



# THE FMCSA & E-LOGS

## KNOW THE RULES AND CONSEQUENCES

FMCSA released the new CVSA inspection bulletin pertaining to ELDs and AOBDRs. The rules beginning December 18, 2017, are outlined below.

### NO RECORD OF DUTY

A driver is considered to have a no record of duty status if:

- The driver/carrier is using an electronic logging device (ELD) that is not authorized by the Federal Motor Carrier Safety Administration (FMCSA)
- The driver is unable to produce or transfer the data from an Automatic On-Board Recording Device (AOBRD) or ELD to an authorized safety official as required
- The carrier does not repair a malfunctioning ELD or AOBRD within eight days or obtain an extension from the FMCSA Division Administrator
- The driver does not log into the ELD device as required
- The driver is required to have an ELD, but the vehicle is not equipped with an ELD or AOBRD

If a property-carrying vehicle has no record of duty status, the driver will be placed **out of service for 10 consecutive hours**

### FALSE RECORD OF DUTY

If a property-carrying vehicle has a false record of duty status, the driver will be placed **out of service for 10 consecutive hours**

A driver is considered to have a false record of duty status if:

- The driver indicates use of a special driving category when not involved in that activity

### NO PREVIOUS SEVEN DAYS

A driver is considered to not have the previous seven days of logs if:

- The driver with a malfunctioning AOBRD or ELD fails to reconstruct logs for the current twenty-four hour period and the previous seven days as required

If a property-carrying vehicle does not have the previous seven days' record, the driver will be placed **out of service for 10 consecutive hours**

Visit <http://info.gwccnet.com/eld> for more ELD resources.

This material is intended to be a broad overview of the subject matter and is provided for informational purposes only. Great West Casualty Company does not provide legal advice to its insureds, nor does it advise insureds on employment-related issues; therefore the subject matter is not intended to serve as legal or employment advice for any issue(s) that may arise in the operations of its insureds. Legal advice should always be sought from the insured's legal counsel. Great West Casualty Company shall have neither liability nor responsibility to any person or entity with respect to any loss, action, or inaction alleged to be caused directly or indirectly as a result of the information contained herein.

© Copyright Great West Casualty Company 2017. The material in this publication is the property of Great West Casualty Company unless otherwise noted, and may not be reproduced without its written consent by any person other than a current insured of Great West Casualty Company for business purposes. Insured should attribute use as follows: "Used with permission by Great West Casualty Company."

