

**Drug and Alcohol Testing for Drivers of School Buses and Student Transportation Vehicles**

In a continuing effort to prevent accidents and injuries resulting from the misuse of drugs and alcohol by drivers of commercial motor vehicles, the Wallingford Public School district shall require that any contract for transportation approved by this district shall contain assurance that the contractor has established a drug and alcohol-testing program that meets the requirements of federal regulations, state statues and this policy. The company will actively enforce the regulations of this policy as well as federal and state requirements.

Any certified employee of the Wallingford Public School District that, as part of their job duties, transports students to and from school-related activities must participate in a drug and alcohol testing program. The program will be administered by a private vendor hired by the district for this specific purpose and in accordance with federal regulations and state statues. The program includes pre-employment and random drug and alcohol testing.

This policy applies to all bus drivers, applicants for driver positions, and drivers of student transportation vehicles used as carriers for the District who must have a Commercial Drivers License (CDL) to operate school vehicles.

**Definitions:**

Carrier: Any local or regional school district, any educational institution providing elementary or secondary education, or any person, firm, or corporation under contract to such district or institution engaged in the business of transporting students, or; any person, firm, or corporation engaged in the business of transporting primarily persons under the age of twenty-one for compensation.

Student Transportation Vehicle: Any motor vehicle, other than a registered school bus, used by a carrier for the transportation of students to or from school, school programs or school sponsored events.

(cf. 3541.23 – Bus Contractor Compliance)

Legal Reference: United States Code, Title 49  
2717 Alcohol and controlled substances testing (Omnibus  
Transportation Employee Testing Act of 1991)  
Code of Federal Regulations, Title 49  
40 Procedures for Transportation Workplace Drug and Alcohol  
Testing Programs  
382 Controlled Substance and Alcohol Use and Testing  
395 Hours of Service Drivers  
*Holiday v. City of Modesto* (1991) 229 Cal. App. 3d. 528,540.  
*International Brotherhood of Teamsters v. Department of  
Transportation* 932 F. 2d 1292 (1991)

*American Trucking Association, Inc. v. Federal Highway Administration*, (1995) WL 136022 (4<sup>th</sup> circuit)

Connecticut General Statutes

14-212 (8) Definitions – “Student transportation vehicle.” (as amended by PA 10-110)

14-212 (2) Definitions – “Carrier.”

14-261b Drug and alcohol testing of drivers of certain vehicles, mechanics and forklift operators

14-276a Regulations re school bus operators and operators of student transportation vehicles; qualifications; training. Pre-employment drug test required for operators.

**Policy Adopted: 04/23/12**