



U.S. Department  
of Transportation

**Federal Railroad  
Administration**

**Railroad Safety Advisory Committee  
Task Statement:  
Hours of Service Record Keeping and Reporting**

**Task No.:** 08-06

**Date initially presented to the RSAC:** December 10, 2008

**Purpose:**

To develop revised record keeping and reporting requirements for hours of service of railroad employees.

**Background:**

- Existing hours of service record keeping and reporting requirements contained in part 228, title 49, CFR, do not authorize the use of electronic systems. Numerous waivers are in place that do so; however, these waivers do not provide certainty with respect to the issue going forward.
- Section 108 of the Rail Safety Improvement Act of 2008 (Division A, Public Law No. 110-432) (Act) enacts extensive changes to the hours of service law, most of which are effective for other than passenger service (intercity, commuter) as of July 16, 2009.
- The Act also provides that FRA will issue revised regulations by April 16, 2009, to support record keeping and reporting under the new requirements.
- Following a subsequent RSAC rulemaking, hours of service requirements for intercity and commuter passenger service will be governed by regulations under the Act.

**Description:**

- Initially develop revised hours of service record keeping requirements under the Act, including any appropriate distinctions between intercity/commuter passenger needs during the interim period before regulations are developed.
- Include provisions authorizing use of electronic record keeping/reporting.
- Following issuance of final regulations for intercity/commuter passenger service, reconvene and determine whether further revisions are appropriate.

**Issues requiring specific report:**

- Report any suggested revisions to FRA initial draft.

**Source:**

Rail Safety Improvement Act of 2008; Association of American Railroads petition for rulemaking

**Refer to/establish following working group:** Hours of Service Working Group

**Target Date:** ASAP

**Disposition:** Accepted

**Date:** December 10, 2008