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United States Department of Transportation

FMCSA

Federal Motor Carrier Safety Administration

CLEARINGHOUSE

Showing you results for: "violation prior"

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What is the difference between a full and limited query?

A limited query allows an employer to determine if an individual driver's Clearinghouse record has any information about resolved or unresolved drug and alcohol program violations, but does not release any specific violation information contained in the driver's Clearinghouse record. Limited queries require only a general driver consent, which is obtained outside the Clearinghouse; this general consent is not required on an annual basis, it may be effective for more than one year. However, the limited consent request must specify the timeframe the driver is providing consent for.

A full query allows the employer to see detailed information about any drug and alcohol program violations in a driver's Clearinghouse record. An employer must obtain the driver's electronic consent in the Clearinghouse prior to the release of detailed violation information during the full query.

Last Updated : July 22, 2019

Should violations that occurred before the Clearinghouse Implementation Date be reported to the Clearinghouse?

No. The Clearinghouse contains only violations that occurred on or after January 6, 2020. If a driver's violation occurred prior to January 6, 2020, and was in the return-to-duty (RTD) process when the Clearinghouse was implemented, the violation and any related RTD activity will not be entered into the Clearinghouse.

Last Updated : January 08, 2020

If a driver violated the drug and alcohol program prior to January 6, 2020, but the employer did not obtain actual knowledge (as defined in § 382.107) of the violation until January 6, 2020 or later, is the employer required to report the violation to the Clearinghouse?

No. The Clearinghouse serves as a repository for records of drug and alcohol program violations occurring on or after January 6, 2020; therefore, employers may report only actual knowledge of violations occurring on or after that date.

Last Updated : January 08, 2020

U.S. DEPARTMENT OF TRANSPORTATION

Federal Motor Carrier Safety Administration

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