

## **MANDATORY DRUG AND ALCOHOL TESTING**

In compliance with the United States Department of Transportation (49 CFR Part 40), employees of district performing a safety sensitive job or holding a CDL license will be required to submit to drug and alcohol tests in accordance with the rules and regulations promulgated by that department.

The testing will be done by the by a qualified company selected by the district. The agency will review all mandatory drug testing including pre-employment, random, post accident, reasonable suspicion and return-to-duty. A laboratory certified by the Department of Health and Human Services will perform testing in compliance with the Department of Transportation regulations on the urine samples and delivered to them.

Random alcohol testing will be conducted at an annual rate of 25% of safety sensitive positions and will be preformed on National Highway Traffic Safety Administration (NHTSA) approved evidential breath testing device.

Random drug testing of employees will be done at an annual rate of 50% of the safety sensitive positions. Employee numbers will be drawn from a general pool to which the district belongs with a number of other statewide employers. Arrangements will be made with the selected agency so that these employees will go directly for a urine test when their number is drawn. The test site facility will be informed of the names to be expected.

The employee will be required to submit to a reasonable suspicion drug and/or alcohol test if their supervisor suspects drug and/or alcohol use. Behaviors believed to be a result of drug and/or alcohol use must be observed directly by the supervisor.

A medical review officer (MRO) will review any employee test that is positive from the center to determine if the test is confirmed positive. The MRO will refer all employees who have a confirmed positive test for drugs to a substance abuse professional (SAP). The breath alcohol technician (BAT) will refer any employee to a SAP whose breath test is 0.04 or above. Department of Transportation (DOT) regulations outline procedures dealing with employees who test 0.02 to .039. The employee must fulfill the SAP requirements and follow up testing in order to continue in their safety sensitive position. The employee is responsible for these charges associated with SAP, drug/alcohol treatment and follow up testing.

Any employee who tests positive, meaning a concentration level of 0.02 or greater, will be subject to a second confirmation test. If the second test is also positive, the employee will be terminated from employment with the district.

The use, possession, sale or transfer of illegal drugs, on or off the job, will be cause for termination. Refusal to participate in a drug screen or alcohol testing, whether selected randomly or for cause, will result in immediate



termination.

All files on drug and alcohol testing are maintained by the center. This information is strictly confidential. The district will be advised immediately if an employee fails the drug or tests above 0.02 on breath alcohol measurement and by mail for all negative tests.

I have received and understand the drug and alcohol testing policy of the district.

Employee Signature: \_\_\_\_\_

Supervisor Signature: \_\_\_\_\_

Date: \_\_\_\_\_

CC: Personnel file

**Legal References:**

49 CFR. § 40.1-40.7 (2001), *Procedures for Transportation Workplace Drug Testing Program: Administrative Provisions*

49 CFR. § 40.11-40.13 (2001), *Procedures for Transportation Workplace Drug Testing Program: Employer Responsibilities*

49 CFR. § 392.1-392.5 (1995), *Driving Commercial Motor Vehicles: General*

RSA 200:37, *Health and Sanitation: Medical Examination of School Bus Operators*  
Policy EEAEA-R,

Adopted 1999

Reviewed 2004

Revised 2006

