

---

**By: Delegate Stocksdale**

Introduced and read first time: February 2, 1996

Assigned to: Commerce and Government Matters

---

A BILL ENTITLED

1 AN ACT concerning

2 **Executive Department - Employees - Drug Tests**

3 FOR the purpose of requiring the Governor to establish a program to randomly test  
4 certain employees of the Executive Department for the use of controlled dangerous  
5 substances; defining certain terms; and generally relating to the Executive  
6 Department.

7 BY adding to

8 Article 41 - Governor - Executive and Administrative Departments  
9 Section 18-205  
10 Annotated Code of Maryland  
11 (1993 Replacement Volume and 1995 Supplement)

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

14 **Article 41 - Governor - Executive and Administrative Departments**

15 18-205.

16 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS  
17 INDICATED.

18 (2) "EMPLOYEE" INCLUDES A MEMBER OF A BOARD OR COMMISSION.

19 (3) "SENSITIVE EMPLOYEE" MEANS AN EMPLOYEE WHO:

20 (I) HAS A SUBSTANTIAL DEGREE OF RESPONSIBILITY FOR THE  
21 SAFETY OF OTHERS;

22 (II) IS REQUIRED TO CARRY A FIREARM; OR

23 (III) IS DIRECTLY INVOLVED WITH NARCOTICS LAW  
24 ENFORCEMENT.

25 (B) THE GOVERNOR SHALL DESIGNATE AT LEAST 20,000 EMPLOYEES OF THE  
26 EXECUTIVE DEPARTMENT AS SENSITIVE EMPLOYEES.

HOUSE BILL 959

2

1           (C) THE GOVERNOR SHALL ESTABLISH A PROGRAM TO RANDOMLY TEST ALL  
2 SENSITIVE EMPLOYEES OF THE EXECUTIVE DEPARTMENT FOR THE USE OF  
3 CONTROLLED DANGEROUS SUBSTANCES.

4           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
5 October 1, 1996.