



Drug and Alcohol Clearinghouse

**Sergeant Josh Clements
MCSP Manager Craig Weaver**

Carrier Inspection

- **Conducted at the Principal Place of Business by CHP Motor Carrier Specialist personnel.**
- **Determines compliance with Controlled Substances and Alcohol Testing requirements contained in Title 49, Code of Federal Regulations (CFR), Parts 382 or 655, and Title 49, CFR, Part 40.**
- **Inspections for carriers subject to Part 382 include Drug and Alcohol Clearinghouse compliance.**

Applicability

Title 49, CFR, Part 382

Drivers of a commercial motor vehicle:

- **Gross vehicle weight rating (GVWR) or gross vehicle weight, greater than 26,000 pounds.**
- **Gross combination weight rating or gross combination weight, greater than 26,000 pounds.**
- **16 or more passengers.**
- **Hazardous materials requiring placards.**

Applicability

Title 49, CFR, Part 382 *(continued)*



Mandate – Title 49, CFR, Part 382 Drug and Alcohol Clearinghouse

- **1/6/2020 – “good faith effort” previous employer inquiry and Drug and Alcohol Clearinghouse queries.**
- **1/6/2021 – Annual queries.**
- **1/6/2023- Drug and Alcohol Clearinghouse queries.**
- **A “good faith effort” inquiry is still required for prospective drivers subject to other USDOT drug and alcohol testing programs (Transit-Railroad-Aviation) not subject to Title 49, CFR, 382.**

Drug and Alcohol Clearinghouse Compliance

- **Registered.**
- **Required queries performed.**
- **Consent for limited queries are on file.**
- **Required reporting is conducted.**

Common Issues

- **Drivers performing safety sensitive functions prior to completing a pre-employment query.**
- **Annual queries not performed on all drivers.**
- **No queries completed.**
- **Not registered.**

Compliance Ratings

- **Failure to comply with Drug and Alcohol Clearinghouse requirements will result in an unsatisfactory safety compliance rating.**
- **A detailed report will be provided outlining the violations and steps necessary to gain compliance.**
- **A reinspection will be conducted in 100-120 days to determine compliance.**

Substances Identified

Substance	2020	2021	2022	2023	# Tests Identified*
Marijuana Metabolite (Δ 9-THCA)	29,511	31,085	40,916	19,378	120,890
Cocaine Metabolite (BZE)	7,940	8,765	10,953	5,140	32,798
Methamphetamine (MET/MAMP)	5,187	5,082	5,569	2,359	18,197
Amphetamine (AMP)	4,953	4,904	5,349	2,180	17,386
Oxymorphone (OXYM)	1,372	1,276	1,398	549	4,595
Oxycodone (OXYC)	1,106	1,049	1,130	458	3,743
Hydrocodone (HYC)	1,082	1,048	1,042	432	3,604
Hydromorphone (HYM)	1,000	930	965	409	3,304
Morphine (MOP)	443	353	445	205	1,446
Codeine (COD)	386	329	444	200	1,359
6-Acetylmorphine (6-AM)	302	191	177	59	729
Phencyclidine (PCP)	137	118	138	53	446
Ecstasy (MDMA)	65	60	68	41	234
Methylenedioxyamphetamine (MDA)	30	33	45	29	137
All substances	53,514	55,223	68,639	31,492	208,868

Note: More than one substance can appear in a positive drug test.

Return-to-Duty Process

All Drivers (with at least 1 violation)	196,571
CDL/CLP holders in Prohibited Status	139,308
RTD Process Not Started	105,574
Substance Abuse Professional (SAP) Request Sent	1,228
SAP Designation Confirmed	4,107
SAP Request Declined	865
Initial SAP Assessment Complete	6,680
Determined Eligible for RTD Testing	20,854
CDL/CLP Holders in Not-Prohibited Status*	57,263
RTD Test with Negative Results	45,913
Follow-Up Testing Plan Complete	11,350

* Can perform safety-sensitive functions once they have a negative return-to-duty test result.

On-Highway Enforcement

- **When a driver is prohibited from performing safety-sensitive functions, they are to be declared out-of-service until the prohibition is removed from the Drug and Alcohol Clearinghouse.**

On-Highway Questions

- **Is the driver prohibited in the Drug and Alcohol Clearinghouse?**
- **If yes, what is the GVWR of vehicle the driver is operating?**
- **Is the driver engaged in *interstate* or *intrastate* operations?**
- **Is the driver a current or former holder of a commercial driver license?**

Applicability

- Drivers of a commercial motor vehicle with a GVWR greater than 26,000 pounds in both interstate and intrastate commerce are prohibited from performing a safety-sensitive function until they complete the return to duty process.



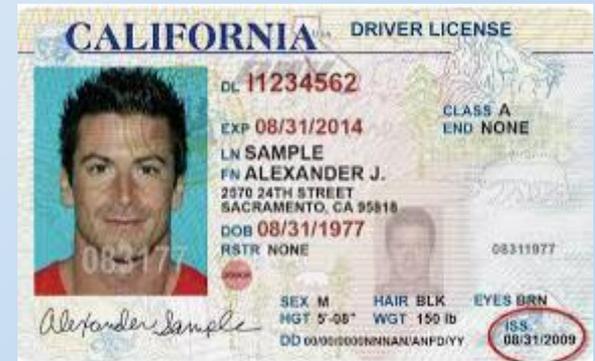
Applicability (*continued*)

- Drivers of a commercial motor vehicle with a GVWR less than 26,000 pounds, but greater than 10,000 pounds, in interstate commerce are prohibited from performing a safety-sensitive function until they complete the return to duty process.



Applicability (*continued*)

- **Restrictions to drivers of commercial motor vehicles with a GVWR less than 26,000 pounds only apply to those who currently hold a commercial driver license.**



Excluded Drivers

- **The out of service declaration would not apply to:**
 - **Former commercial driver license holders in interstate or intrastate commerce operating a vehicle with a GVWR of 26,000 pounds or less.**
 - **A commercial driver license holder in intrastate commerce operating a vehicle with a GVWR of 26,000 pounds or less.**



Questions?



Commercial Vehicle Section
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