

CHAPTER 727

(House Bill 1186)

AN ACT concerning

Controlled Dangerous Substances and Alcohol Testing -
Laboratories - Licensing and Certification

FOR the purpose of requiring an employer who requires certain job-related testing for the use or abuse of any controlled dangerous substance or alcohol to have the specimen tested by a laboratory that holds a certain permit or is certified or approved in a certain manner; defining certain terms; providing ~~a-certain-exception~~ certain exceptions; requiring the employer to relate to the person being tested certain information regarding the laboratory testing the specimen; permitting an employee to request a certain independent verification of the test results from the same sample; requiring the Department of Health and Mental Hygiene to adopt certain regulations for certification and approval of certain laboratories; specifying a certain interpretation for this Act; and generally relating to licensing and certification of certain laboratories.

BY adding to

Article - Health - General
Section 17-214.1
Annotated Code of Maryland
(1987 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.

(A) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(1) "ALCOHOL OR CONTROLLED DANGEROUS SUBSTANCE TESTING" MEANS A PROCEDURE USED TO DETERMINE WHETHER OR NOT A SPECIMEN CONTAINS A CONTROLLED DANGEROUS SUBSTANCE OR ALCOHOL.

(2) "CERTIFICATION" MEANS THE APPROVAL GRANTED BY THE DEPARTMENT FOR A LABORATORY TO ENGAGE IN JOB-RELATED ALCOHOL OR CONTROLLED DANGEROUS SUBSTANCE TESTING.

(3) "CONTROLLED DANGEROUS SUBSTANCE" HAS THE MEANING STATED IN ARTICLE 27, § 277 OF THE CODE.