**Section § 382.103: Applicability.**

## Guidance Q&A

**Question 7: Which drivers are to be included in a alcohol and controlled substances testing program under the Federal Motor Carrier Safety Administration’s (FMCSA) rule?**

**Guidance:**Any person who operates a Commercial Motor Vehicle (CMV)s, as defined in §382.107, in intrastate or interstate commerce and is subject to the CDL requirement of 49 CFR part 383.