Hours of Service Exceptions

**§395.1 Scope of the rules in this part.**

## Guidance Q&A

***Question 19:*** May drivers who work split shifts take advantage of the 100-air-mile radius exemption found at §395.1(e)?

***Guidance:*** Yes. Drivers who work split shifts may take advantage of the100-air-mile radius exemption if: 1. The drivers operate within a 100-air-mile radius of their normal work-reporting locations; 2. The drivers return to their work-reporting locations and are released from work at the end of each shift and each shift is less than 12 consecutive hours; 3. The drivers are off-duty for more than 8 consecutive hours before reporting for their first shift of the day and spend less than 12 hours, in the aggregate, on-duty each day; 4. The drivers do not exceed a total of 10 hours driving time and are afforded 8 or more consecutive hours off-duty prior to their first shift of the day; and 5. The employing motor carriers maintain and retain the time records required by 395.1(e)(5).