

SENATE, No. 330

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1996 SESSION

By Senator MARTIN

1 AN ACT concerning drug testing by boards of education and amending
2 N.J.S.18A:16-2.

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4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
5 *of New Jersey:*

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7 1. N.J.S.18A:16-2 is amended to read as follows:

8 18A:16-2. a. Every board of education shall require all of its
9 employees, and may require any candidate for employment, to undergo
10 a physical examination, the scope whereof shall be determined under
11 rules of the state board, at least once in every year and may require
12 additional individual psychiatric or physical examinations of any
13 employee, whenever, in the judgment of the board, an employee shows
14 evidence of deviation from normal, physical or mental health.

15 Any such examination may, if the board so requires, include
16 laboratory tests or fluoroscopic or X-ray procedures for the obtaining
17 of additional diagnostic data.

18 b. A board of education may include testing for usage of controlled
19 dangerous substances as they are defined in N.J.S.2C:35-2 as part of
20 any physical examination which is required of a candidate for
21 employment who has received a conditional offer of employment. Any
22 costs associated with the testing which is conducted by a physician or
23 institution designated by the board of education shall be paid by the
24 board.

25 The Department of Education, in consultation with the Department
26 of Health, shall develop guidelines for school boards which elect to
27 require the testing.

28 (cf: N.J.S.18A:16-2)

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30 2. This act shall take effect immediately.

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.

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3 Permits board of education to include drug testing in physical
4 examination of candidates for employment.