

FTA

FEDERAL TRANSIT ADMINISTRATION

2018 SSO Program Workshop

Drug & Alcohol Program Update

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U.S. Department of Transportation
Federal Transit Administration

Program Updates

Part 40 Changes – Effective 1/1/18

- Addition of Four Semi-Synthetic Opioids to DOT Drug Testing Panel
 - Hydrocodone
 - Hydromorphone
 - Oxymorphone
 - Oxycodone
 - (Common Names: OxyContin, Percodan, Percocet, Vicodin, Lortab, etc.)
- All DOT tests still 5 Panel – THC, Cocaine, Opioids (Opiates), PCP and Amphetamines
 - ‘Opiates’ changes to ‘Opioids’

Positive Laboratory Result – Opioids

- Same process for positive opioid as with other substances on 5 Panel
 - Interview by MRO
 - MRO reviews prescription (if it exists)
 - MRO determines if legitimate medical explanation
 - If YES
 - Reports ‘Negative’ to DER
 - If NO legitimate medical explanation
 - Reports ‘Positive’ to DER

FAQ

- Will use of the four semi-synthetic opioids result in a positive test result?
 - Only if the employee does not have a valid prescription.
- Does FTA allow an employee with a valid opioid prescription to perform a safety-sensitive function?
 - YES, the decision is left up to the employer.
- What action does FTA require of an employer if an MRO states an employee may pose a safety risk?
 - FTA does not require any action, it is left up to the employer.

Marijuana (Medical and Recreational)

- Marijuana (Recreational and Medicinal)
 - Marijuana remains a Schedule I Drug
 - DOT regulations do not authorize marijuana use
 - State/tribal initiatives have no bearing on DOT regulations
 - MRO will not verify drug test as negative based on physician recommended 'medical marijuana'

FMCSA CDL Clearinghouse

- Rule does not apply to CDL-holding Transit Bus Operators and their Employers
- Mixed-coverage employers should consult Final Rule

Revised Custody & Control Form (CCF)

- On August 8, 2017 Department of Health and Human Services approved a revised Custody and Control Form (CCF)
- The 'old' CCF can still be used until June 30, 2018

FAQ

- How will I know the difference in the old and new forms?
 - In Step 1D-the modal authority check box has been removed
 - In Step 5A- Four New Analytes have been added (Oxycodone, OxyMorphone, HydroCodone and HydroMorphone) and Methylenedioxyethylamphetamine (MDEA) was removed
- What if the “old” form is used after June 30, 2018?
 - Provide signed statement (i.e., a memorandum for the record)

FAQ

- Where can I obtain revised CCF?
 - Contact the Department of Health and Human Services (HHS) for HHS certified labs here <https://samhsa.gov/workplace/resources/drug-testing/certified-lab-list>
- Can I still use eCCF?
 - Yes, you may only when the employer's lab has been approved through HHS' National Laboratory Certification Program to use a specific eCCF and the employer has decided to use the eCCF. Note the eCCF must reflect the revised changes.

Help

DOT Office of Drug & Alcohol Policy & Compliance
(ODAPC)

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<https://www.transportation.gov/odapc>

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Questions?

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