Electronic Logging Device Update

Animal Care & Handling Conference
October 19, 2019
Tiffany Lee, DVM, PhD
ELD Rule

• Electronic logging devices required for all truck drivers by December, 2017
• More accurately records work/drive times for Hours of Service regulation compliance
  – 11 hours driving or 14 hours working
  – Must take 10-hour break
  – 30-minute break after 8 hours (non-livestock)
• No consideration for animal welfare
  – Ranch-to-feedlot hauls (>20 hours)
  – Feedlot-to-slaughter hauls (i.e. Canada to U.S.)
• No consideration for driver shortages
ELD Rule

• 2018 Omnibus Spending Bill
  – No funds appropriated to the enforcement of this rule
  – Livestock and bees only
  – Until end of federal fiscal year (September 30, 2018)
    • Continuing resolution
    • Extended to December 7, 2018
  – Expect the same exemption in the 2019 bill

• Still does not correct the Hours of Service problem
ELD Rule

• Transporting Livestock Across America Safely Act
  – House (Yoho)
  – Senate (Ernst/Sasse)

• Honest Operators Undertake Road Safety Act
  – House (Crawford)
ELD Rule

• TLAAS Act
  – Applies to livestock, honey bees, insects, fish, and crawfish
  – On-duty time shall exclude time spent:
    • At a plant, terminal facility, etc. where the driver is waiting to be dispatched
    • Loading/unloading (including attendance/supervision)
    • Remaining in readiness or giving/receiving receipts
  – Drive time=not less than 15, not more than 18 hours within at 24-hour period
  – Rest periods not included
  – Rest break of five hours less than maximum drive time
  – If driver within 150 air-miles of destination, may continue up to two hours
  – 10-hour rest period does not apply
ELD Rule

• HOURS Act
  – Transport of agricultural commodities and farm supplies (not specific to livestock)
  – Strikes “during planting and harvest periods” provision
  – Revisions mostly for short-haul operations
ELD Rule

• Petition submitted to DOT/FMCSA
  – NCBA, LMA, AFBA, ABF, AHPA, NAA
  – Requests 5-year exemption from HOS requirements that:
    • Limit the maximum driving hours for property-carrying drivers to 11
    • Limit the total consecutive on-duty hours for those drivers to 14
  – Also requests approval to, after 10 consecutive hours off duty:
    • Drive through the 16th consecutive hour after coming on duty
    • Drive a total of 15 hours during that 16-hour period.
ELD Rule

• Current extension is to December 7, 2018
• 2019 Omnibus Spending Bill would extend to September 30, 2019
• Current driving/working hours
  – 11 hours driving or 14 hours working
  – Must take 10-hour break
Questions?