

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2003

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SENATE BILL 1091

Short Title: Transit Drug Test.

(Public)

Sponsors: Senator Jenkins.

Referred to: Judiciary I.

May 13, 2004

A BILL TO BE ENTITLED

AN ACT TO REQUIRE PUBLIC TRANSIT OPERATORS AND OTHER
EMPLOYEES TO REPORT TO THE DIVISION OF MOTOR VEHICLES THE
NAME OF THE EMPLOYEE AND THE RESULTS OF ANY FEDERALLY
REQUIRED AND TRANSPORTATION RELATED FAILED DRUG AND
ALCOHOL TEST, AND TO REQUIRE THE DIVISION TO PROVIDE THE
INFORMATION IT COLLECTS TO OTHER EMPLOYERS REQUIRED BY
FEDERAL LAW TO TEST TRANSPORTATION RELATED EMPLOYEES.

The General Assembly of North Carolina enacts:

SECTION 1. Chapter 20 of the General Statutes is amended by adding a
new section to read:

"§ 20-37.03. Transportation System Driver Drug and Alcohol Test Records.

(a) Notification Required. – The employer of any employee who fails a Federal
Transit Administration or the Federal Highway Administration required drug or alcohol
test shall notify the Division of Motor Vehicles within 30 days following the employer's
receipt of the employee's drug test. The employer shall provide the employee's name
and the results of the test, if the employee has consented in writing prior to the drug or
alcohol test to the submittal to the Division.

(b) Release of Information. – The Division of Motor Vehicles shall provide
information received pursuant to this section to any employer who is required by the
Federal Transit Administration or the Federal Highway Administration pursuant to
federal law to test employees for drugs or alcohol."

SECTION 2. This act becomes effective January 1, 2005.