

AMENDMENTS TO SENATE BILL NO. 3 (As amended by A05835)

Sponsor: REPRESENTATIVE EVANKOVICH

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1 Amend Bill, page 1, by inserting between lines 36 and 37

2 (A05835)

3 Section 513. Prohibitions.

4 Amend Bill, page 16, by inserting between lines 28 and 29

5 (A05835)

6 Section 513. Prohibitions.

7 The following prohibitions shall apply:

8 (1) A patient may not operate or be in physical control
9 of any of the following while under the influence with a
10 blood content of more than 10 nanograms of active
11 tetrahydrocannabinis per milliliter of blood in serum:

12 (i) Chemicals which require a permit issued by the
13 Federal Government or a state government or an agency of
14 the Federal Government or a state government.

15 (ii) High-voltage electricity or any other public
16 utility.

17 (2) A patient may not perform any employment duties at
18 heights or in confined spaces, including, but not limited to,
19 mining while under the influence of medical marijuana.

20 (3) A patient may be prohibited by an employer from
21 performing any task which the employer deems life-
22 threatening, to either the employee or any of the employees
23 of the employer, while under the influence of medical
24 marijuana. The prohibition shall not be deemed an adverse
25 employment decision even if the prohibition results in
26 financial harm for the patient.

27 (4) A patient may be prohibited by an employer from
28 performing any duty which could result in a public health or
29 safety risk while under the influence of medical marijuana.
30 The prohibition shall not be deemed an adverse employment
31 decision even if the prohibition results in financial harm
32 for the patient.