

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2003

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HOUSE DRH60434-RWz-47A\* (03/05)

Short Title: Transit Drug Test.

(Public)

Sponsors: Representative McComas.

Referred to:

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.