

# STATE OF NEW YORK

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4178

2019-2020 Regular Sessions

## IN SENATE

March 4, 2019

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Introduced by Sen. ANTONACCI -- read twice and ordered printed, and when printed to be committed to the Committee on Consumer Protection

AN ACT to amend the general business law, in relation to providing that no business shall be prohibited from adopting a zero tolerance drug policy

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. The general business law is amended by adding a new section  
2 399-hh to read as follows:

3 § 399-hh. Zero tolerance drug policy. 1. No person, corporation, part-  
4 nership, limited liability company, firm or any other business entity  
5 doing business within this state shall be prohibited, by law, rule,  
6 regulation or by any other means, from adopting or operating under a  
7 zero tolerance drug policy for its employees.

8 2. For purposes of this section, the term "zero tolerance drug policy"  
9 shall mean a business policy which imposes strict punishment or job  
10 termination for its employees for the use or possession of drugs in the  
11 workplace while prohibiting persons of authority from using discretion  
12 in determining punishment for such use or possession.

13 § 2. This act shall take effect immediately.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets  
[-] is old law to be omitted.

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