AMENDMENT TO H.R. 4366, AS REPORTED
OFFERED BY MR. ROBERT GARCIA OF CALIFORNIA

Add at the end of the bill (before the spending reduction account) the following new section:

SEC. _______. None of the funds made available by this Act may be used testing applicants for marijuana (as defined in section 102(16)(A) of title II of the Comprehensive Drug Abuse Prevention and Control Act of 1970 (21 U.S.C. 802(16)(A))), except for positions listed as Presumptive Testing Designated Positions by the “Selection of Testing Designated Positions” guidance issued pursuant to Executive Order 12564 titled “Drug-Free Federal Workplace”, in—

(1) in any of the States of Alabama, Alaska, Arizona, California, Colorado, Connecticut, Delaware, Florida, Georgia, Hawaii, Illinois, Iowa, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Montana, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, Oklahoma, Oregon, Rhode Island, South Carolina, Tennessee,
Texas, Utah, Vermont, Virginia, Washington, or Wisconsin; or
(2) in the District of Columbia, Puerto Rico, or Guam.