regulations are posted on the FMCSA web site found at the following links:

www.fmcsa.dot.gov

[ELD - ELD - FAQs \(dot.gov\)](#)

Part 395

Hours of Service



Knowledge check

- Can “On-Duty Not Driving” be used to meet the 30 Minute Rest Break?
- You come across a receipt for tire repair when you compare the locations the driver’s log shows him nowhere near the location on the receipt. What should you do?
- RODS and supporting documents should be kept for 6 months. (True/False)
- Off-Duty time can be used while waiting to be loaded. (True/False)

Vehicle Maintenance

MoDOT / Motor Carrier Services

Safety & Compliance

Parts 393/396 Maintenance



Two sections deal with maintenance of commercial motor vehicles

Parts and accessories (Part 393)

- Applicable to all who meet definition of CMV in general requirements, no exceptions
- No record keeping

Inspection, repair and maintenance (Part 396)

- Applicable to all motor carriers
- Record keeping required except PMCP non-business and Covered Farm Vehicles (CFV)

Parts 393/396 Maintenance



Parts and Accessories

- Guidelines for the minimum standards for all CMVs
- Roadside Violations
- Vehicle Maintenance BASIC

VIOLATIONS

<u>Vio Code</u>	<u>Section</u>	<u>Unit</u>	<u>OOS</u>	<u>Citation #</u>	<u>Verify</u>	<u>Crash</u>	<u>Violations Discovered</u>
393.9T	393.9T	1	N		N	N	Inoperable tail lamp: Left side tail lamp is inoperable.
393.207B	393.207B	2	N		N	N	Adjustable axle locking pins missing or not engaged: On the left side of the trailer tandems, the front locking pin is not engaged.

Parts 393/396 Maintenance



Inspection repair and maintenance

Records

- Maintenance File
 - Identifying information
 - Preventive maintenance plan
 - Log of operations performed
- Retain for 1 year while vehicle is in motor carrier's control and for 6 months thereafter

Parts 393/396 Maintenance



Inspection, repair and maintenance

396.11 - Post-trip inspection report

- End of day on each vehicle driven
- Only days where defects were found on each vehicle driven
- Note defects or indicate deficiencies
- Defects noted must be corrected before dispatch
- Next driver reviews previous days inspection
- Retain report for 90 days

Parts 393/396 Maintenance



Periodic Inspection (Federal Annual) 396.17

- Truck and trailer meet definition of CMV
- Performed each 12 month period
- Inspector qualifications
- Retain for 14 months
- Roadside inspections with CVSA decals are no longer acceptable equivalent

Periodic Inspection

- Performed by commercial maintenance shop OR
- Performed in house by mechanic that meets criteria specified in 396.19 & 396.25
- Proof of a periodic inspection is required to be produced roadside

Parts 393/396
Maintenance

A detailed vehicle inspection report form titled 'VEHICLE HISTORY RECORD' and 'VEHICLE COMPONENTS INSPECTED'. The form includes sections for vehicle information (make, model, year, license plate), inspection details (inspector name, date, location), and a grid for recording inspection results for various components. The components listed include: 1. BRAKE SYSTEM, 2. COUPLING DEVICES, 3. EXHAUST SYSTEM, 4. FUEL SYSTEM, 5. LIGHTING DEVICES, 6. SAFE LOADING, 7. STEERING MECHANISM, 8. SUSPENSION, 9. FRAME, 10. TIRES, 11. WHEELS AND RIMS, and 12. WINDSHIELD GLASSING. The form also includes a certification statement at the bottom: 'CERTIFICATION: THIS VEHICLE HAS PASSED ALL THE INSPECTION ITEMS FOR THE ANNUAL VEHICLE INSPECTION REPORT IN ACCORDANCE WITH 49 CFR 396.' The form is marked 'ORIGINAL' and 'FORM 396'.

Maintenance Part 396.25



Brake Inspectors

- No motor carrier may require or permit any employee who does not meet the minimum brake inspector qualifications to be responsible for the inspection, maintenance, service or repairs of any brakes on its commercial vehicles.
- No motor carrier may employ any person as a brake inspector unless the **evidence of their qualifications** is maintained at their principal place of business, or at the location at which the inspector is employed.

Parts 393/396 Maintenance



CVSA Decal

- Commercial Vehicle Safety Alliance
- Affixed after a successful level I or V inspection
- Government use only
- Decal is vehicle specific
- Indicates that vehicle inspected within past 90 days



Parts 393/396 Maintenance



Knowledge check (true/ false)

- Proof of the current Periodic Inspection must be kept with the vehicle.
- Driver vehicle inspection reports must be completed for everyday.
- Roadside inspections that received CVSA decals count as Federal Annual Inspection equivalents.
- You only fill out a DVIR on the last vehicle driven that day.
- Federal Annual Inspections are performed each time you renew a plate.



Do You Need Help?

TEXT 233733 (BE FREE)

1-888-3737-888 (US)

Truckers Against Trafficking



Truckers Against Trafficking (TAT) seeks to educate, equip, empower and mobilize members of the trucking industry to combat human trafficking as part of their regular jobs.

Impact of Trafficking:

- There are **21 million** victims of human trafficking globally. (International Labor Organization)
- Human trafficking is a **\$150 billion** industry. (International Labor Organization)
- Thousands of children are at risk of forced prostitution in the US each year. (National Center for Missing and Exploited Children)

How You Can Help

Call and report what you know!

- Truckers are the eyes and ears of our nation's highways and are the number one demographic of calls into the national hotline

Develop and incorporate training for drivers specific to identifying and reporting suspected trafficking

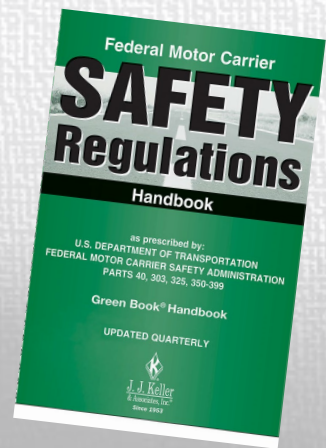
- Training materials and resources can be found on the TAT website

Make the Call, Save Lives.

1-888-373-7888

www.truckersagainsttrafficking.org

Additional Compliance Resources



MCS Partners

Roadside CMV Enforcement

- Kansas City Police Department
- St. Louis Police Department
- St. Louis County Police Department
- Missouri Highway Patrol

Regulatory Agency

Federal Motor Carrier Safety Administration

www.fmcsa.dot.gov

1-800-832-5660

MCS Credentials Contact Information

MoDOT Carrier Express Link:
<http://www.modot.org/mce>

Motor Carrier Services Homepage:
<http://www.modot.org/mcs>

Motor Carrier Services Toll Free #:
(866)831-6277

- OSOW Option #1
- IFTA / IRP Option #2
- OPA Option #3
- Payment option #4
- UCR Option #5
- Safety & Compliance #6

