

A bill for an act

relating to drug and alcohol testing; modifying provisions related to professional athletes; amending Minnesota Statutes 2008, section 181.955, by adding a subdivision.

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

Section 1. Minnesota Statutes 2008, section 181.955, is amended by adding a subdivision to read:

Subd. 3. **Professional athletes.** Sections 181.950 to 181.954 shall not be construed to interfere with the operation of a drug and alcohol testing program if:

(1) the drug and alcohol testing program is permitted under a collective bargaining agreement;

(2) the employees are employed as professional athletes; and

(3) the collective bargaining representative and the employer certify to the commissioner of labor and industry that the drug and alcohol testing program permitted under the collective bargaining agreement should operate without interference from the sections specified in this subdivision.