

Frequently asked questions about the 100-air-mile rule

For a detailed look at the hours-of-service regulations for drivers, read Part 395 in the Federal Motor Carrier Safety Regulations. You must keep time records when operating any commercial vehicle over 10,001 pounds GVWR in interstate commerce. You must keep time records when operating commercial vehicles over 26,001 pounds GVWR within the state of Nebraska. Beyond 100 air miles, this requires a log book or electronic logging.

The 100-air-mile exemption, 395.1(e), applies to both interstate and intrastate drivers. (Intrastate means you never cross state lines, not even from Omaha to Council Bluffs or Big Springs to Julesberg.)

Q: I make short, local hauls. Sometimes I go back and forth between Hastings and York twice in one day, but I always stay within 100 air miles of our terminal. What sort of time records do I need to keep?

A: If you are the driver, none. If you are the motor carrier, you must maintain time records for six months showing:

- The time the driver reports for duty each day
- The time the driver is released from duty each day
- Total number hours the driver was on duty each day, and
- Total time on duty for the preceding seven days for drivers used for the first time or intermittently

If you are both the motor carrier *and* the driver, you need to maintain the time records. However, you don't need to have them in your possession on the truck.

Q: What are the "terms and conditions" for claiming the 100-air-mile exemption?

A: The driver must operate within a 100-air-mile radius of the normal

work-reporting location. The driver must return to the work-reporting location and be released from work within 12 consecutive hours.

If you carry property, each 12-hour on-duty period must be separated by at least 10 consecutive hours off-duty. The driver may not drive more than 11 hours in each 12-hour on-duty period.

If you carry passengers, each 12-hour on-duty period must be separated by eight hours off-duty. The driver may not drive more than 10 hours in each 12-hour on-duty period.

Q: Do I need to worry about this if the commercial vehicle I drive doesn't require a CDL?

A: If you drive a commercial vehicle that weighs less than 26,001 pounds GVWR, operate only within Nebraska, and what you are hauling is not the continuation of an interstate movement, then you are not required to keep time records or log books.

Q: Just how far is 100 air miles?

A: 115.08 land miles, also known as "statute miles." Measuring in air miles, you can draw a straight line from the terminal to your destination. If your route was a winding road, your odometer might say you've gone 130 miles, but you're still within the air miles limit.



www.truckservicesonline.com

402-476-7671

1701 K Street

Lincoln, NE 68508

Helpful supplies you can buy from
Truck Services

driver's time record forms

•

log books

•

"pocket-sized" edition of the
Federal Motor Carrier
Safety Regulations

.....

Drivers operating farm trucks are not required to keep time records for interstate travel within 100 air miles of the farm or ranch. If operating a farm truck for interstate travel outside of 100 air miles, a log book or electronic logging is required.