

116TH CONGRESS  
1ST SESSION

# H. R. 1698

To exempt certain motor carriers engaged in agricultural business from the electronic logging device requirements, and for other purposes.

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IN THE HOUSE OF REPRESENTATIVES

MARCH 12, 2019

Mr. PETERSON (for himself and Mr. GIANFORTE) introduced the following bill;  
which was referred to the Committee on Transportation and Infrastructure

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## A BILL

To exempt certain motor carriers engaged in agricultural business from the electronic logging device requirements, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Agricultural Business  
5       Electronic Logging Device Exemption Act of 2019”.

1 **SEC. 2. EXCEPTION TO THE ELECTRONIC LOGGING DEVICE**  
2 **REQUIREMENTS FOR CERTAIN MOTOR CAR-**  
3 **RIERS ENGAGED IN AGRICULTURAL BUSI-**  
4 **NESS.**

5 Section 31137(b)(3) of title 49, United States Code,  
6 is amended to read as follows:

7 “(3) EXCEPTION.—

8 “(A) IN GENERAL.—An excepted motor  
9 carrier may comply with the hours of service re-  
10 quirements by requiring each driver to use—

11 “(i) a paper record of duty status  
12 form; or

13 “(ii) an electronic logging device.

14 “(B) EXCEPTED MOTOR CARRIER DE-  
15 FINED.—In this paragraph, the term ‘excepted  
16 motor carrier’ means—

17 “(i) a motor carrier when transporting  
18 a motor home or recreation vehicle trailer  
19 within the definition of the term  
20 ‘driveaway-towaway operation’ (as defined  
21 in section 390.5 of title 49, Code of Fed-  
22 eral Regulations);

23 “(ii) a motor carrier when—

24 “(I) transporting an agricultural  
25 product (as defined in section 207 of  
26 the Agricultural Marketing Act of

1 1946 (7 U.S.C. 1626)) from the  
2 source of such product; or

3 “(II) returning empty to such  
4 source; and

5 “(iii) a motor carrier when—

6 “(I) transporting farm supplies  
7 for agricultural purposes (as defined  
8 in section 395.2 of title 49, Code of  
9 Federal Regulations) from the dis-  
10 tribution point for such farm supplies;  
11 or

12 “(II) returning empty to such  
13 distribution point.”.

14 **SEC. 3. REQUIREMENT TO PRESCRIBE REGULATIONS.**

15 Not later than 90 days after the date of enactment  
16 of this Act, the Secretary of Transportation shall promul-  
17 gate such regulations as are necessary to carry out the  
18 amendment made by section 2 of this Act.

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