



COMMITTEE MEETING

May 16, 2023 at 5:20 PM

Council Meeting Room, 101 North State Street,
Abbeville, Louisiana 70510

AGENDA

NOTICE POSTED: May 15, 2023 at 4:00 P.M.

To allow a public comment period on any agenda item prior to action.

Ordinance Committee - Chaired by Councilman Tony Hardy.

1. To consider a proposed ordinance to amend Section 2-160, Types of drug testing.

In accordance with the Americans with Disabilities Act,
if you need special assistance, please contact
Mayor Roslyn White's office at 337-893-8550,
describing the assistance that is necessary.

(Ord. No. 07-01, § 6, 4-3-07)

Sec. 2-159. Enforcement activity.

- (a) The city will enforce these policies by job site searches, hair, sweat, blood/plasma urine/substance screening and saliva/breath testing.
- (b) The city reserves the right to have managerial, supervisory, and security personnel conduct security searches and inspections of employees, persons and their effects (such as, but not limited to, lockers, baggage, briefcases, lunch boxes, food/beverage containers, desks, tool boxes, clothing and vehicles) for the purpose of determining if such employees are in possession, use, transportation or concealment of any of the prohibited items and substances covered by this policy. All searches that are conducted by authorized outside search and inspection specialists will be in the presence of the city's supervision. At no time will employees be touched during a search or inspection by outside search amid inspection specialists or the city's managerial supervisory, or security personnel.
- (c) The city reserves the right to require employees to submit to medical, physical, or psychological evaluations or examinations at any time as a condition of initial or continued employment. Such examinations or evaluations may include, but are, not limited to, hair, sweat, urine drug/substance screens, blood or plasma tests, saliva/breath tests, or other examinations or tests as deemed appropriate to determine the use of illegal or unauthorized drug, alcohol or chemical substance prohibited by this policy or to establish the employee's fitness for duty.
- (d) Any city contractor may, to the extent permitted by law, conduct a search and inspection of its own employees and the employees of any of its subcontractors performing work for the city on the city's property, provided that such contractor first notifies the city of such a proposed search and inspection, and provided further that contractor does not search employees of the city or of other contractors without the express written authority of the city or other companies that may be involved.

(Ord. No. 07-01, § 7, 4-3-07)

Sec. 2-160. Types of drug testing.

- (a) *Drugs to be tested for.* The following five (5) classes of drugs will be tested for covered employees: Amphetamines. Opiates. Cocaine, Cannabinoids, Phencyclidine, and/or Alcohol. The following five (5) classes of drugs may also be tested, in addition, for non-covered employees: Barbiturates, Methadone. Benzodiazepines, Propoxyphene.

Replace with the following list of drugs and remove the covered employees and non-covered categories.

- (a) *Drugs to be tested for.* The following drugs will be tested for employees: 6-Acetylmorphine (Heroin) Amphetamines, Barbiturates, Benzodiazepines, Cocaine, Marijuana, MDA-Analogues, Methadone, Opiates, Oxycodones, Phencyclidine and/or Alcohol, Propoxyphene.
- (b) *Pre-employment testing.* A pre-employment drug and/or alcohol test must be conducted when either an individual is hired for a covered position or when a current employee is first transferred from a non-covered to a covered position.
- (c) *Random testing.* Random testing applies to all employees. For DOT purposes, this includes supervisory personnel who actually perform covered functions, but not those who just supervise such performance by others. Even if a supervisor performs a covered function only in an emergency, by doing so that supervisor would serve as an employee and thus be subject to random testing. An "employee" also includes part-time

(Supp. No. 25)

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