

Postaccident Testing

This table depicts the circumstances under which an employer is required to perform a postaccident alcohol or controlled substances test, in accordance with 49 CFR 382.303(a).

| Types of accidents involved | Citation issued to the CMV driver | Test must be performed by the employer |
|--|--|---|
| Human fatality | YES | YES |
| Human fatality | NO | YES |
| Bodily injury with immediate medical treatment away from the scene | YES | YES |
| Bodily injury with immediate medical treatment away from the scene | NO | NO |
| Disabling damage to any motor vehicle requiring tow away | YES | YES |
| Disabling damage to any motor vehicle requiring tow away | NO | NO |