

By: Lucio

S.B. No. 1378

A BILL TO BE ENTITLED

AN ACT

relating to a drug testing requirement for a person elected to public elective office.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subchapter A, Chapter 141, Election Code, is amended by adding Section 141.005 to read as follows:

Sec. 141.005. DRUG SCREENING AND TESTING REQUIREMENT FOR PERSONS ELECTED TO PUBLIC OFFICE. (a) At the time a person is elected to a public elective office, the person must submit to a controlled substance use screening assessment. A person whose controlled substance use screening assessment conducted under this section indicates good cause to suspect the person of controlled substance use shall submit to a drug test.

(b) The authority responsible for determining eligibility for the office to which the person is elected shall administer a screening assessment or drug test required under this section at the person's expense.

(c) After completion of a screening assessment or drug test required under this section, the authority that administered the assessment or drug test shall:

(1) obtain a waiver of confidentiality from the person with respect to the results of the screening assessment or drug test; and

(2) submit the results of the screening assessment or

1 drug test to the Texas Ethics Commission.

2 (d) The Texas Ethics Commission shall release the results of  
3 a screening assessment and drug test conducted under this section  
4 as soon as is practicable.

5 (e) The secretary of state shall adopt rules to administer  
6 this section.

7 SECTION 2. This Act takes effect September 1, 2015.