

§ 391.63 - Multiple-employer drivers.

(a) If a motor carrier employs a person as a multiple-employer driver (as defined in [§ 390.5](#) of this subchapter), the motor carrier shall comply with all requirements of this part, except that the motor carrier need not -

- (1) Require the person to furnish an application for employment in accordance with [§ 391.21](#);
- (2) Make the investigations and inquiries specified in [§ 391.23](#) with respect to that person;
- (3) Perform the annual driving record inquiry required by [§ 391.25\(a\)](#);
- (4) Perform the annual review of the person's driving record required by [§ 391.25\(b\)](#); or
- (5) Require the person to furnish a record of violations or a certificate in accordance with [§ 391.27](#).

(b) Before a motor carrier permits a multiple-employer driver to drive a commercial motor vehicle, the motor carrier must obtain his/her name, his/her social security number, and the identification number, type and issuing State of his/her commercial motor vehicle operator's license. The motor carrier must maintain this information for three years after employment of the multiple-employer driver ceases.

[63 FR 33278, June 18, 1998, as amended at 79 FR 59457, Oct. 2, 2014]

AUTHORITY: [49 U.S.C. 504,508,31133,31136,31149,31502](#); SEC. 4007(B), PUB. L. 102-240, 105 STAT. 1914, 2152; SEC. 114, PUB. L. 103-311, 108 STAT. 1673, 1677; SEC. 215, PUB. L. 106-159, 113 STAT. 1748, 1767; SEC. 32934, PUB. L. 112-141, 126 STAT. 405, 830; SECS. 5403 AND 5524, PUB. L. 114-94, 129 STAT. 1312, 1548, 1560; SEC. 2, PUB. L. 115-105, 131 STAT. 2263; AND [49 CFR 1.87](#)

SOURCE: 35 FR 6460, APR. 22, 1970, UNLESS OTHERWISE NOTED.

CITE AS: 49 CFR 391.63

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