

Commercial Motor Vehicle Safety Act of 1986 and the Federal Motor Carrier Safety Regulations.

BY repealing and reenacting, with amendments,

Article - Health - General

Section 17-214.1(h)

Annotated Code of Maryland

(1990 Replacement Volume)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Health - General

17-214.1.

(h) (1) [In] EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, IN the course of obtaining information for, or as a result of, conducting job-related alcohol or controlled dangerous substance testing for an employer under this section, a laboratory, a physician, including a physician retained by the employer, or any other person may not reveal to the employer information regarding:

[(1)] (I) The use of a nonprescription drug, excluding alcohol, that is not prohibited under the laws of the State; or

[(2)] (II) The use of a medically prescribed drug, unless the person being tested is unable to establish that the drug was medically prescribed under the laws of the State.

(2) THE PROHIBITIONS AGAINST DISCLOSURE OF INFORMATION UNDER PARAGRAPH (1) OF THIS SUBSECTION DO NOT APPLY TO THE EXTENT THAT THEY PREVENT A PERSON FROM COMPLYING WITH THE APPLICABLE PROVISIONS OF THE FEDERAL COMMERCIAL MOTOR VEHICLE SAFETY ACT OF 1986 AND THE FEDERAL MOTOR CARRIER SAFETY REGULATIONS.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1990.

Approved May 29, 1990.



CHAPTER 580

(House Bill 563)

AN ACT concerning

Alcohol and Drug Abuse Treatment Programs - Evaluation