

## **Subpart B - Employer Responsibilities**

### **§ 40.29 Where is other information on employer responsibilities found in this regulation?**

You can find other information on the responsibilities of employers in the following sections of this part:

- §40.3—Definition.
  - §40.35—Information about DERs that employers must provide collectors.
  - §40.45—Modifying CCFs, Use of foreign-language CCFs.
  - §40.47—Use of non-Federal forms for DOT tests or Federal CCFs for non-DOT tests.
  - §40.67—Requirements for direct observation.
  - §§40.103–40.105—Blind specimen requirements.
  - §40.173—Responsibility to ensure test of split specimen.
  - §40.193—Action in “shy bladder” situations.
  - §40.197—Actions following report of a dilute specimen.
  - §40.207—Actions following a report of a cancelled drug test.
  - §40.209—Actions following and consequences of non-fatal flaws in drug tests.
  - §40.215—Information about DERs that employers must provide BATs and STTs.
  - §40.225—Modifying ATFs; use of foreign-language ATFs.
  - §40.227—Use of non-DOT forms for DOT tests or DOT ATFs for non-DOT tests.
  - §40.235 (c) and (d)—responsibility to follow instructions for ASDs.
  - §40.255 (b)—receipt and storage of alcohol test information.
  - §40.265 (c)–(e)—actions in “shy lung” situations.
  - §40.267—Cancellation of alcohol tests.
  - §40.271—Actions in “correctable flaw” situations in alcohol tests.
  - §40.273—Actions following cancelled tests in alcohol tests.
  - §40.275—Actions in “non-fatal flaw” situations in alcohol tests.
  - §§40.287–40.289—Responsibilities concerning SAP services.
  - §§40.295–40.297—Prohibition on seeking second SAP evaluation or changing SAP recommendation.
  - §40.303—Responsibilities concerning aftercare recommendations.
  - §40.305—Responsibilities concerning return-to-duty decision.
  - §40.309—Responsibilities concerning follow-up tests.
  - §40.321—General confidentiality requirement.
  - §40.323—Release of confidential information in litigation.
  - §40.331—Other circumstances for the release of confidential information.
  - §40.333—Record retention requirements.
  - §40.345—Choice of who reports drug testing information to employers.
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