

What types of crashes are eligible for review in the Crash Preventability Determination Program?

Crashes must have occurred on or after August 1, 2019, and must meet one of the crash types described below. To submit a crash for consideration, a carrier should submit a Request for Data Review on FMCSA's DataQs website and upload the police accident report.

If the crash is not eligible under the crash type for which it was submitted, FMCSA will move the crash to an eligible crash type, if one exists. However if the crash does not meet one of the eligible crash types, it will be closed.

The following crashes are eligible for review under the program:

- **Struck in the Rear** type of crash when the CMV was struck:
 - in the rear; or
 - on the side at the rear.
- **Wrong Direction or Illegal Turns** type of crash when the CMV was struck:
 - by a motorist driving in the wrong direction; or
 - by another motorist in a crash when a driver was operating in the wrong direction; or
 - by a vehicle that was making a U-turn or illegal turn.
- **Parked or Legally Stopped** type of crash when the CMV was struck:
 - while legally stopped at a traffic control device (e.g., stop sign, red light or yield); or while parked, including while the vehicle was unattended.
- **Failure of the other vehicle to Stop** type of crash when the CMV was struck:
 - by a vehicle that did not stop or slow in traffic; or
 - by a vehicle that failed to stop at a traffic control device.
- **Under the Influence** type of crash when the CMV was struck:
 - by an individual under the influence (or related violation, such as operating while intoxicated), according to the legal standard of the jurisdiction where the crash occurred, where the individual was charged or arrested, failed a field sobriety or other test, or refused to test; or
 - by another motorist in a crash where an individual was under the influence (or related violation such as operating while intoxicated), according to the legal standard of the jurisdiction where the crash occurred, where the individual was charged or arrested, failed a field sobriety or other test, or refused to test.
- **Medical Issues, Falling Asleep or Distracted Driving** type of crash when the CMV was struck:
 - by a driver who experienced a medical issue which contributed to the crash; or
 - by a driver who admitted falling asleep or admitted distracted driving (e.g., cellphone, GPS, passengers, other).
- **Cargo/Equipment/Debris or Infrastructure Failure** type of crash when the CMV:
 - was struck by cargo, equipment or debris (e.g., fallen rock, fallen trees, unidentifiable items in the road); or crash was a result of an infrastructure failure.
- **Animal Strike** type of crash when the CMV:
 - struck an animal.
- **Suicide** type of crash when the CMV:
 - struck an individual committing or attempting to commit suicide.
- **Rare or Unusual** type of crash when the CMV:
 - was involved in a crash type that seldom occurs and does not meet another eligible crash type (e.g., being struck by an airplane or skydiver or being struck by a deceased driver).