

**#4212.42**

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**Drug and Alcohol Testing for School Bus Drivers**

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In a continuing effort to prevent accidents and injuries resulting from the use of drugs and misuse of alcohol by drivers of commercial vehicles, the Madison Public Schools is committed to ensure that contracts for student transportation services include a drug and alcohol testing program that meet the requirements of federal regulations, and state law pertaining to a required pre-employment and random drug testing program for drivers of school buses and school transportation vehicles (STVs) that carry ten or fewer students. The student transportation services provider shall agree to actively enforce the federal and state requirements. The program shall meet the requirements of the Omnibus Transportation Employee Testing Act of 1991 and C.G.S. 14-276a.

This policy applies to all drivers and applicants for driver positions for the District who must have a Commercial Drivers License (CDL) to operate school vehicles.

Legal Reference:      United States Code, Title 49  
                                 2717 Alcohol and controlled substances testing (Omnibus Transportation Employee Testing Act of 1991)  
                                 Code of Federal Regulations, Title 49  
                                 40 Procedures for Transportation Workplace Drug and Alcohol Testing Programs  
                                 382 Controlled Substance and Alcohol Use and Testing  
                                 395 Hours of Service Drivers  
                                 Holiday v. City of Modesto (1991) 229 Cal. App. 3d. 528, 540.  
                                 International Brotherhood of Teamsters v. Department of Transportation  
                                 932 F. 2d 1292 (1991)  
                                 American Trucking Association, Inc. v. Federal Highway Administration, (1995) WL 136022 (4th circuit)  
                                 Connecticut General Statutes  
                                 14-261b Drug and alcohol testing of drivers of certain vehicles, mechanics and forklift operators  
                                 14-276a Regulations re school bus operators and operators of student transportation vehicles; qualifications; training. Pre-employment drug test required for operators

Policy adopted: June 17, 2014