

## **APPENDIX V: REPORT ON DRUG TESTING**

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### **REPORT TO CONGRESS ON DRUG TESTING**

The Congress and the Department of Health and Human Services (DHHS) initially approved the U.S. Nuclear Regulatory Commission's (NRC's) Drug Testing Plan in August 1988, and the agency subsequently updated the Plan in November 1997. The Plan was revised again and received approval from DHHS on August 23, 2007. The NRC's drug testing requirements for the nuclear industry, as imposed by agency regulations, are separate and distinct from this program and are not covered by this report. The NRC's Drug Testing Program under Executive Order (E.O.) 12564 includes random, applicant, voluntary, follow up, reasonable suspicion, and accident-related drug testing. Testing was initiated for non-bargaining unit employees in November 1988 and for bargaining unit employees in December 1990, after an agreement was negotiated with the National Treasury Employees Union.

During fiscal year (FY) 2007, NRC had approximately 1,900 employees occupying testing-designated positions subject to random testing. Potential selectees interviewed for positions in these categories were also subject to applicant testing.

The NRC conducted approximately 1,150 tests of all types between October 1, 2006, and September 30, 2007.

The NRC reviewed its employee drug testing records for FY 2007 and confirmed that there was one positive drug test. The subject employee's security clearance was suspended and the employee was referred to a Drug Rehabilitation Assessment Coordinator through the NRC Employee Assistance Program in accordance with the NRC Drug-Free Workplace Plan.

One applicant tested positive in January 2007. This applicant was not offered employment with the NRC.

The NRC also completed internal quality control reviews during the past year to ensure that the agency's program continues to be administered in a fair, confidential, and effective manner.

The NRC's Drug Testing Program is based on the principles and guidance provided through E.O. 12564, Public Law 100-71, DHHS guidelines, and Commission decisions.

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