

TEAMSTERS LOCAL UNION NO. 79

Teamsters, Chauffeurs and Helpers, Tampa and Vicinity, Florida

Affiliated with the International Brotherhood of Teamsters • Teamsters Joint Council 75 • Labor Councils

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July 1, 2013

To: All Stewards

The following information, dated June 13, 2013, was received from LaMont Byrd, Director Safety and Health Department concerning Hours of Service Final Rule: Compliance Dates Reminder.

"On February 27th, 2012, the Federal Motor Carrier Safety Administration (FMCSA) revised the hours-of-service (HOS) safety requirement for commercial truck drivers. Provided below is a brief summary of the regulatory requirements, emphasizing the dates on which drivers and motor carriers must comply with certain provisions of the revised rule. The new rule is applicable to drivers of commercial motor vehicles (CMVs) as defined below:

- Weights 10,001 pounds or more,
- Has a gross vehicle weight rating or gross combination weight rating of 10,001 pounds or more,
- Is designed or used to transport 16 or more passengers (including the driver) for compensation,
- A vehicle that is involved in Interstate or intrastate commerce and is transporting hazardous materials in a quantity requiring placards.

34-Hour Restart Provision

Effective July 1st, 2013, the revised 34-hour restart provision will limit the use of restart to once every 7 days (168) hours) and required that each 34-hour rest period include two off-duty periods between 1 AM and 5 AM.

Mandatory Break Rest Break Provisions

Effective July 1st, 2013, the new rule will prohibit drivers from operating a commercial motor vehicle if more than 8 hours have passed since the driver's last off-duty period of at least 30 minutes. Essentially this means that drivers are required to take a break of at least 30-minutes within the first 8 hours of having reported for duty. If the driver does not take a break as described above, he/she will not be permitted to drive a commercial motor vehicle until such break is taken.

On-Duty Time

The new rule established a revision to the definition of On-Duty Time. According to the new definition, "On-Duty Time" WILL NOT include time:

- Spent resting in or on a parked vehicle
- Time spent resting in a sleeper berth, or
- Up to 2 hours riding in the passenger seat of a property-carrying vehicle moving on the highway immediately before or after a period of at least 8 consecutive hours in the sleeper berth."

