

INSTRUCTIONS FOR COMPLETION OF FORMS

CHECKLIST FOR QUALIFICATION OF NEW DRIVERS:

Use of this form provides a handy checklist for orderly recording of completion of documents. Complete the driver information, name, social security number, and address. Enter the dates the requests were forwarded and then completed for the driver's qualification file. The supervisor's signature completes each entry. List other company documents added. Alcohol and controlled substance program documents may be recorded, but must be retained in a separate file if this driver qualification file is not handled in a confidential manner. (Form No. 506447)

NOTE: The Checklist for Qualification of New Drivers Form is not required for DOT compliance.

1. DRIVER'S APPLICATION FOR EMPLOYMENT:

(391.21) An employment application must be completed by every applicant seeking to drive a commercial motor vehicle. The application for employment shall be made on a form furnished by the motor carrier. Each application form must be completed and signed by the applicant, and must contain the information as outlined in Section 391.21. Before an application is submitted, the motor carrier shall inform the applicant that the information he/she provides may be used and the applicant's prior employers may be contacted, for the purpose of investigating the applicant's background. The form must be retained in the driver's qualification file for 3 years after the person's employment by the motor carrier ceases. (Form No. 691)

2. DISCLOSURE SAMPLE:

Fair Credit Reporting Act Section 604, Permissible purposes of consumer reports [15 U.S. Code §1681b] states that a clear and conspicuous disclosure must be made in writing to the consumer at any time before the report is procured. It must be a document that consists solely of the disclosure and states that a consumer report may be obtained for employment purposes. In addition, you must provide the Federal Trade Commission's required notice entitled "A Summary of Rights." The consumer has the right to a copy of the report once it is obtained. Remember to include the summary of rights with the copy. Exception, see §604(b)(2)(B) for consumer application by mail, telephone, computer, or other similar means. (Form Nos. 506442, 506436)

NOTE: This is a sample document and not to be construed as legal advice, guidance or council. If you use the provided information, you must add your company information and the source of the report. At the time you are ordering consumer reports, additional authorization(s) will be necessary.

NOTE: The Fair Credit Reporting Act Disclosure Statement is not required for DOT compliance.

3. REQUEST FOR CHECK OF DRIVING RECORD:

(391.23)(391.25) Each motor carrier is required to investigate the driving record, for the preceding 3 years, of each driver-applicant. The appropriate agency of every state in which the driver held a motor vehicle operator's license or permit during those 3 years must be contacted. A copy of the response by each state agency showing the driver's driving record or certifying that no driving record exists for that driver, must be placed in the driver's qualification file within 30 days of the date employment begins. The responses must be retained in the file for 3 years after employment by the motor carrier ceases.

The regulations also require a motor carrier to obtain a driving record on each driver each following year. The record must be kept for 3 years. (Form No. 506445)

NOTE: Additionally, if the driver requests a copy of their driving record, you must provide them with the Summary of Rights document.

NOTE: A number of states require their specific form be used in making such inquiries.

4. DRIVER'S PHYSICAL EXAMINATION:

(391.45) All persons driving a commercial motor vehicle are required to obtain a physical examination at least every 24 months. The examination must be made by a qualified medical examiner and shall be recorded on the prescribed form per Section 391.43. The completed medical exam form shall be retained on file at the office of the medical examiner. A copy of the medical examiner's certificate shall be retained in the driver qualification file for 3 years from the date of execution. A copy of the certificate is given to the driver to be carried at all times. (Form Nos. 649-F, 26521)

NOTE: Only the medical examiner's certificate is required to be maintained in this file.

