

PREVAILED	Roll Call No. _____
FAILED	Ayes _____
WITHDRAWN	Noes _____
RULED OUT OF ORDER	

# HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that Engrossed Senate Bill 86 be amended to read as follows:

- 1           Replace the effective date in SECTION 1 with "[EFFECTIVE
- 2           MARCH 1, 2011 (RETROACTIVE)]".
- 3           Replace the effective date in SECTION 3 with "[EFFECTIVE
- 4           MARCH 1, 2011 (RETROACTIVE)]".
- 5           Page 5, line 11, delete "April 15," and insert "**March 1,**".
- 6           Page 5, line 30, delete "April 15," and insert "**March 1,**".
- 7           Page 8, line 10, delete "April 15," and insert "**March 1,**".
- 8           Page 11, between lines 41 and 42, begin a new paragraph and insert:
- 9           "**(k) For purposes of this article, a drug test is not found to be**
- 10          **positive unless:**
- 11           **(1) a second confirmation test:**
- 12           **(A) renders a positive result that has been performed by a**
- 13           **SAMHSA (as defined in IC 22-10-15-3) certified**
- 14           **laboratory on the same sample used for the first screen test**
- 15           **using gas chromatography mass spectrometry for the**
- 16           **purposes of confirming or refuting the screen test results;**
- 17           **and**
- 18           **(B) has been reviewed by a licensed physician and:**
- 19           **(i) the laboratory results described in clause (A);**
- 20           **(ii) the individual's medical history; and**
- 21           **(iii) other relevant biomedical information;**
- 22           **confirm a positive result of the drug tests; or**
- 23           **(2) the individual who has submitted to the drug test has no**

1           **valid medical reason for testing positive for the substance**  
2           **found in the drug test."**

3           Page 11, line 42, delete "(k)" and insert "(I)".  
            (Reference is to ESB 86 as printed April 8, 2011.)

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Representative Leonard