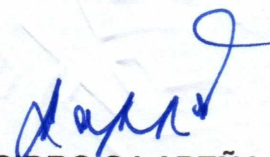



TESDA CIRCULAR

SUBJECT: Supplemental Guidelines to TESDA Circular No. 105, Series of 2021 on the Guidelines in the Conduct of Mandatory Random Drug Testing of TESDA Personnel		Page 1 of 2 page/s Number <u>035</u> , Series of 2022
Date Issued: 31 May 2022	Effectivity: Immediately	Addendum to: TESDA Circular No. 105, series of 2021
<p>In the interest of the service, TESDA Circular No. 105, Series of 2021 is hereby supplemented to specifically include and outline the following procedures in case of challenging a positive drug test result:</p> <ol style="list-style-type: none">1. The Head of the Agency shall immediately notify in writing the subject personnel who tested positive of said drug test. The said notice shall likewise inform the subject personnel that he/she:<ol style="list-style-type: none">a. may challenge the result of the confirmatory test within fifteen (15) days from receipt of thereof;b. that should he/she fail to file a challenge within the prescribed period the positive drug test shall become final;c. he/she has ten (10) working days from his/her filing of his request to challenge, to facilitate the endorsement of urine specimen to be subjected to the challenge test to the laboratory if his/her choice;d. his/her failure to endorse the same to his/her chosen laboratory within the said ten (10) day period shall result in the denial of his/her challenge.2. The subject personnel may challenge the positive test result within fifteen (15) days from receipt of the notice by signifying in writing his/her intention to challenge the test result to the Director of Laboratory Service, PDEA.3. The subject personnel shall likewise indicate in his/her written request to challenge his/her laboratory of choice that will conduct the challenge test. The same urine specimen that was submitted by the subject personnel during the random test for which he/she was found positive for the use of dangerous drugs shall be used for the challenge test.4. The challenge test shall be conducted by any of the following:<ol style="list-style-type: none">a) drug testing laboratory which is accredited and monitored by the DOH; orb) any government forensic laboratory. <p>Payment of the challenge test shall be shouldered by the challenging party.</p>		

TESDA CIRCULAR

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Date Issued: 31 May 2022	Effectivity: Immediately	Addendum to: TESDA Circular No. 105, series of 2021
<p>5. Within ten (10) working days from his/her filing of his/her written request to challenge, the subject personnel shall cause the endorsement of the urine sample to be subjected to the challenge test to the laboratory he/she indicated in his/her request. The PDEA chemist who last handled the urine specimen as indicated in the chain of custody form shall retrieve the specimen from the laboratory and shall personally handle the same until its transfer to the personnel of the chosen laboratory.</p> <p>6. Result of the challenge test shall be immediately submitted to the PDEA Laboratory Service or the TESDA, as the case may be, and the result shall not be subjected to cut-off concentration levels that were established from the same confirmed specimen.</p> <p>7. The TESDA Officer/Employee shall be informed of the result of the challenge test. A positive drug test result from the challenge test is deemed final.</p> <p>This Circular shall take effect immediately.</p>		
  SEC. ISIDRO S LAPEÑA, Ph.D., CSEE Director General 