Hours of Service Exceptions

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

## Guidance Q&A

***Question 22:*** A driver returns to his/her normal work reporting location from a location beyond the 100-air-mile radius and goes off duty for 7 hours. May the driver return to duty after being off-duty for 7 hours and utilize the 100-air-mile radius exemption?

***Guidance:*** No. The 7-hour off-duty period has not met the requirement of 10 consecutive hours (for drivers of property-carrying vehicles) or 8 consecutive hours (for drivers of passenger-carrying vehicles) separating each 12-hour on-duty period. The driver must first accumulate 10 consecutive hours off duty (for property carriers) or 8 consecutive hours off-duty (for passenger carriers) before operating under the 100 air-mile radius exemption.