**Section § 382.303: Post-accident testing.**

## Guidance Q&A

**Question 4: What post-accident alcohol and drug testing requirements are there for U.S. employer’s drivers involved in an accident occurring outside the U.S.?**

**Guidance:** U.S. employers are responsible for ensuring that drivers who have an accident (as defined in §390.5) in a foreign country are post-accident alcohol and drug tested in conformance with the requirements of 49 CFR parts 40 and 382. If the test(s) cannot be administered within the required 8 or 32 hours, the employer shall prepare and maintain a record stating the reasons the test(s) was not administered (see §382.303(d)(1) and (2).