

House Research Act Summary

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This act amends Minnesota Statutes governing drug and alcohol testing in the workplace to permit random drug testing of professional athletes who are subject to a collective bargaining agreement that permits random drug testing. Random drug testing of professional athletes is permitted only to the extent consistent with the collective bargaining agreement. This change is effective the day following final enactment.

Prior to the enactment of these changes, Minnesota law allowed employers to request or require drug and alcohol testing for employees on a random selection basis *only if* the employees tested were employed in safety-sensitive positions. (Safety sensitive positions are jobs “in which an impairment caused by drug or alcohol usage would threaten the health or safety of any person” (Minn. Stat. § 181.950, subd. 13).) This act allows employers to request or require random drug testing under one additional set of circumstances: employer testing of professional athletes who are subject to a collective bargaining agreement that permits such testing.