

NOTICE OF PROPOSED GUIDANCE DOCUMENT

FMCSAUpdate20200305

Pursuant to Wis. Stat. s. 227.112, the Wisconsin Department of Transportation is hereby seeking comment on FMCSAUpdate20200305, a proposed guidance document.

PUBLIC COMMENTS AND DEADLINE FOR SUBMISSION

Comments may be submitted to the Wisconsin Department of Transportation for 21 days by:

1. Department's

website: <https://trust.dot.state.wi.us/act369/?id=DMV1000&uri=file:FMCSAUpdate20200305&division=DMV&tags=QIS>

2. Mailing written comments to:

Division of Motor Vehicles
Wisconsin Department of Transportation
4822 Madison Yards Way
PO Box 7336
Madison, WI 53707-7336

WEBSITE LOCATION OF FINAL GUIDANCE DOCUMENT

The final version of this guidance document will be posted at wisconsin.gov to allow for ongoing comment.

AGENCY CONTACT

DOTDMVGuidanceDocs@DOT.WI.GOV

Wisconsin Department of Transportation- FMCSA Regulatory Update Information.

This page is intended to provide Wisconsin residents with information regarding Federal Motor Carrier Safety Administration (FMCSA) regulatory updates that may affect current and future Commercial Driver's License (CDL) operators and Commercial driving organizations in Wisconsin.

For more information or questions regarding the Federal Regulations listed below, please contact FMCSA using the contact information listed with each regulatory update.

Entry Level Driver Training (ELDT)

FMCSA Rule, 49 CFR 380, requires the following applicants to have successfully completed Entry-Level Driver Training (including theory and behind-the-wheel (BTW) instruction) at a training provider/training entity listed on the Agency's Training Provider Registry (TPR).

- **New drivers**
- **Class Upgrades (Class B to Class A)**
- **Adding Hazardous Materials Endorsement ("H")**
- **Adding Passenger Endorsement ("P")**
- **Adding School Bus Endorsement ("S")**

Drivers who hold a valid Class A or Class B CDL, or a Passenger (P), School Bus (S), or Hazardous Materials (H) endorsement, issued before February 7, 2022, will not be required to comply with this subpart pertaining to their CDL or endorsement.

Individuals who obtain a CLP before February 7, 2022, are not required to comply with this subpart if they obtain a CDL before the CLP or renewed CLP expires.

ELDT Compliance Date

Wisconsin DOT has received official notice that Federal Regulation 49 CFR 380, which contains Entry Level Driver Training (ELDT) Requirements, has extended its compliance date from February 7th, 2020 to February 7th, 2022.

In conformity with the extension of the compliance date, Wisconsin DOT will also not require Entry Level Driver Training requirements to be implemented prior to February 7th, 2022.

Entry Level Driver Training (ELDT) Resources

- [Link to Regulation](#)

- [eCFR — Code of Federal Regulations](#)
- <https://www.fmcsa.dot.gov/registration/commercial-drivers-license/eldt>
- Notice of Compliance Date Extension
 - <https://www.fmcsa.dot.gov/newsroom/extension-compliance-date-entry-level-driver-training-0>.
- FMCSA Resources
 - **1-800-832-5660**
 - **Social Media Links:** [Chat – Registration Help](#)

Drug and Alcohol Clearinghouse (DACH)

The Federal Motor Carrier Administration (FMCSA) established the Commercial Driver’s License (CDL) Drug and Alcohol Clearinghouse (Clearinghouse). This new database contains information pertaining to violations of the U.S. Department of Transportation (DOT) controlled substances (drug) and alcohol testing program for holders of CDLs.

The Clearinghouse rule requires FMCSA-regulated employers, medical review officers (MROs), substance abuse professionals (SAPs), consortia/third party administrators (C/TPAs), and other service agents to report to the Clearinghouse information related to violations of the drug and alcohol regulations in 49 Code of Federal Regulations, Parts 40 and 382 by current and prospective employees.

The Clearinghouse final rule requires the following:

- Employers must query the Clearinghouse for current and prospective employees' drug and alcohol violations before permitting those employees to operate a commercial motor vehicle (CMV) on public roads.
- Employers must annually query the Clearinghouse for each driver they currently employ.

Compliance Date

- Compliance Date- January 6, 2020

Drug and Alcohol Clearinghouse (DACH) Resources

- [Link to DACH Information](#)

- <https://www.fmcsa.dot.gov/regulations/commercial-drivers-license-drug-and-alcohol-clearinghouse>
- <https://www.transportation.gov/odapc/part40>
- FMCSA Resources
 - **1-800-832-5660**
 - **Social Media Links:** [Chat – Registration Help](#)

Additional FMCSA Contact Information and Resources:

- Additional Contact Information
 - <https://www.fmcsa.dot.gov/contact-us>
- Driver Medical Fitness
 - <https://www.fmcsa.dot.gov/medical/driver-medical-requirements/driver-medical-fitness-duty>