

COMING SOON:

CDL Drivers in a “prohibited” status in the Clearinghouse will lose their commercial driving privileges.

HOW ARE THINGS CHANGING?

The compliance date for the second Drug and Alcohol Clearinghouse final rule (Clearinghouse-II) is fast approaching. Beginning November 18, 2024, CDL drivers who have open violations in the FMCSA Clearinghouse will lose their commercial driving privileges. The Clearinghouse-II final rule requires that State Driver Licensing Agencies (SDLAs) must remove the commercial driving privileges from the driver's license of a individual subject to the CMV driving prohibition. This will result in a downgrade of the license until the driver completes the return-to-duty (RTD) process. This means that, beginning November 18, 2024, having a “prohibited” Clearinghouse status will result in losing or being denied a CDL or CLP.

RENEWAL OF H ENDORSEMENT

Drivers transporting hazardous materials, as defined in 49 CFR 383.5, are subject to the CDL requirements of part 383 and, therefore, subject to FMCSA's drug and alcohol testing regulations. Beginning November 18, 2024, the SDLA will be required to query the Clearinghouse for drivers applying for initial issuances as well as renewals of the H endorsement. If the driver is prohibited from operating a CMV, the SDLA must not upgrade an initial issuance and must downgrade/not renew the H endorsement.



How do I complete the return-to-duty (RTD) process and get back to being “not prohibited”?

Select a Substance Abuse Professional

- ◆ Your employer is required to provide you with a list of DOT-qualified Substance Abuse Professionals (SAPs). You select your SAP based on your own research.
- ◆ Your designated SAP will evaluate you and provide recommendations for education/treatment.
- ◆ Your SAP will determine if you have successfully completed the education/treatment, therefore making you eligible for your return-to-duty test.

Take the return-to-duty test

- ◆ You must be sent by your employer; only DOT-regulated employers, and not the employee, request the return-to-duty test. If you are an owner-operator, your designated consortium/third-party administrator (C/TPA) must send you for this test.

Once your Clearinghouse status is “not prohibited,” you are eligible to resume performing safety-sensitive functions.

- ◆ Your status will be updated when your employer enters your negative return-to-duty test result in the Clearinghouse.
- ◆ To remain in a “not prohibited” status, your employer must complete the follow-up testing plan with you as specified by the SAP, which must include a minimum of six unannounced follow-up tests in the first 12 months of returning to performing safety-sensitive functions. If you are an owner-operator, your designated C/TPA must complete your follow-up testing plan.

Information about your drug and alcohol program violation is retained in the Clearinghouse for five years from the date of the violation determination or until the successful completion of the follow-up testing plan, whichever is later.

2024 DOT RANDOM TESTING RATES

DOT Agency	Drug Testing Rate	Alcohol Testing Rate
Federal Motor Carrier Safety Administration (FMCSA)	50%	10%
Federal Aviation Administration (FAA)	25%	10%
Federal Railroad Administration (FRA)	25% - Covered Service 25% - Maintenance of Way 50% - Mechanical	10% - Covered Service 10% - Maintenance of Way 25% - Mechanical
Federal Transit Administration (FTA)	50%	10%
Pipeline & Hazardous Materials Safety Administration (PHMSA)	25%	N/A

KEY PERSONNEL

CRYSTAL DIDIER, *National Account Consultant*..... New accounts, drug testing regulations, compliance consultation, urine collector & breath alcohol training

TRISH MAAG, *Sales Support / Clearinghouse Coordinator* Existing account changes, drug & alcohol testing supply orders, Clearinghouse queries and reporting

ARABELLA ARAGON, *Random Pool / Clearinghouse Coordinator*..... Random pool selections, employee list updates, random pool regulations, statistical reports & DOT audits

BECCA BAUER, *Client Support Specialist* Additional sales & randoms support, can assist with various questions or get in contact with necessary department

RUTH BUCK, *CCF and Results Tracker* Checks for ETA at lab, call or provide copies of CCFs, back up MRO Assistant with corrections on results

CHUCK SWANK, *Operations Manager* Problems & concerns that MRO Assistant cannot help with, drug testing regulations

TYLER GOMEZ, *Scheduler* Schedule & set up appointments for drug tests at clinics anywhere in the US

OCTAVIA HERNANDEZ, *Operations Support Specialist*..... Additional support contact, backup scheduler, can assist with various questions or get in contact with necessary department

