Medical qualifications requirement for foreign-domiciled motor carriers.

**Word.docx Title:**  Medical Qualification FAQ – Controlled substances – FAQ2

**Description: FAQ MEDICAL QUALIFICATION –CONTROLLED SUBSTANCES--MARIJUANA**

**FAQ2:  Can a driver meet the qualification standards under 49 CFR § 391.41(b)(12) if using medical marijuana recommended by a licensed medical practitioner in the United States or another country?**

 **A2:**  No. Marijuana, including a mixture or preparation containing marijuana, continues to be classified as a Schedule I controlled substance by the Drug Enforcement Administration (DEA) in 21 CFR § 1308.11. Under the Federal Motor Carrier Safety Regulations (FMCSRs), a person is not physically qualified to drive a CMV if he or she uses any Schedule I controlled substance such as marijuana. (See 49 CFR §§ 391.11(b)(4) and 391.41(b)(12)). Accordingly, a driver may not use marijuana even if is recommended by a licensed medical practitioner.