

115TH CONGRESS
2D SESSION

H. R. 6178

To amend the Motor Carrier Safety Improvement Act of 1999 with respect to exemptions from certain motor carrier regulations, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 21, 2018

Mr. CRAWFORD (for himself, Mr. BISHOP of Georgia, and Mr. WESTERMAN) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

A BILL

To amend the Motor Carrier Safety Improvement Act of 1999 with respect to exemptions from certain motor carrier regulations, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Honest Operators Un-
5 dertake Road Safety Act” or the “HOURS Act”.

6 **SEC. 2. TRANSPORTATION OF AGRICULTURAL COMMOD-**
7 **ITIES AND FARM SUPPLIES.**

8 Section 229 of the Motor Carrier Safety Improve-
9 ment Act of 1999 (49 U.S.C. 31136 note) is amended—

1 (1) in subsection (a)(1), by striking “during
2 planting and harvest periods, as determined by each
3 State,”; and

4 (2) in subsection (e)(8), by striking “during the
5 planting and harvesting seasons within each State,
6 as determined by the State, and livestock feed at
7 any time of the year” and inserting “and livestock
8 feed”.

9 **SEC. 3. SHORT-HAUL OPERATIONS.**

10 Not later than 180 days after the date of enactment
11 of this Act, the Secretary of Transportation shall issue or
12 revise regulations to ensure that a driver is exempt from
13 the requirements of sections 395.8 and 395.11 of title 49,
14 Code of Federal Regulations (or any successor regula-
15 tions), if—

16 (1) the driver operates within a 150 air-mile ra-
17 dius of the normal work reporting location;

18 (2) the driver (except a driver-salesperson)—

19 (A) if driving a property-carrying commer-
20 cial motor vehicle, returns to the work reporting
21 location and is released from work within 14
22 consecutive hours; and

23 (B) if driving a passenger-carrying com-
24 mercial motor vehicle, returns to the work re-

1 porting location and is released from work with-
2 in 12 consecutive hours;

3 (3) the driver—

4 (A) if driving a property-carrying commer-
5 cial motor vehicle, has at least 10 consecutive
6 hours off duty separating each 14 hours on
7 duty; and

8 (B) if driving a passenger-carrying com-
9 mercial motor vehicle, has at least 8 consecutive
10 hours off duty separating each 12 hours on
11 duty;

12 (4) the driver—

13 (A) if driving a property-carrying commer-
14 cial motor vehicle, does not exceed the max-
15 imum driving time specified in section
16 395.3(a)(3) of title 49, Code of Federal Regula-
17 tions (or any successor regulation), following 10
18 consecutive hours off duty; and

19 (B) if driving a passenger-carrying com-
20 mercial motor vehicle, does not exceed 10 hours
21 maximum driving time following 8 consecutive
22 hours off duty; and

23 (5) the motor carrier that employs the driver
24 maintains and retains for a period of 6 months accu-
25 rate and true time records showing the—

1 (A) time the driver reports for duty each
2 day;

3 (B) total number of hours the driver is on
4 duty each day;

5 (C) time the driver is released from duty
6 each day; and

7 (D) total time for the preceding 7 days in
8 accordance with section 395.8(j)(2) of title 49,
9 Code of Federal Regulations (or any successor
10 regulation), for drivers used for the first time
11 or intermittently.

12 **SEC. 4. SUPPORTING DOCUMENTS.**

13 Not later than 180 days after the date of enactment
14 of this Act, the Secretary of Transportation shall issue or
15 revise regulations to ensure that a driver or motor carrier
16 subject to the use of an electronic logging device pursuant
17 to section 31137 of title 49, United States Code, shall only
18 be required, for purposes of Federal hours of service re-
19 quirements, to obtain and retain supporting documenta-
20 tion regarding the start and end times of each applicable
21 daily on-duty period.

22 **SEC. 5. SLEEPER BERTHS.**

23 Before the date that is 2 years after the date of en-
24 actment of this Act, the requirements under section
25 31136(g)(1) of title 49, United States Code, shall not

1 apply to a rulemaking regarding hours of service require-
2 ments as they relate to sleeper berths for property-car-
3 rying commercial motor vehicle drivers.

