

The California State University
Office of the Chancellor
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Code: HR 95-04

Date: February 20, 1995

To: Presidents

From: June M. Cooper
Vice Chancellor
Human Resources and Operations


Christine Helwick
General Counsel

Subject: OMNIBUS TRANSPORTATION EMPLOYEE TESTING ACT

HR 94-32, dated December 16, 1994, indicated that the California State University would be covered by the provisions of the federal Omnibus Transportation Employee Testing Act, effective January 1, 1995. **In subsequent discussions with the Department of Transportation, the Office of the Chancellor has obtained authorization to consider each campus as a separate employer for purposes of compliance with this particular law. As a result, any campus with 50 or fewer "covered" employees can be considered to be a "small employer," and as such will not be covered by the law until January 1, 1996.** Those campuses with more than 50 covered employees are required to comply with the January 1, 1995 effective date. Please refer to 94-32 for the definition of "covered" employees.

Several campuses have inquired about the applicability of this new testing law to operators of marine vessels owned and/or operated by a CSU campus. Such "boat" operators are **not covered** by this particular law. However, they must comply with any testing and/or licensing requirements the United States Coast Guard may prescribe.

Supplemental information on implementation and ongoing administration of this federally mandated alcohol and controlled substance testing program will be provided as it becomes available. If you need further information or assistance, please contact James Lynch in the Office of General Counsel at (310) 985-2026 or Trudy McGuane in Human Resources at (310) 985-2655.

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