

# STATE OF NEW YORK

9311--A

## IN ASSEMBLY

February 27, 2024

Introduced by M. of A. GIBBS, BRONSON, SHRESTHA, HEVESI, LUNSFORD, GLICK, MEEKS, EPSTEIN, TAPIA, ANDERSON, ARDILA, BURDICK, CHANDLER-WATERMAN, TAYLOR, DAVILA, WEPRIN, ZACCARO, OTIS, LEE, DARLING -- Multi-Sponsored by -- M. of A. WOERNER -- read once and referred to the Committee on Economic Development -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

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:

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

3 6. (a) A person currently under parole, probation or other state  
4 supervision, or released on recognizance, non-monetary conditions, or  
5 bail prior to being convicted, shall not be punished or otherwise penal-  
6 ized for conduct allowed under this chapter unless the terms and condi-  
7 tions of said parole, probation, or state supervision explicitly prohib-  
8 it a person's cannabis use or any other conduct otherwise allowed under  
9 this chapter. A person's use of cannabis or conduct under this chapter  
10 shall not be prohibited unless it has been shown by clear and convincing  
11 evidence that the prohibition is reasonably related to the underlying  
12 crime. Nothing in this provision shall restrict the rights of a certi-  
13 fied medical patient.

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

21 § 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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