



REGULATORY NEWS BULLETIN....

FMCSA **doubles random drug testing rate for 2020**

FMCSA is increasing the percentage rate for random drug testing to 50% of the average number of driver positions for 2020. The alcohol test rate stays at 10%.

Posted December 28, 2019

As published in the December 27, 2019 Federal Register, the minimum annual percentage rate for random controlled substances testing per **49 CFR Part 382** for commercial motor vehicle (CMV) drivers requiring a commercial driver's license (CDL) will increase for 2020.

Carriers must randomly drug test **50 percent** of their average number of driver positions starting January 1, 2020. That's double the 25 percent average number of positions for required testing in 2019.

FMCSA also announced that the minimum annual percentage rate for random alcohol testing **will remain at 10 percent.**

Under federal law, FMCSA must increase the minimum annual random percentage rate when the data received under the reporting requirements for any calendar year indicate a reported positive rate of 1.0 percent or greater. Based on 2018's FMCSA Drug and Alcohol Testing Survey, the positive rate for controlled substances from random testing increased to 1.0 percent.

FMCSA estimates that the economic impact of the increased positive test rate will result in a \$50 million to \$70 million increase in industry costs due to more drivers needing to be tested. Carriers will need to plan for these increased administrative costs, including not only the cost of testing, but a possible doubling of the time spent on notifications to drivers and related administrative expenses.

As usual if you have any questions or concerns regarding this Final Rule change please contact **NATC at 1-609-426-0555 or MAIL@NATC-Inc.com.**

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