



MONTGOMERY COUNTY EXECUTIVE REGULATION

Offices of the County Executive • 101 Monroe Street • Rockville, Maryland 20850

Subject Employee Drug and Alcohol Use and Drug and Alcohol Testing	Number 13-21
Originating Department Office of Human Resources	Effective Date

Montgomery County Regulation on:

EMPLOYEE DRUG AND ALCOHOL USE AND DRUG AND ALCOHOL TESTING

Issued by: County Executive
COMCOR 33.07.01

Authority: Montgomery County Code Section 33-7(b)

Supersedes: Executive Regulation 16-13, in part
Council Review Method (1) Under Code Section 2A-15
Register Vol. 38, No. 8

Comment Deadline: August 31, 2021

Effective Date:

Sunset Date: None

SUMMARY: This regulation amends Section 32 of the Personnel Regulations to reduce the time which employees or applicants are given to request a split specimen drug test following a positive drug test.

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Executive Office Building
101 Monroe Street, 7th Floor
Rockville, Maryland 20850

STAFF CONTACTS: Darryl Gorman, 240-777-5026 or darryl.gorman@montgomerycountymd.gov

**BACKGROUND:
INFORMATION** The Montgomery County Code authorizes the County Executive to promulgate personnel regulations.



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COMCOR 33.07.01 PERSONNEL REGULATIONS

SECTION 32. EMPLOYEE DRUG AND ALCOHOL USE AND DRUG AND ALCOHOL TESTING

33.07.01.32 Employee Drug and Alcohol Use and Drug and Alcohol Testing

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32-3. Prevention of Prohibited Drug Use and Alcohol Misuse by County Employees under County Regulations.

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(h) Drug and alcohol testing of job applicants and employees.

* * *

(20) Rights of job applicants and employees subject to drug or alcohol testing.

* * *

(C) (i) If the MRO has verified a drug test result as positive or as a refusal to test because of adulteration or substitution, the MRO must notify the applicant or employee of the applicant's or employee's right to have a test conducted on the split specimen, as appropriate, by a different laboratory at the employee's expense.

(ii) The MRO must tell a DOT covered applicant or employee how to request the split specimen test and give him or her at least 72 hours to request the test. Applicants or employees not covered by U.S. DOT regulations are given [10] 5 calendar days to request the test.

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Approved as to Form and Legality:



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Office of the County Attorney

Benjamin Legum

By: _____

Marc Elrich, County Executive

7/26/21

Date

Date