FMCSA-HOS-ELD-395-FAQ59(2017-04-03)-CORR1

Question: What must a motor carrier do with unassigned driving records from an electronic logging device (ELD)?

**Answer:** Under 49 CFR [395.32(c)](https://www.ecfr.gov/current/title-49/subtitle-B/chapter-III/subchapter-B/part-395#p-395.32(c)), a motor carrier must either annotate the record and explain why the time is unassigned or assign the time to the appropriate driver. The motor carrier must retain unidentified driving records for at least 6 months from the date of receipt as a part of its hours of service ELD records and make them available to authorized safety officials.

**Contact Info:** FMCSA ELD Information, 1-800-832-5660 or ELD@dot.gov.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

*Note: This guidance document does not have the force and effect of law and is not meant to bind the public in any way.  It is intended only to provide information and clarity regarding existing requirements under the law or agency policies.*

**Regulatory Topic: ELD Guidance**

**Effective Date:** Monday, April 3, 2017

**Issued Date:** Monday, April 3, 2017