

Federal Motor Carrier Safety Administration

**Electronic Logging Device (ELD) Exemption
for Truck Renting and Leasing Association (TRALA) and
Operators of Commercial Motor Vehicles Rented for 8 Days or Fewer**

PERIOD OF THE EXEMPTION

This exemption from the electronic logging device requirements of 49 CFR 395.8(a)(1)(i) is effective from October 11, 2017 through October 11, 2022.

EXTENT OF THE EXEMPTION

This exemption covers a commercial motor vehicle (CMV) rental period of 8 days or fewer, regardless of reason for the rental. Evidence that a carrier has replaced one rental CMV with another on 8-day cycles or attempted to renew a rental agreement for the same CMV for an additional 8 days will be regarded as a violation of the exemption and subject the carrier to the penalties for failure to use an ELD.

TERMS AND CONDITIONS

1. Drivers must have a copy of this letter or the Federal Register notice of October 11, 2017 (82 FR 47306) in their possession while operating under the terms of the exemption. The exemption document must be presented to law enforcement officials upon request.
2. Drivers must have a copy of the rental agreement in the CMV, and make it available to law enforcement officers on request. The agreement must clearly identify the parties to the agreement, the vehicle, and the dates of the rental period.
3. Driver must possess copies of their RODS for the current day and the prior 7 days, if required on those days.
4. *These drivers must comply with all other applicable provisions of the Federal Motor Carrier Safety Regulations.*

PREEMPTION

In accordance with 49 U.S.C. 31313(d), as implemented by 49 CFR 381.600, during the period this exemption is in effect, no State shall enforce any law or regulation applicable to interstate commerce that conflicts with or is inconsistent with this exemption with respect to a firm or person operating under the exemption. States may, but are not required to, adopt the same exemption with respect to operations in intrastate commerce.

NOTIFICATION TO FMCSA

Carriers operating under this exemption must notify FMCSA within 5 business days of any accident (as defined in 49 CFR 390.5), involving any of the motor carrier's drivers operating under the terms of this exemption. The notification must include the following information:

- (a) Identity of Exemption: "TRALA"
- (b) Date of the accident,
- (c) City or town, and State, in which the accident occurred, or closest to the accident scene,
- (d) Driver's name and license number,
- (e) Co-driver's name and license number,
- (f) Vehicle number and State license number,
- (g) Number of individuals suffering physical injury,
- (h) Number of fatalities,
- (i) The police-reported cause of the accident,
- (j) Whether the driver was cited for violation of any traffic laws, motor carrier safety regulations, and
- (k) The total driving time and total on-duty time period prior to the accident.

Accident notifications shall be e-mailed to MCPSD@dot.gov.

TERMINATION

FMCSA believes that drivers of short-term rental vehicles will continue to maintain their previous safety record while operating under this exemption. However, should problems occur, FMCSA will take all steps necessary to protect the public interest, including revocation or restriction of the exemption. FMCSA will immediately restrict participation in the exemption for failure to comply with its terms and conditions.