

# MAINE STATE LEGISLATURE

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# 117th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1995

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Legislative Document

No. 301

H.P. 223

House of Representatives, January 27, 1995

### An Act Regarding the Testing of Public Employees for Drugs.

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Reference to the Committee on Labor suggested and ordered printed.

A handwritten signature in black ink that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative CHASE of China.  
Cosponsored by Senator: BUSTIN of Kennebec.

2 **Be it enacted by the People of the State of Maine as follows:**

4 **Sec. 1. 26 MRSA §681, sub-§3**, as enacted by PL 1989, c. 536,  
§§1 and 2 and affected by c. 604, §§2 and 3, is amended to read:

6 **3. Collective bargaining agreements.** This subchapter does  
8 not prevent the negotiation of collective bargaining agreements  
10 that provide greater protection to employees or applicants than  
12 is provided by this subchapter. A public employee represented by  
a collective bargaining agent may not be required to submit to a  
substance abuse test unless the policy to do so is first  
negotiated.

14  
16 **STATEMENT OF FACT**

18 This bill makes it illegal for a public employee represented  
20 by a collective bargaining agent to be required to submit to a  
substance abuse test unless the policy to do so is first  
negotiated.