

Amendment No. 1 (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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ORIGINAL STAMP BELOW

The Committee on Health Promotion offered the following:

Amendment (with title amendment)

Remove from the bill: Everything after the enacting clause and insert in lieu thereof:

Section 1. Intention.--The Legislature intends that members of the Legislature should not expect more from the citizens of this state under a drug-free work environment program than the Legislature expects of its own membership. To this end, it is the intent of the Legislature that the Legislature function as a drug-free work environment.

Section 2. (1) "Drug" means amphetamines; cannabinoids; cocaine, phencyclidine (PCP); hallucinogens; methaqualone; opiates; barbiturates; benzodiazepines; synthetic narcotics; designer drugs; or a metabolite of any of the substances listed herein.

(2) "Drug test" or "test" means any chemical, biological, or physical instrumental analysis administered for the purpose of determining the presence or absence of a drug or its metabolites.

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1 Section 3. Voluntary Drug Testing.--The President of
2 the Senate and the Speaker of the House of Representatives
3 shall request that each member of their respective house to
4 undergo drug testing during the organizational session of the
5 Legislature held pursuant to s.3(a), Art. III of the State
6 Constitution.

7 (1) No member shall be compelled to take the requested
8 drug test.

9 (2) Any member may choose to take the drug test at his
10 or her own expense and, at the time of the voluntary testing:

11 (a) May sign a consent to release the results of his
12 or her test to the presiding officer of his or her house, and

13 (b) May authorize the release of his or her drug test
14 results for public inspection.

15 Section 4. No member whose drug test result is
16 confirmed as positive shall, by virtue of the result alone:

17 (1) Be defined as a person with a "handicap" as cited
18 in the 1973 Rehabilitation Act;

19 (2) Be deemed to have a "handicap" or "disability" as
20 defined under federal, state, or local handicap and disability
21 discrimination laws; or

22 (3) Qualify for workers' compensation pursuant to ch.
23 440.

24 Section 5. This act shall take effect upon becoming a
25 law.

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28 ===== T I T L E A M E N D M E N T =====

29 And the title is amended as follows:

30 remove from the title of the bill: the entire title

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1 and insert in lieu thereof:

2 An act relating to drug-free legislators;
3 providing definitions; providing for voluntary
4 drug screening for members of the Legislature
5 during organizational session; providing
6 definitions; providing that results of such
7 testing alone do not meet certain criteria for
8 certain local, state, or federal programs;
9 providing an effective date.

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