

HB 1284 -- Employee Misconduct

Sponsor: Smith (118)

Effective October 1, 2006, a claimant's refusal to take or invalidate or impede the accurate results of a test for alcohol or controlled substances will be considered misconduct; and the claimant will be disqualified for the waiting week credit and benefits. A claimant's admission that the results of a test would be positive will be considered misconduct, and the claimant will be disqualified for the waiting week credit and benefits.

This bill specifies that the test results and the medical review officer's report will be included in the administrative record and considered as evidence if the test for alcohol or controlled substances was conducted by a laboratory certified by an accrediting organization or professional society and approved by the Division of Employment Security.