**Part 390**

**§ 390.23 Relief from regulations**

***Question 2***

Editorial Category: Emergency

Editorial Type: Significant Regulatory Guidance

Unique Identifier: FMCSA-RG-390.23-Q002

Mode: General

Topic: Driver recordkeeping while providing assistance in an emergency

Subject: Emergency

Keywords: Emergency, Recordkeeping, Direct Assistance, 390.23

Tags: Emergency, recordkeeping, direct assistance, 390.23

Regulatory Topic: Driver recordkeeping while providing assistance in an emergency

***Question 2:*** Section 390.23 provides that [parts 390](file:///C%3A/Users/ssharda/Desktop/1363) through [399](file:///C%3A/Users/ssharda/Desktop/1372) do not apply to any motor carrier or driver operating a CMV to provide direct assistance in an emergency. Is a motor carrier or driver required to keep a record of the driver’s on-duty or driving time while providing relief?

*Guidance:* No.

ISSUED DATE: APRIL 4, 1997

EFFECTIVE DATE: APRIL 4, 1997

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| Program Review |  |  |  |
| Legal Review | Charles Medalen |  | 2/17/20 |
|  | Sue lawless | 2/19/20 |  |
| Modified from original guidance | no |  |  |
| Other information |  |  |  |
|  |  |  |  |