

**ROCKY MOUNTAIN CRANE SERVICE - DOT 1003653**

This unit qualifies as a **UTILITY SERVICE VEHICLE**

Per **FEDERAL HIGHWAY ADMINISTRATION**  
**SAFETEA-LU SECTION 4132:**

“SAFETEA-LU Section 4132 exempts operators of utility service vehicles from all provisions of 49 CFR PART 395. Therefore, FMCSA shall not enforce hours of service rules against drivers of utility service vehicles.”

“SAFETEA-LU Section 4132 does NOT alter the 49 CFR 395.2 definition of utility service vehicle:  
§ 395.2. of FMSCA regulations defines a Utility Service Vehicle (USV) as a commercial motor vehicle (CMV)

- 1) **“Used in the furtherance of repairing, maintaining, or operating any structures or any other physical facilities necessary** for the delivery of public utility services, including the furnishing of electric, gas, water, sanitary sewer, telephone, and television cable or community antenna service; and
- 2) **“While engaged in any activity necessarily related to the ultimate delivery of such public utility services to consumers, including travel or movement to, from, upon, or between activity sites**

**FMCSA OFFICE OF ENFORCEMENT for the MIDWEST REGION CENTER:**

“This exemption is applied on a trip-by-trip basis. It can apply to any company or any division of a company. It is intended to repair, operation, or maintenance. It is not eligible for new construction such as a new building or service area. It does apply to Interstate transit.”

**Rocky Mountain Crane Service performs maintenance and repair work on existing utilities in order to restore the delivery of electricity and is therefore exempt from all provisions of 49 CFR PART 395 (Hours of Service).**

**REFERENCES:**

1. Government Publishing Office, SAFETEA-LU

<https://www.gpo.gov/fdsys/pkg/PLAW-109publ59/pdf/PLAW-109publ59.pdf>

2. Government Publishing Office, FMCSA PART 395

<https://www.gpo.gov/fdsys/pkg/CFR-2010-title49-vol5/pdf/CFR-2010-title49-vol5-part395.pdf>