



The Fertilizer Institute

Nourish, Replenish, Grow

SUMMARY OF HOURS OF SERVICE LIMITED 90-DAY WAIVER FOR THE DISTRIBUTION OF ANHYDROUS AMMONIA IN AGRICULTURAL OPERATIONS MARCH 18, 2010

The Department of Transportation's (DOT) Federal Motor Carrier Safety Administration (FMCSA) today issued a limited 90-day waiver under the agricultural hours of service exemption for the delivery of anhydrous ammonia during the 2010 spring planting season. A summary of the waiver is provided below:

- Motor carriers must be delivering anhydrous ammonia for agricultural purposes;
- Transportation cannot exceed a 100 air mile radius of the wholesale distribution point or the farm retailer;
- The motor carrier must have a "satisfactory" safety rating or be "unrated." Conditional or unsatisfactory safety ratings are prohibited. An "unrated" motor carrier is permitted to use the waiver because DOT determined it would be unfair to exclude those carriers simply because they had not been selected for a DOT compliance review;
- Within 10 business days of an accident or any unintentional discharge of anhydrous ammonia that requires the submission of a DOT Form F 5800.1, the motor carrier must submit the following information:
 1. Date of accident;
 2. City or town in which accident occurred, or city or town closest to the scene of the accident;
 3. Drivers name and license number;
 4. Vehicle number and State license number;
 5. Number of fatalities;
 6. Whether hazardous materials, other than fuel spilled from the fuel tanks of the motor vehicles involved in the accident, were released;
 7. The police-reported cause of the accident;
 8. Whether the driver was cited for violating any traffic laws, motor carrier safety regulations, or hazardous materials discharge; and
 9. Whether the driver was operating under the waiver, and if so, an estimate of the total driving time, on-duty time for the day of the accident and each of the seven calendar days prior to the accident.