As a non-government user of the Federal Motor Carrier Safety Administration (FMCSA) Drug and Alcohol Clearinghouse, I understand that I am personally responsible for the use and any misuse of my system account and password. I also understand that by accessing a U.S. Government information system, I must comply with the following requirements:

1. The Drug and Alcohol Clearinghouse must be used only as authorized by Federal law.
2. The Drug and Alcohol Clearinghouse may not be used (i) for a purpose that violates any Federal law; (ii) for mass mailings of personal messages/statements; or (iii) to engage in any DOT- or FMCSA-discrediting activities, which may include seeking, transmitting, collecting, or storing defamatory, discriminatory, obscene, harassing, or intimidating messages or materials.
3. Persons registered with the Drug and Alcohol Clearinghouse, including, but not limited to, consortiums/third party administrators and other service agents, must not misrepresent their relationship with FMCSA. Misrepresentation includes, but is not limited to, statements that a consortium/third party administrator or other service agent is approved or endorsed by FMCSA.
4. Persons registered with the Drug and Alcohol Clearinghouse, including, but not limited to, consortiums/third party administrators and other service agents, must not make misleading statements about Federal statutory or regulatory requirements.
5. FMCSA reserves the right to monitor the activity of any machine connected to its infrastructure.
6. The Drug and Alcohol Clearinghouse is the property of the Federal Government and FMCSA owns the data stored in this system.
7. Employers and service agents may not divulge non-public information obtained from the Drug and Alcohol Clearinghouse outside of authorized channels without the express consent of the individual to whom the information pertains and, in accordance with 49 CFR 382.723, the information must be used only for the purpose of determining whether a prohibition applies to a driver performing a safety-sensitive function.
8. Any activity that violates Federal laws for information protection (e.g., hacking, spamming) is prohibited.
9. Drug and Alcohol Clearinghouse accounts are linked to your login.gov profile solely for the use of the individual for whom they were created. Your login.gov passwords or any other authentication mechanisms should never be shared or stored in printed form in any place accessible. If stored digitally, a password should not be stored in a clear-text or a readable format. You may store your login.gov “just in case” information in printed or digital form.
10. If the user is a consortium/third-party administrator or other service agent creating or maintaining a login.gov account on behalf of a motor carrier or driver, the motor carrier’s or driver’s login.gov information must be made available to the motor carrier or driver when created and upon any request by the motor carrier or driver. Service agents must not change passwords or logins without the express consent of the driver or motor carrier.
11. The Drug and Alcohol Clearinghouse uses login.gov to authenticate your identity. Login.gov has password format requirements and a password expiration policy that must be followed. Login.gov passwords do not expire because login.gov uses multi-factor authentication. Multi-factor authentication expires every 30 days. See https://www.login.gov/help/changing-settings/turn-off-two-factor-authentication/ for more information.
12. Users must protect all confidential/sensitive and private information from unauthorized disclosure.

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13. I agree to accept any written communication from FMCSA relating to my participation in the Drug and Alcohol Clearinghouse by electronic mail at the email address(es) I provide to FMCSA. Such electronic communication shall be complete upon its transmission by FMCSA.

14. I understand that the following violates both these Terms and Conditions and Federal law. Federal law provides for punishment under Title 18 of the U.S. Code, including a fine and up to 10 years in prison for the first offense for anyone who:

   a. Intentionally accesses a Government information system without authorization, or exceeds authorized access, and obtains information that requires protection against unauthorized disclosure.

   b. Intentionally accesses a Government information system without authorization, or exceeds authorized access, and impacts the Government's operation, including availability of that system.

   c. Intentionally accesses a Government information system without authorization, or exceeds authorized access, and alters, damages, or destroys information therein.

   d. Intentionally accesses a Government information system without authorization, or exceeds authorized access, and obtains anything of value.

   e. Prevents authorized use of a Government information system.

Drug and Alcohol Clearinghouse Terms of Use

I am capable and willing to comply with the requirements under 49 CFR part 382, subpart G, Requirements and Procedures for Implementation of the Commercial Driver's License Drug and Alcohol Clearinghouse (Clearinghouse).

I agree to accept any written communication from FMCSA relating to the Clearinghouse by electronic mail at the email address(es) I provide to FMCSA or by physical letters sent via United States Postal Service, including any notice of proposed removal from the Clearinghouse and any information addressing my obligations as an authorized user of the Clearinghouse. Such communication shall be considered complete upon its transmission by FMCSA.

I understand that by utilizing the Clearinghouse, I am participating in covered transactions and am required to comply with the suspension and debarment regulations at 2 CFR part 180 and that I am required to comply with the regulations at 49 CFR part 382. I certify that I will comply with the information reporting, use, and disclosure requirements set forth in 49 CFR part 382. I agree that I will not access information in the Clearinghouse without authorization; share, distribute, publish, or otherwise release information unless specifically authorized by law; prevent authorized use of government information systems; and I will not report inaccurate or misleading information to the Clearinghouse. I understand that by submitting information to the Clearinghouse I am participating in covered transactions and that submitting false or misleading statements may subject me to administrative, civil, or criminal penalties, including prosecution under 18 U.S.C. § 1001 or government-wide suspension and debarment under 2 CFR part 180. I understand that failure to comply with the Clearinghouse Rules of Behavior and Terms of Use may result in revocation of my Clearinghouse registration under 49 CFR § 382.713.

I understand that failure to comply with any of the terms, conditions, requirements, and restrictions contained in this document and in 49 CFR part 382 may result in the revocation of my Clearinghouse registration.

I accept the DOT Website Privacy Policy (see https://www.transportation.gov/dot-website-privacy-policy).