

117TH CONGRESS  
2D SESSION

# H. R. 9599

To require the Secretary of Health and Human Services to revise the Mandatory Guidelines for Federal Workplace Drug Testing Programs to include testing for methadone use and to require the Secretary of Transportation to issue regulations to include testing for methadone use in Department of Transportation drug tests.

---

## IN THE HOUSE OF REPRESENTATIVES

DECEMBER 15, 2022

Mr. SMITH of New Jersey introduced the following bill; which was referred to the Committee on Oversight and Reform, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

---

## A BILL

To require the Secretary of Health and Human Services to revise the Mandatory Guidelines for Federal Workplace Drug Testing Programs to include testing for methadone use and to require the Secretary of Transportation to issue regulations to include testing for methadone use in Department of Transportation drug tests.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as “Heidi’s Law”.

1 **SEC. 2. INCLUSION OF TESTING FOR METHADONE USE IN**  
2 **CERTAIN DRUG TESTING PROCEDURES.**

3 (a) REVISION OF MANDATORY GUIDELINES.—Not  
4 later than 90 days after the date of enactment of this Act,  
5 the Secretary of Health and Human Services shall revise  
6 the Mandatory Guidelines for Federal Workplace Drug  
7 Testing Programs, established pursuant to section 503(a)  
8 of Public Law 100–71 (5 U.S.C. 7301 note), to expand  
9 the opiate category on the list of substances authorized  
10 for testing to include methadone.

11 (b) PUBLICATION OF NOTICE.—Upon completion of  
12 the revision required under subsection (a), the Secretary  
13 shall publish a final notice in the Federal Register of such  
14 revision.

15 **SEC. 3. INCLUSION OF METHADONE IN DEPARTMENT OF**  
16 **TRANSPORTATION DRUG TESTS.**

17 Not later than 60 days after the final notice required  
18 under section 2(b) is published, the Secretary of Transpor-  
19 tation shall issue such regulations as are necessary to up-  
20 date any regulations containing procedures for transpor-  
21 tation employee workplace drug and alcohol testing pro-  
22 grams to include testing for methadone use in drug-testing  
23 panels, consistent with the Mandatory Guidelines for Fed-  
24 eral Workplace Drug Testing Programs as revised by the  
25 Secretary of Health and Human Services under section  
26 2.

1 **SEC. 4. TO COMPEL THE SECRETARY TO PERIODICALLY UP-**  
2 **DATE THE MANDATORY GUIDELINES FOR**  
3 **FEDERAL WORKPLACE DRUG TESTING.**

4 (a) IN GENERAL.—On an annual basis, the Secretary  
5 of Health and Human Services shall review and if nec-  
6 essary revise the Mandatory Guidelines for Federal Work-  
7 place Drug Testing Programs, established pursuant to  
8 section 503(a) of Public Law 100–71 (5 U.S.C. 7301  
9 note), to expand the list of substances authorized for test-  
10 ing to include any such drugs which may not have been  
11 previously included, and which the Secretary believes  
12 should be included.

13 (b) PUBLICATION OF NOTICE.—Upon completion of  
14 the revision required under subsection (a), the Secretary  
15 shall publish a final notice in the Federal Register of such  
16 revision.

17 **SEC. 5. INCLUSION OF NEWLY ESTABLISHED DRUGS IN DE-**  
18 **PARTMENT OF TRANSPORTATION DRUG**  
19 **TESTS.**

20 Not later than 60 days after the final notice required  
21 under section 4(b) is published, the Secretary of Transpor-  
22 tation shall issue such regulations as are necessary to up-  
23 date any regulations containing procedures for transpor-  
24 tation employee workplace drug and alcohol testing pro-  
25 grams to include testing for newly identified substances  
26 in drug-testing panels, consistent with the Mandatory

- 1 Guidelines for Federal Workplace Drug Testing Programs
- 2 as revised by the Secretary of Health and Human Services
- 3 under section 4.

