

Department of Fiscal Services
Maryland General Assembly

FISCAL NOTE
Revised

House Bill 411 (Delegate Owings, *et al.*)
Environmental Matters

Referred to Finance

Job-Related Drug Testing

This amended bill provides that job-related drug testing includes testing of hair under specified circumstances in addition to blood and urine samples. An employer may use hair as a specimen only for pre-employment purposes. The Department of Health and Mental Hygiene (DHMH) must publish proposed regulations by October 1, 1997 for the certification of laboratories that perform job-related drug testing with hair specimens. The bill adds laboratory standards acceptable to DHMH as one of the criterion with which laboratories engaging in job-related drug testing may be required to comply.

Fiscal Summary

State Effect: No net effect. Offsetting general fund expenditure and revenue increase.

Local Effect: None.

Small Business Effect: Potential meaningful effect on small businesses as discussed below.

Fiscal Analysis

State Effect: The Laboratories Administration advises that only three laboratories in the country currently perform job-related drug testing of hair specimens, none of which are in Maryland. It intends to require through regulation that all expenses required to investigate and certify out-of-state laboratories be paid for by the out-of-state laboratories. Therefore, any increased expenditures for additional laboratory certifications would be offset by an equal amount in additional revenues.

Small Business Effect: The bill's inclusion of hair testing could promote the development of small business laboratories that provide job-related drug testing of hair specimens.

Information Source(s): Department of Health and Mental Hygiene (Laboratories Administration, Alcohol and Drug Abuse Administration)

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