



A Limited Liability Holding Company
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Dear Valued Contractor,

As you may know, the Federal Railroad Administration (FRA) recently revised its drug and alcohol testing rule (49 CFR Part 219) to cover railroad employees and contractors (including subcontractors) whose employees perform Maintenance of Way (MOW) work. Pursuant to Part 219, a MOW employee is defined as a Roadway Worker, which the FRA has determined shall include:

Any employee of a railroad, or of a contractor to a railroad, whose duties include inspection, construction maintenance or repair of railroad track, bridges, roadway, signal and communication systems, electric traction systems, roadway facilities or roadway maintenance machinery on or near track or with the potential of fouling a track, and flagmen and watchmen/lookouts as defined in this section

You are receiving this letter because our records indicate that your employees, which may include employees of your subcontractors, perform maintenance of way work for one or more of the operating subsidiaries of R. J. Corman Railroad Group, LLC (collectively "R. J. Corman") under conditions making them subject to Part 219. The regulation can be found in the Federal Register at the following citation: 81 Federal Register 37894 (June 10, 2016) or <https://www.federalregister.gov/d/2016-13058>.

The revised Part 219 becomes effective on June 12, 2017. After that date, RJC will only be able to utilize contractors and subcontractors who have complied with Part 219 to perform MOW work.

Contractors whose employees perform MOW work are required to conduct post-accident, reasonable suspicion, reasonable cause, and random drug and alcohol testing of employees who perform MOW works for RJC. You should review Part 219 to become familiar with all the requirements, but please note the following:

- Before an employee can be assigned to perform MOW work for RJC, the contractor must verify to RJC that the employee has a negative DOT drug test on file with the contractor: and
- A contractor whose employees perform MOW work for RJC must have a compliance program (including a random drug and alcohol testing program) that meets the requirements of the regulation. A contractor can choose to establish its own program or contract with a consortium to administer its program. FRA has developed model drug and alcohol plans. The model program for contractors is currently available on the FRA web site.
- Keep in mind that your subcontractors whose employees perform MOW work for RJC must also meet the requirements of Part 219. R. J. Corman will ask that you submit a list of subcontractors that you would like to use to perform MOW work for, or on behalf of, R. J. Corman.

Thank you,

Grant Smith
Training and Systems Manager
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