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300 SW TENTH AVENUE ■ SUITE 24-E ■ TOPEKA, KS 66612 ■ (785) 296-2321

MEMORANDUM

To: Members of the Senate Committee on Transportation

From: Adam Siebers, Assistant Revisor

Date: March 6, 2024

Subject: House Bill No. 2682

Summary

House Bill No. 2682 authorizes the Director of Vehicles to adopt rules and regulations for participation in the Federal Motor Carrier Safety Administration's Drug and Alcohol Clearinghouse (DACH).

The DACH is a program established by the FMCSA that contains information pertaining to the violations of the U.S. Department of Transportation controlled substances and alcohol testing programs for commercial driver's license (CDL) holders. HB 2682 authorizes the director of vehicles to adopt rules and regulations for participation and implementation of the DACH.

HB 2682 further requires that prior to issuing or renewing a CDL or instruction permit, the Director shall query the DACH or review the driver's information when notified by the DACH of a status change to the driver. The director shall disqualify a driver's CDL within 60 days of receiving notice that a driver is in violation of or noncompliance with the DACH requirements. Such disqualification will be removed upon notification from the FMCSA that the driver is no longer in violation of or noncompliance with the DACH requirements or if the director is notified that the driver was erroneously identified as violating or noncomplying with the DACH.