



PFHT TOPIC SUBMISSION

THIS TOPIC WAS SUBMITTED BY:	Dan Mark
TOPIC SUBMITTED ON:	02/08/23 4:19 PM
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TOPIC OR DESCRIPTION:

Drug testing to drive in the private for hire industry

HOW IS THIS IMPACTING YOUR INDUSTRY:

In a time where fentanyl and heroin usage is at an all time high the one job that is easiest to get away with such behaviors in driving portlands public

REASON FOR CONSIDERATION OR CHANGE TO THE REGULATIONS?

There is currently no drug testing requirement in code. Not even after an accident

PROPOSED SOLUTION:

Allow the PFHTAC to have a conversation about pre employment drug testing, annual drug testing, random drug testing and immediate post accident/incident drug testing in order to maintain a permit to drive in portland

WAS A FILE/IMAGE UPLOADED WITH THIS SUBMISSION?

THIS IS AN AUTOMATED NOTICE OF SUBMISSION, AND ANY ATTACHMENTS MUST BE REQUESTED AS THEY MUST BE VERIFIED AS LEGIT SUBMISSIONS AND CLEANED OF ANY VIRUSES BEFORE DISTRIBUTION.

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PFHT Topic Submission – Drug Testing to Drive in the PFHT Industry

Draft Language – Submitted by Dan Mark

Chapter XX: Drug Testing Policy for Private For-Hire Drivers

Section 1: Purpose and Scope The purpose of this policy is to ensure the safety of passengers and the public by establishing a drug testing program for private for-hire drivers. This policy applies to all individuals who operate a private for-hire vehicle within the city limits.

Section 2: Definitions For the purpose of this policy, the following definitions apply:

- All private for-hire, tow truck, and NEMT drivers as well as all others who are permitted to drive by a PBOT permitting program. Exclusions for drivers currently required to drug test such as Tri-Met operators and those contracted as Tri-Met drivers.

Controlled substance: Any substance listed in the Controlled Substances Act, including but not limited to cocaine, and heroin.

Positive drug test: A test result indicating the presence of a controlled substance in the driver's system. Excluding Marijuana.

Section 3: Drug Testing Requirements: All private for-hire drivers must undergo a drug test prior to obtaining a permit to operate within the city limits, and at least annually thereafter. A positive drug test result will require the denial of a permit or revocation of an existing permit.

Section 4: Method of Testing: The drug test will be conducted using a certified laboratory and shall test for the presence of controlled substances in the driver's urine, blood, or other bodily fluids as determined by the laboratory.

Section 5: Confidentiality: All drug test results will be confidential and will only be disclosed to the driver and the relevant city officials, as necessary.

Section 6: Appeal Process: If a private for-hire driver receives a positive drug test result, they may appeal the decision by requesting a re-test of their sample at a different certified laboratory. The cost of the re-test will be the responsibility of the driver.

Section 7: Compliance

Private for-hire drivers who refuse to comply with the drug testing requirements or who provide a positive drug test result may face revocation of their permit and may be subject to additional penalties as determined by the city.