

"P" 10 (2024)

Albany, New York

September 26, 2024

TO: All Enforcement Agencies

SUBJECT: Drug and Alcohol Clearinghouse Implementation

The Federal Motor Carrier Safety Administration (FMCSA) has established federal regulations which require the New York State Department of Motor Vehicles (NYSDMV) to query the national Drug and Alcohol Clearinghouse (DACH) to ensure that a holder of, or applicant for, a commercial license permit (CLP) or commercial driver's license (CDL) does not have a drug or alcohol violation(s) prohibiting them from operating a commercial motor vehicle (CMV).

On September 23, 2024, NYSDMV will begin sending letters to CDL/CLP holders that are prohibited in the DACH advising them of their prohibited status and the Return to Duty (RTD) actions that they must take to come into compliance. CDL/CLP holders CANNOT operate a CMV while in a prohibited status on the DACH.

CDL/CLP holders that do not complete the RTD process within 55 days of the letter will have their CDL downgraded, or their CLP canceled. **Downgrades and cancellations will begin on November 18<sup>th</sup>, 2024.** New non-CDL credentials will be mailed to drivers that are downgraded.

Please share this information with appropriate staff. Thank you.

Mark J.F. Schroeder  
Commissioner