

# Trucking Compliance Webinar

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AMERICAN FARM BUREAU FEDERATION®

# Recent Agricultural Transportation Issues

- Covered Farm Vehicle Exemption
- 150 Air-Mile Exception
- 30-Minute Break Exemption
- ELD Exemption for Livestock and Insects
- 2018 Farm Bill
- What's Next?



# Covered Farm Vehicles

- Part of MAP-21 (2012) - Covered farm vehicles weighing 26,001 pounds or more, operated by a farmer or a farmer's employee, are exempt from HOS and CDL regulations if the vehicle is operated in the State of registration or within a 150-air mile radius of the farmer's farm or ranch. Covered farm vehicles weighing 26,000 pounds or less are exempt throughout the country.
- The FAST Act (2015) protected States from losing federal funding if additional regulatory relief were provided to covered farm vehicles and drivers.



# 150 Air-Mile Exception

- During planting and harvesting periods, as determined by each State, drivers who transport agricultural commodities are exempt from HOS regulations from the source of the agricultural commodities to a location within a 150 air-mile radius (172.6 statute miles) of the source.





# 150 Air-Mile Exception

- Once a driver operates beyond the 150 air-mile radius of the source, 49 CFR part 395 applies.
- The driver is then subject to the limits under the hours-of-service rules and must record those hours. Once the hours-of-service rules begin to apply on a given trip, they continue to apply for the duration of that trip, until the driver crosses back into the area within 150 air-miles of the original source of the commodities.



# 30-Minute Rest Break Exemptions

- Drivers who transport commercial bees in interstate commerce are exempt from the 30-minute break required by the HOS regulations if there are bees on board the vehicle.
- Drivers who transport livestock in interstate commerce are exempt from the 30-minute break required by the HOS regulations if there is livestock on board the vehicle.



# ELD Exemption for Livestock and Insects

- Transporters of livestock and insects are not required to have an ELD. The statutory exemption will remain in place until further notice. Drivers do not need to carry any documentation regarding this exemption.



# Farm Bill – Definition of Livestock

- H.R. 2, the Farm Bill, clarified and expanded what is considered livestock under DOT regulations to include:
  - alpacas, llamas, live fish and crawfish





# What's Next?

- Hours of Service?
  - Legislatively
  - Administratively
- Expanded 150 air-mile radius?
- Infrastructure Legislation?



**Thank You!**

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