

# MAINE STATE LEGISLATURE

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# 122nd MAINE LEGISLATURE

## FIRST SPECIAL SESSION-2005

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Legislative Document

No. 1570

H.P. 1108

House of Representatives, April 13, 2005

### **An Act To Require Random Drug Testing for Emergency Vehicle Operators**

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Reference to the Committee on Labor suggested and ordered printed.

*Millicent M. MacFarland*  
MILLICENT M. MacFARLAND  
Clerk

Presented by Representative CLOUGH of Scarborough.  
Cosponsored by Senator COURTNEY of York and  
Representatives: DAIGLE of Arundel, HOTHAM of Dixfield, LERMAN of Augusta, TARDY  
of Newport.

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

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**Sec. 1. 26 MRSA §684, sub-§3, ¶B,** as amended by PL 2003, c. 547, §2, is further amended to read:

B. The employee works in a position the nature of which would create an unreasonable threat to the health or safety of the public or the employee's coworkers if the employee were under the influence of a substance of abuse. Notwithstanding this subsection, an employee whose duties include the operation of an emergency vehicle must be tested under this subsection. For the purposes of this paragraph, "emergency vehicle" means a fire department vehicle, a sheriff's department vehicle, a State Police or municipal police department vehicle, an emergency medical services vehicle and an ambulance owned or operated by a public or private ambulance service. It is the intent of the Legislature that the requirements of this paragraph be narrowly construed; or

**SUMMARY**

This bill requires random substance abuse testing for emergency vehicle operators. The testing procedures that will be used are defined in the Maine Revised Statutes, Title 26, section 683.