

116TH CONGRESS  
1ST SESSION

# H. R. 1697

To exempt motor carriers that own or operate 10 or fewer commercial vehicles from the electronic logging device mandates, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 12, 2019

Mr. PETERSON (for himself and Mr. GIANFORTE) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

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## A BILL

To exempt motor carriers that own or operate 10 or fewer commercial vehicles from the electronic logging device mandates, 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 “Small Carrier Elec-  
5 tronic Logging Device Exemption Act of 2019”.

1 **SEC. 2. EXCEPTION TO THE ELECTRONIC LOGGING DEVICE**  
2 **REQUIREMENTS FOR MOTOR CARRIERS**  
3 **THAT OWN OR OPERATE 10 OR FEWER COM-**  
4 **MERCIAL VEHICLES.**

5 Section 31137(b)(3) of title 49, United States Code,  
6 is amended to read as follows:

7 “(3) EXCEPTION.—

8 “(A) IN GENERAL.—An excepted motor  
9 carrier may comply with the hours of service re-  
10 quirements by requiring each driver to use—

11 “(i) a paper record of duty status  
12 form; or

13 “(ii) an electronic logging device.

14 “(B) EXCEPTED MOTOR CARRIER DE-  
15 FINED.—In this subsection, the term ‘excepted  
16 motor carrier’ means—

17 “(i) a motor carrier when transporting  
18 a motor home or recreation vehicle trailer  
19 within the definition of the term  
20 ‘driveaway-towaway operation’ (as defined  
21 in section 390.5 of title 49, Code of Fed-  
22 eral Regulations); and

23 “(ii) a motor carrier that owns or op-  
24 erates 10 or fewer commercial motor vehi-  
25 cles, including commercial motor vehicles  
26 owned or operated by all motor carriers af-

1                   filiated with that motor carrier by common  
2                   ownership, common management, common  
3                   control, or common familiar relationship.”.

4 **SEC. 3. REQUIREMENT TO PRESCRIBE REGULATIONS.**

5           Not later than 90 days after the date of enactment  
6 of this Act, the Secretary of Transportation shall promul-  
7 gate such regulations as are necessary to carry out the  
8 amendment made by section 2 of this Act.

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