

KENTUCKY GENERAL ASSEMBLY AMENDMENT FORM
2023 REGULAR SESSION
Unofficial Document

Amend printed copy of **SB 47/SCS 1**

On page 23, line 15, after "property:" by deleting "or"; and

On page 23, line 17, after the word "policy" by inserting the following:

": or

(g) Prohibit an employer from exercising his or her ability to determine impairment of an employee who is a cardholder. Good faith determinations of impairment permitted under this paragraph shall include behavioral assessments of impairment and a secondary step of testing an employee who is a cardholder for the presence of cannabis by an established method. If an employer determines, pursuant to subsection (2)(c) of Section 2 of this Act, that an employee who is a cardholder is impaired by the use of cannabis from the behavioral assessment and testing, the burden of proving non-impairment shall shift to the employee to refute the findings of the employer".

Amendment No. SFA

Rep. Sen. Stephen West

Committee Amendment _____

Signed: _____

Floor Amendment _____

LRC Drafter: _____

Adopted: _____

Date: _____

Rejected: _____

Doc. ID: XXXX

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