

CS FOR HOUSE BILL NO. 2(RLS)
IN THE LEGISLATURE OF THE STATE OF ALASKA
EIGHTEENTH LEGISLATURE - FIRST SESSION

BY THE HOUSE RULES COMMITTEE

Offered: 4/7/93
Referred: Rules

Sponsor(s): REPRESENTATIVE PHILLIPS

A BILL

FOR AN ACT ENTITLED

1 "An Act requiring drug and alcohol tests for school bus drivers."

2 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

3 * **Section 1. FINDINGS AND PURPOSE.** (a) The legislature finds that

4 (1) over 40,000 Alaska children ride school buses every school day;

5 (2) road, weather, and driving conditions can be extremely hazardous;

6 (3) the state expects school bus drivers to operate their vehicles without drug
7 or alcohol-induced impairment of physical or mental condition;

8 (4) the federal Department of Transportation has adopted drug testing
9 regulations for operators of commercial vehicles, including interstate buses, in 53 FR 47002;

10 (5) Alaska has a compelling interest in the safety of its children riding school
11 buses.

12 (b) The purpose of this Act is to enact a drug and alcohol testing program for all
13 school bus drivers.

14 * **Sec. 2.** AS 14.09 is amended by adding a new section to read:

1 **Sec. 14.09.025. DRUG TESTING FOR SCHOOL BUS DRIVERS.** (a) A
2 school district or regional educational attendance area that provides for the
3 transportation of pupils shall require that the drivers of motor vehicles used to transport
4 pupils submit to testing for the use of drugs and alcohol. The testing program must
5 include random testing. A driver who tests positive for the improper use of drugs or
6 alcohol may be disciplined, including termination from employment.
7 (b) The department shall adopt regulations to implement this section. The
8 regulations must include a provision for a hearing before discipline is imposed.
9 (c) In this section, "improper use of drugs or alcohol" means use that
10 constitutes a criminal offense and use that violates regulations adopted by the
11 department under this section.