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Disclaimer

- Content is meant for <u>informational</u> purposes only and not for the purpose of providing legal advice.
- Should not be used as a substitute for consultation with a legal professional or other competent advisor.
- Contact a licensed attorney to obtain advice with respect to any legal issue discussed in this presentation or regarding a situation specific to your business.

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Alcohol Use	
Users: 139.8M	
Binge Drinkers: 25%	
Heavy Users: 12%	4-5+/occasion
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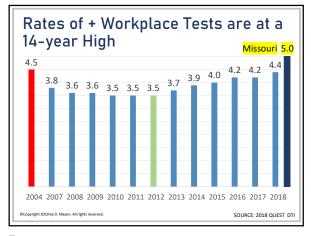
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Past Month Use of Illicit Drugs								
	2002	2006	2010	2014	2016	2017	2018	
12 or older	8.3	8.3	8.9	10.2	10.1	11.2	11.7	
12–17	11.6	9.8	10.1	9.4	8.8	7.9	8.0	
18-25	20.2	19.8	21.6	22.0	22.3	24.2	23.9	
26 or older	5.8	6.1	6.6	8.3	8.9	9.5	10.1	
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70% of people involved in the harmful use of substances are employed.

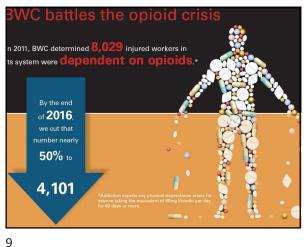
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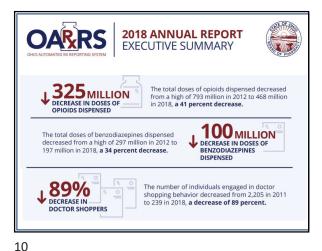
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(especially with Rx pain meds)

Progress HAS been made!





Opiate/Opioid + Decreasing

Oxycodone
Down 29% - 2017 - 2018
Down 46% since 2014

Hydrocodone
Down for 4th year
Down 43% since 2014

Heroin
Down 6% - 2017 - 2018
Down 16% from peak in 2015 - 2016

BUT ...

Total \$ Burden of Opioid Epidemic \$179 billion dollars per year

OD Deaths (\$72.6 billion)

including lost earning potential

Health care (\$60.4 billion)

Lost productivity (\$26.5 billion)

Criminal justice (\$10.9 billion)

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The total number of people NOT in the labor force has increased more than 20% in the past 10 years.

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"Prescription opioids may explain up to half of the decline in labor force participation since 2000."

- Economists, University of Tennessee

Challenges

- Still illegal at federal level
- No Rx
- No measure of impairment
- Laws very considerably across the state
- Changing DAILY

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So what's an employer to do?

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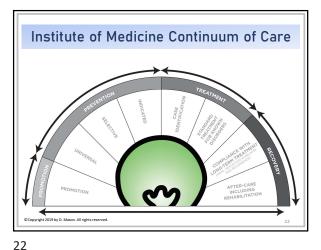


Says who?

- •DOL
- DOT
- SAMSHA
- Institute for DFWP
- School of hard knocks

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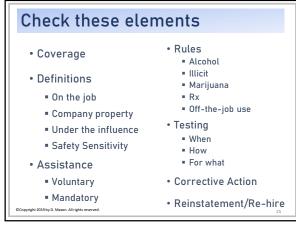


1. POLICY 23

DFWP Policy Basics • Legal document - Hierarchy of Authorities Customized • Written operations & forms • Intersects with other policies/practices • Revisions/updates • If Union • If DOT

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2. EMPLOYEE EDUCATION

Employee Education Basics

Signage & Hiring Announcements

ANNUALLY (with sign-off)

Objectives

New hires

Current employees

Topics

Policy review

Where to get help

Relevant, motivating & worth-taking-home topics

Low-Risk Alcohol Guidelines

NEW Marijuana Rule

Healthy Relationship with Medications

Addiction = brain disease

Raising Drug-Free Kids

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3. SUPERVISOR TRAINING

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Supervisor Training Basics

• ANNUAL

• Objectives

• Recognize barriers

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4. TESTING

Drug Testing Basics Search & Seizure • Check authorities you're subject to! Alcohol Testing = Medical Exam Need to articulate · WHEN you're testing HOW you're testing WHAT you're testing for

When to test ("applications") Proactive Pre-Employment/New-Hire Random Reactive Post-Accident • Reasonable Suspicion Contractor/Government Required
 Return from Layoff or Leave of Absence Second Chance · Return to Duty • Follow-Up

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Remember: A test only tests what you tell it to test for!

What To Test For Amphetamines • Marijuana Cocaine • PCP Opiates DOT Morphine / Codeine · Semi-Synthetic Opiates Oxycodone / Oxymorphone • Hydrocodone / Hydromorphone Barbiturates Benzodiazepines Methadone Propoxyphene

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What about ALCOHOL?

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5. EMPLOYEE ASSISTANCE

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Assistance Basics

- Identified resources
 - Voluntary
 - Mandatory
- Assessable & relevant
- Mgmt. services
 - Case management
 - Return-to-duty recommendations
- Options

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Options

- List of community tax-supported and/or faith-based resources
- Insurance providers
- Union benefits
- Established relationship with a preferred provider
- Formal contract with EAP

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So ... what if someone tests positive?

What goes into policy decision?

- Authorities (e.g., BWC, DOT)
- Safety Concerns
- Productivity Concerns
- Workforce Issues
- Knowledge and Attitudes about AOD & Tx

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Replacing an employee costs an employer between 25-200% of their annual compensation.

Doesn't include:

- the loss of company knowledgecontinuity
 - productivity

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Employers can adjust policies and practices to create a culture that can both prevent SUD and support employees in recovery.

(And it makes good business sense!)

7 ways to create a recovery-supportive workplace

- Encourage employees in recovery to be upfront and honest if they feel their recovery is in danger
- 2. Keep lines of communication open with employees and their counselors.
- 3. Hold employees accountable to your usual work standards and
- Consider whether temporary accommodations are needed
- Do follow-up alcohol and/or drug testing
- 6. Provide supervisors quality training
- 7. Encourage work/life balance

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Resources (for continued learning)

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