STATE OF NEW YORK

9311

IN ASSEMBLY

February 27, 2024

Introduced by M. of A. GIBBS -- read once and referred to the Committee on Economic Development

AN ACT to amend the cannabis law, in relation to employment at certain licensees for the purposes of parole conditions

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

Section 1. Subdivision 6 of section 127 of the cannabis law is amended to read as follows:

6. **(a)** A person currently under parole, probation or other state supervision, or released on recognizance, non-monetary conditions, or bail prior to being convicted, shall not be punished or otherwise penalized for conduct allowed under this chapter unless the terms and conditions of said parole, probation, or state supervision explicitly prohibit a person's cannabis use or any other conduct otherwise allowed under this chapter. A person's use of cannabis or conduct under this chapter shall not be prohibited unless it has been shown by clear and convincing evidence that the prohibition is reasonably related to the underlying crime. Nothing in this provision shall restrict the rights of a certified medical patient.

(b) A person currently under parole, probation or other state supervision, who as a condition of such parole, probation or other state supervision is required to be employed, may fulfill such employment requirement through employment at any licensee under this chapter unless the terms and conditions of said parole, probation, or state supervision explicitly prohibit such person's employment at such licensee.

§ 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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