

## Ag Exemption Information

**Summary:** The current hours-of-service (HOS) exception in 49 CFR 395.1(k) covers any motor carrier transporting agricultural commodities or farm supplies to an eligible destination. The MAP-21 revision expands the current 100 air-mile radius to 150 air-miles. This does not exempt you from reporting/logging hours. So, in Iowa, until midnight December 14th if you are within 150 miles of your plant delivering to a farm or place where the "ag supply" (i.e. propane) will be used you are exempted from Hours of Service guidelines but you still need to report/log your hours.

**Section 32101(d) of MAP-21**, implemented as 49 CFR 395.1(k) - [see below], expands an hours-of-service (HOS) exemption for farm-related operations during the planting and harvesting season (as defined by each State) that has been in effect since 1995. Under the new provision, drivers transporting agricultural commodities within a 150 (instead of 100) air-mile radius of the farm or source of the commodities are exempt from the HOS rules.

**Also exempt are retailers delivering farm supplies for agricultural purposes within a 150 (instead of 100) air-mile radius of their distribution point to a farm or other place where the supplies will be used**, and wholesalers delivering farm supplies within the same radius to a retailer, farm, or place where they will be used.

### Intrastate Agricultural operations [STATE OF IOWA]

\* **The provisions of 49 CFR Part 395.3 (Hours of service) shall not apply to drivers transporting agricultural commodities or farm supplies for agricultural purposes in Iowa if such transportation meets the requirements of:**

\* **Section 32101(d), "Transportation of Agricultural Commodities and Farm Supplies,"**

\* First part provides relief from the Federal hours-of-service (HOS) rules during the planting and harvesting seasons, as determined by the States in which the carriers are operating.

\* ***Iowa's planting and harvesting season:***

\* ***March 15 to June 30, and***

\* ***October 4 to December 14***

\* ***Iowa admin code 761-607.49(5) f is the code that sets these dates.***

\* Source of the agricultural commodities to a location within a 150 air-mile radius from the source

### INTERSTATE AG EXEMPTION [FEDERAL]

\* **395.1(k)**

\* **(k) Agricultural operations. The provisions of this part shall not apply during planting and harvesting periods, as determined by each State [see above for Iowa's planting and harvesting season], to drivers transporting:**

\* (k)(1) Agricultural commodities from the source of the agricultural commodities to a location within a 150 air-mile radius from source;

\* (k)(2) Farm supplies for agricultural purposes from a wholesale or retail distribution point of the farm supplies to a farm or other location where the farm supplies are intended to be used within 150 air-mile radius from the distribution point; or

\* (k)(3) Farm supplies for agricultural purposes from a wholesale distribution point of the farm supplies to a retail distribution point of the farm supplies within 150 air-mile radius from the wholesale distribution point.

**§ 395.3 is "Maximum driving time for property-carrying vehicles."**