



WINOOSKI SCHOOLS

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POLICY #4115 Required

WINOOSKI SCHOOL DISTRICT

POLICY ON DRUG & ALCOHOL TESTING: TRANSPORTATION EMPLOYEES ⁽¹⁾

The Winooski School District (WSD) will comply with State and federal law and regulations requiring a drug and alcohol testing program for school bus and commercial vehicle drivers. The superintendent or his or her designee will implement procedures to conduct alcohol and drug tests for all safety-sensitive transportation employees as required by the federal Omnibus Transportation Employee Testing Act of 1991.

PROCEDURES: (also referred to as rules or regulations) are the specific directions that indicate exactly how school personnel and others will carry out the policies adopted by the School Board. Procedures will be developed by the Superintendent in consultation with staff and are attached. Procedures may change more frequently than the underlying policy and do not require adoption by the Board.

Reviewed and Updated:

1st Reading: March 8, 2023

2nd Reading: April 19, 2023

Approved by Board of School Trustees: April 19, 2023

Legal Reference(s): 49 U.S.C. §§ 5331, 31306 (*Omnibus Transportation Employee Testing Act of 1991*)
49 C.F.R. Parts 40, 382, 391, 392, 395 and 653
21 V.S.A. 511 *et seq.*

Cross Reference(s):

[1] The federal requirement for a policy is not crystal clear. 49 C.F.R. 382.601 is titled “Employer obligation to promulgate a policy on the misuse of alcohol and use of controlled substances...” The text of the regulation, however, refers only to “informational materials.” It appears that the predominant belief is that the federal regulations do require an employer “policy,” and models are included in many model policy manuals.

School districts or supervisory unions that provide transportation through contracts with outside entities should include in those contracts a requirement that the entity providing transportation comply with all of the federal and state requirements related to drug and alcohol testing of safety-sensitive employees.