

I am Gregg Marchand from Willimantic I agree with S.B. No. 335 (RAISED) AN ACT CONCERNING THE LEGISLATIVE COMMISSIONERS' RECOMMENDATIONS FOR TECHNICAL AND MINOR CORRECTIONS TO THE PUBLIC SAFETY STATUTES.

Should also include AN ACT REQUIRING ALCOHOL AND DRUG TESTING OF POLICE OFFICERS. INCLUDING FOR THE ANABOLIC STEROID USE. To protect the public by ensuring that all police officers are alcohol and drug free while being on duty. Just as any other public service driver that is being randomly drug tested under the High Risk Safety Sensitive Occupation Clause. As we all know peace officers physically and mentally fall under this category more than most that get the random test.

- 1) Regular delivery drivers get randomly tested. Police are from being a regular drivers they have many other responsibilities besides them being held to a higher authority therefore must partake in random drug testing.
- 2) They carry guns.
- 3) They have the option to drive faster than most, its part of the job sometime.
- 4) They have power of arrest.
- 5) They are upholding the law.
- 6) Many work double shifts.
- 7) They must be alert at all times during to what could be a dangerous job.

Many may be taking steroids to muscle themselves up. Anabolic Steroids is a most dangerous drug, when the person/s who consumes it, their adrenaline flow makes , the person mean almost vicious. As a tax paying citizen the belief I have is, it borders being corrupt and it undermines the Motor Vehicle Department and Public Safety's regulations, when the police are not obligated to partake in these random tests.

Especially for the reasons listed above. The people that par take in the random drug test do not have all of these other powers, responsibilities and other obligations police have, they are just drivers.

It's totally unfair. Are we not equal in the eyes of the law? When it becomes law unions cannot supersede the law. You being the Public Safety and Security Committee representatives and the voice for the people, of the people I would expect you to do what is right for our publics' safety and trust. Protect us and the police from this loop hole. This must become a rule and police are not protected by the fourth amendment to be randomly drug tested as I show proof and case law on the second page. Thank you. Gregg Marchand p.o. box 244 n. windham,ct.06256

The current law of public employee drug testing began with the Supreme Court's decisions in *Skinner v. Railway Labor Executives' Assn.*, 489 U.S. 602 (1989), and *National Treasury Employees v. Von Raab*, 489 U.S. 656 (1989). In these companion cases, the Court held that the government is allowed to conduct drug tests without individualized suspicion when there is a "special need" that outweighs the individual's privacy interest. In *Skinner*, the court found that public safety was such a special need. In *Von Raab*, the court found a special need in relation to customs agents who carry firearms or are directly involved in drug interdiction.

The federal courts spent the next decade defining which government interests qualified as "special needs" and defining the scope of those that qualified.

It soon became clear that "special need" meant little more than that the nature of the employee's job was extremely important, and that a great deal of harm could be done if the job was not performed properly. The courts did not require public employers to demonstrate that employees who used drugs were likely to create this harm, nor that there was any special difficulty with preventing the harm through normal supervisory methods. Courts generally resisted, however, attempts to push the *Skinner/Von Raab* envelope to encompass large sections of the workforce. The result was an unprincipled, but relatively small and well defined exception to normal Fourth Amendment principles.

Much of the information above is copied directly from:

<http://workrights.us/?products=public-employee-drug-testing-a-legal-guide>

You can find additional information about the case at:

http://www.oyez.org/cases/1980-1989/1988/1988_87_1555