

### **Inspection Bulletin**

North American Standard Inspection Program

## 2020-02 - Roadside Examination of Drug and Alcohol Clearinghouse Status

Created: Feb. 02, 2020

#### **Summary**

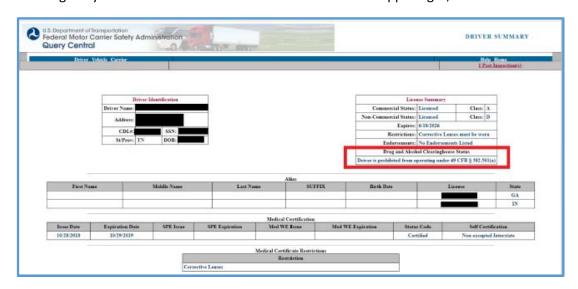
This Inspection Bulletin provides directions to enforcement personnel on verifying a driver's status based on data from the Federal Motor Carrier Safety Administration's (FMCSA) Commercial Driver's License Drug and Alcohol Clearinghouse. This bulletin is for enforcement personnel who stop drivers with a commercial driver's license (CDL) or a commercial learner's permit (CLP) for a driver/vehicle examination (roadside inspection). It only applies to CDL or CLP holders.

#### Background

On Dec. 5, 2016, FMCSA published its Commercial Driver's License Drug and Alcohol Clearinghouse final rule. As of Jan. 6, 2020, employers, or their designated representatives, and medical review officers, are required to report information about drug and alcohol program violations to the clearinghouse. Drivers with a drug or alcohol program violation are not permitted to perform safety-sensitive functions, including driving a commercial motor vehicle, until they have successfully completed the substance abuse professional (SAP) evaluation, referral and education treatment process set forth in 49 CFR Part 40, Subpart O, and have a negative return-to-duty test.

#### **Inspection Guidance**

Roadside personnel must verify a driver's status based on the clearinghouse data. Roadside personnel may access Query Central (QC) at the driver level by entering the driver's CDL information. QC will check the driver's eligibility status and return the results in the box on the upper right, as seen below.

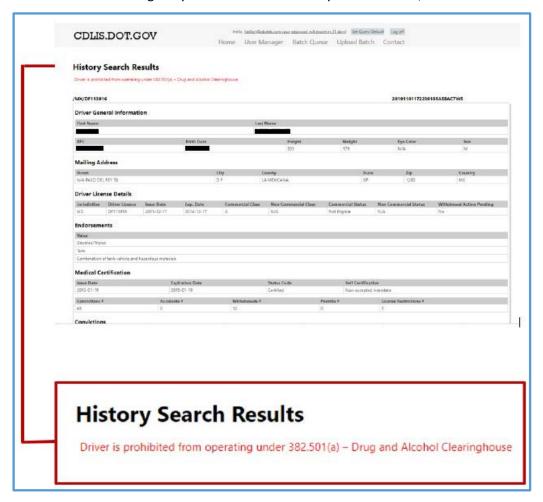


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Alternatively, roadside personnel may access the Commercial Driver's License Information System (CDLIS) gateway (cdlis.dot.gov) at the driver level. The inspector will enter the driver's CDL information and the results will reflect the driver's eligibility status under the history search results, as shown below.



A driver found to be operating in a prohibited status should be cited for a violation of 49 CFR Part 390.3 – Prohibited from performing safety-sensitive functions per 382.501(a) in the Drug and Alcohol Clearinghouse.

Prior to April 1, 2020, if a driver is found to be operating in a prohibited status, the inspector should cite a violation under 49 CFR Part 390.3 and forward a copy of the inspection report to their local FMCSA office for follow-up action.

On and after April 1, 2020, this violation will be an out-of-service condition in the Commercial Motor Vehicle Safety Alliance North American Standard Out-of-Service Criteria and the driver will be placed out of service if found in a prohibited status.

For further information, contact FMCSA at <a href="mailto:clearinghouse@dot.gov">clearinghouse@dot.gov</a>.

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