5. MEDICAL EXAMINER'S NATIONAL REGISTRY VERIFICATION:

(391.23(m)(1)) Beginning May 21, 2014, motor carriers must, for each driver's physical exam, verify and document that the medical examiner was listed on the registry on the date the Medical Examiner's Certificate (commonly known as the fed med card) was issued. This is done by verifying the medical examiner's certification on FMCSA's National Registry website (Form No. 27034)

6. RECORD AND CERTIFICATION OF ROAD TEST:

(391.31) A road test shall be given by a person who is competent to evaluate and determine whether the person who takes the test has demonstrated that he/she is capable of operating the vehicle, and the associated equipment, that the motor carrier intends to assign him/her. The person who gives the test shall rate the performance of the person who takes it at each operation or activity which is part of the test. After he/she completes the form, the person who gives the test shall sign it. The original copy of the road test is retained in the driver qualification file.

Upon successful completion of the road test the person who gave it shall complete a Certification of Road Test. The original shall be retained in the qualification file and the duplicate or card given to the person who was examined. The information must be retained by the motor carrier for 3 years after the person's employment by them ceases. (Form No. 652, Card No. 6-BC)

7. CERTIFICATION OF COMPLIANCE WITH DRIVER LICENSE REQUIREMENTS:

(383.21, 391.11(b)(5)) No person who operates a commercial motor vehicle shall at any time have more than one driver's license. The "Certification of Compliance with Driver License Requirements" form asks the driver to certify that he/she meets the single driver's license requirement. (Form No. 1617 or 1619)

NOTE: The Certification of Compliance with Driver License Requirements form is not required for DOT compliance.

8. DRIVER STATEMENT OF ON-DUTY HOURS - FOR NEWLY HIRED DRIVERS:

(395.8(j)(2)) Motor carriers, when using a driver for the first time, shall obtain from the driver a signed statement giving the total time on duty (including all compensated work for any employer) during the immediately preceding 7 days and the time at which such driver was last relieved from duty prior to beginning work for such carrier. The signed statement must be retained for 6 months at the carrier's principal place of business. The Driver Statement of On-Duty Hours is not a required driver qualification form, but is to be used for hours-of-service compliance. (Form No. 3687 or 3688)

9. CERTIFICATION OF VIOLATIONS/ANNUAL REVIEW OF DRIVING RECORD:

(391.27) At least every 12 months a motor carrier shall require each driver it employs to prepare and furnish it with a list of all violations of motor traffic laws and ordinances (other than violations involving only parking) of which the driver has been convicted or on account of which he has forfeited bond or collateral during the preceding 12 months. If the driver has not been convicted of, or forfeited bond or collateral on account of, any violation which must be listed, he/she shall so certify. The motor carrier shall retain the list or certificate or a copy of it in its files as part of the driver's qualification file.

Each motor carrier shall at least once every 12 months review the driving record of each driver it employs to determine whether that driver meets minimum requirements for safe driving or is disqualified to drive pursuant to Section 391.15. The review shall be signed and dated by the reviewer and the form placed in the driver qualification file. A company card may then be issued to the driver stating the driver's file has been reviewed and that he/she meets the requirements of Part 391. The card may also be used in accordance with Section 391.65, if applicable. The records may be removed from the driver's qualification file 3 years after date of execution. (Form No. 3685 or 3686, Card No. 7-BC)

10. EMPLOYMENT ELIGIBILITY VERIFICATION:

The Immigration Reform and Control Act of 1986 requires every American employer to hire only American citizens and aliens who are authorized to work in the United States. Every employer needs to verify employment eligibility of anyone hired after November 6, 1986. The Employment Eligibility Verification (Form I-9) must be completed. Examine documentation presented by new employees, record information about the documents on the verification form, and sign the form. The form is to be retained for 3 years or for 1 year past the end of employment of the individual, whichever is longer. (Form No. 30129)

NOTE: The Employment Eligibility Verification (Form I-9) may be maintained in a personnel file. The form is not required by DOT and therefore need not be kept in the driver qualification file.

11. POCKET CARDS:

To be completed for items 5 and 8 and given to driver. (Card Nos. 6-BC and 7-BC)

12. MEDICAL EXAMINER'S CERTIFICATE:

The physical exam certificate needs to be carried by the driver at all times when he/she is driving. (Form No. 26521)