All drivers operating commercial motor vehicles as defined in Title 49, Code of Federal Regulations, Section 383.5 (see below) must complete and maintain a Record of Duty Status (log book) unless the driver complies with all of the following:

- The driver operates within a 100-air-mile radius of the normal work reporting location, and
- The driver, except a driver salesperson, returns to the work reporting location and is released from work within 12 consecutive hours, and
- At least 10 consecutive hours off duty separate each 12 hours on duty, and
- The driver does not exceed 11 hours maximum driving time following 10 consecutive hours off duty, and
- The motor carrier that employs the driver maintains and retains for a period of six months accurate and true time records showing:
  - The time the driver reports for duty each day
  - The total number of hours the driver is on duty each day
  - The time the driver is released from duty each day
  - The total time for the preceding seven days in accordance with Title 49, Code of Federal Regulations, Section 395.8(j)(2) for drivers used for the first time or intermittently.

**DEFINITION OF COMMERCIAL MOTOR VEHICLE (383.5)**

Commercial motor vehicle (CMV) means a motor vehicle or combination of motor vehicles used in commerce to transport passengers or property if the motor vehicle:

- Has a gross combination weight rating of 26,001 pounds or more inclusive of a towed unit(s) with a gross weight rating of more than 10,000 pounds; or
- Has a gross vehicle weight rating of 26,001 or more; or
- Has an actual gross weight of 26,001 or more; or
- Is designed to transport 16 or more passengers, including the driver; or
- Is of any size and used in the transportation of hazardous material in a quantity requiring the use of placards.

A Safety Message from Project P.I.E.
(Public Information & Education)
FACT SHEET #02
Georgia Department of Public Safety
Motor Carrier Compliance Division
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