

1 5395-S AMS ANDA S2362.2

2 **SSB 5395** - S AMD 173
3 By Senator A. Anderson

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5 On page 1, line 10, after "death," insert "or such injury or death
6 results from the worker's intoxication or use of a controlled substance
7 defined in the Uniform Controlled Substances Act, chapter 69.50 RCW,"

8 On page 1, line 13, after "title." insert "If the worker has the
9 same or greater weight of alcohol in the blood than that set forth in
10 RCW 46.61.502 or if the worker had positive confirmation of a
11 controlled substance, it must be presumed that the injury was caused by
12 the intoxication of alcohol or by the influence of the controlled
13 substance."

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17 On page 2, after line 4, insert the following:

18 "At any time following an injury occurring during the course of
19 employment, if requested by the employer, an employee involved in the
20 injury shall submit to a physical examination that may include the
21 taking of blood or urine samples, or both, to determine whether the
22 employee, at the time of the injury, was under the influence of alcohol
23 or any controlled substance as defined in the Uniform Controlled
24 Substances Act, chapter 69.50 RCW."

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