

**DRUG AND ALCOHOL TESTING FOR SCHOOL BUS
DRIVERS/COMMERCIAL VEHICLE DRIVERS**

The Governing Board maintains a drug and alcohol-free workplace to ensure that District-provided transportation is safe for students, staff, and the public. The Superintendent or designee shall establish a drug and alcohol testing program for all District drivers, other employees who hold a commercial driver's license, and drivers of a "school transportation vehicle" as defined in Vehicle Code 34520.3 which is necessary to perform duties related to their employment with the District. Employees who drive vehicles which require the possession of a commercial driver's license to operate, including school bus drivers, are subject to federal law and regulations requiring a drug and alcohol testing program.

The District's testing program shall include pre-employment drug testing and reasonable suspicion, random, post-accident, return-to-duty, and follow-up drug and alcohol testing of drivers.

The Superintendent or designee shall contract for testing services and shall ensure that testing contractors and procedures are certified by the U.S. Department of Health and Human Services to conduct drug specimen analysis and to conform to the requirements of federal law.

No driver may operate a district vehicle when his/her blood alcohol content is found to be .01 percent or greater. A driver shall not consume alcohol while on duty or for four hours prior to on-duty time and up to eight hours following an accident or until he/she undergoes a post-accident test, whichever occurs first. A driver shall not report for duty or remain on duty that requires performing safety-sensitive functions when the driver uses a controlled substance, unless so instructed by a physician.

Any driver who tests positive for alcohol or drugs or who refuses to submit to a test shall be removed from safety-sensitive functions and may be subject to disciplinary action up to and including dismissal in accordance with law, administrative regulations, and the District's collective bargaining agreement.

The Superintendent or designee shall ensure that each driver receives an explanation of the federal regulations and the District's policy and procedure in accordance with law. In addition, each driver shall sign a statement certifying that he/she has received a copy of the above materials. Representatives of employee organizations shall be notified of the availability of this information.

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Legal Reference:

EDUCATION CODE

35160 Authority of Governing Boards

VEHICLE CODE

34500-344520.5 Safety regulations

CODE OF REGULATIONS, TITLE 13

1200-1293 Motor carrier safety, especially:

1213.1 Placing drivers out-of-service

UNITED STATES CODE, TITLE 49

31306 Alcohol and controlled substances testing

41501-41507 Transportation Employee Testing Act

CODE OF FEDERAL REGULATIONS, TITLE 49

40.1-40.413 Procedures for Transportation Workplace Drug and
Alcohol Testing Programs

382.101-382.605 Controlled Substance and Alcohol Use and Testing;
especially

382.205 On-duty use

382.207 Pre-duty use

382.209 Use following an accident

Policy Adopted:

TUSD: 1/28/97

Revised: 1/9/07