

A PROPOSED RESOLUTION

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To declare the existence of an emergency, due to congressional review, with respect to the need to prohibit employers from testing potential employees for marijuana use during the hiring process, unless otherwise required by law.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Prohibition on Pre-Employment Marijuana Testing Congressional Review Emergency Declaration Resolution of 2015”.

Sec. 2. (a) On November 4, 2014, Initiative 71, the Legalization of Possession of Minimal Amounts of Marijuana for Personal Use Act of 2014, passed.

(b) In December 2014, the Council enacted the Prohibition of Pre-Employment Marijuana Testing Emergency Act of 2014, effective December 18, 2014 (D.C. Act 20-525; 61 DCR 13115) (“emergency legislation”), and the Prohibition of Pre-Employment Marijuana Testing Temporary Act of 2014, signed by the Mayor on January 25, 2015 (D.C. Act 20-610; 62 DCR 1874) (“temporary legislation”), to provide that testing procedures for marijuana mirror procedures for alcohol.

(c) The emergency legislation expires on March 18, 2015. The temporary legislation must complete the 30-day review period required by section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and shall not become law until after the emergency legislation has expired.

(d) It is important that the provisions of the emergency legislation continue in effect, without interruption, until the temporary legislation is in effect.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary

38 that the  
39 Prohibition on Pre-Employment Marijuana Testing Congressional Review Emergency Act of  
40 2015 be adopted after a single reading.

41 Sec. 4. This resolution shall take effect immediately.

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