

HOUSE No. 3063**The Commonwealth of Massachusetts**

PRESENTED BY:

Anne M. Gobi

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to the operating of student pupil transportation.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Anne M. Gobi</i>	<i>5th Worcester</i>	<i>1/14/2013</i>
<i>Kimberly N. Ferguson</i>	<i>1st Worcester</i>	<i>1/15/2013</i>
<i>Denise Andrews</i>	<i>2nd Franklin</i>	<i>1/28/2013</i>
<i>Martin J. Walsh</i>	<i>13th Suffolk</i>	<i>1/28/2013</i>
<i>Tricia Farley-Bouvier</i>	<i>3rd Berkshire</i>	
<i>Bradley H. Jones, Jr.</i>	<i>20th Middlesex</i>	
<i>Danielle W. Gregoire</i>	<i>4th Middlesex</i>	
<i>Sarah K. Peake</i>	<i>4th Barnstable</i>	
<i>Matthew A. Beaton</i>	<i>11th Worcester</i>	
<i>Cory Atkins</i>	<i>14th Middlesex</i>	
<i>Jennifer E. Benson</i>	<i>37th Middlesex</i>	
<i>Bruce E. Tarr</i>	<i>First Essex and Middlesex</i>	
<i>Kate Hogan</i>	<i>3rd Middlesex</i>	

HOUSE No. 3063

By Ms. Gobi of Spencer, a petition (accompanied by bill, House, No. 3063) of Anne M. Gobi and others for legislation to require drivers employed by companies transporting students to submit to alcohol and drug testing. Transportation.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 3962 OF 2011-2012.]

The Commonwealth of Massachusetts

In the Year Two Thousand Thirteen

An Act relative to the operating of student pupil transportation.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Section 8A ½ , of Chapter 90 of the general laws, as appearing in the 2010 Official
2 Edition, is hereby amended by adding after line 31 the following paragraph:

3 Upon application to obtain or retain a school pupil transport certificate , consent is
4 implied for pre-employment, random, reasonable suspicion, and post-accident drug and alcohol
5 testing to be administered by a licensed drug and alcohol testing facility. All drivers who
6 transport pupils, including but not limited to, drivers who transport pupils to and from school,
7 and to and from school sanctioned extracurricular events, in any type of school pupil transport
8 vehicle, whether transport is on behalf of public or private schools, or registered day care centers,
9 shall first submit to an initial drug and alcohol test, and thereafter, participate in an ongoing drug
10 and alcohol testing program which shall be provided and managed by their school transportation
11 contractor/employer. Said drug and alcohol testing program shall be in compliance with all
12 aspects of the Commercial Driver’s License (CDL) and the United States Department of
13 Transportation (USDOT) regulations. It is mandated that the contractor/employer maintain such
14 documentation and evidence of satisfaction of the drug and alcohol testing program as may be
15 required, and which shall be available for inspection, by the Registrar of Motor Vehicles.