



General Assembly

February Session, 2012

Amendment

LCO No. 4638

HB0538904638SR0

Offered by:
SEN. BOUCHER, 26th Dist.

To: House Bill No. 5389

File No. 597

Cal. No. 430

"AN ACT CONCERNING THE PALLIATIVE USE OF MARIJUANA."

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. Subsection (d) of section 14-276a of the general statutes is
4 repealed and the following is substituted in lieu thereof (*Effective*
5 *October 1, 2012*):

6 (d) A carrier shall require each person whom it intends to employ to
7 operate a school bus, as defined in section 14-275, or a student
8 transportation vehicle, as defined in section 14-212, to submit to a
9 urinalysis drug test in accordance with the provisions of sections 31-
10 51v and 31-51w and shall require each person it employs to operate
11 such vehicles to submit to a urinalysis drug test on a random basis in
12 accordance with the provisions of section 31-51x and the standards set
13 forth in 49 CFR Parts 382 and 391. No carrier may employ any person
14 who has received a positive test result for such test which was
15 confirmed as provided in subdivisions (2) and (3) of section 31-51u. No

16 carrier may employ as a driver, a qualifying patient, as defined in
 17 section 1 of this act, during the period of time that such qualifying
 18 patient has been authorized to engage in the palliative use of
 19 marijuana pursuant to written certification issued by such qualifying
 20 patient's physician pursuant to section 4 of this act. The provisions of
 21 this subsection shall not prohibit a carrier from employing a qualifying
 22 patient in a capacity that does not involve operation of a school bus or
 23 student transportation vehicle. No carrier may continue to employ as a
 24 driver, for two years, any person who has received a positive test
 25 result for such test which was confirmed as provided in subdivisions
 26 (2) and (3) of subsection (a) of section 31-51u. No carrier may continue
 27 to employ as a driver, permanently, any person who has received a
 28 second positive test result for such test which was confirmed as
 29 provided in subdivisions (2) and (3) of subsection (a) of section 31-51u.
 30 The commissioner may, after notice and hearing, impose a civil
 31 penalty of not more than one thousand dollars for the first offense and
 32 two thousand five hundred dollars for each subsequent offense on any
 33 carrier which violates any provision of this subsection."

This act shall take effect as follows and shall amend the following sections:		
Sec. 501	October 1, 2012	14-276a(d)