

**AMENDMENT TO RULES COMMITTEE PRINT 118-**

**35**

**OFFERED BY MR. ROBERT GARCIA OF  
CALIFORNIA**

At the end of the bill (before the short title), insert  
the following:

1       SEC. 423. None of the funds made available by this  
2 Act may be used to test an applicant for marijuana (as  
3 defined in section 102(16)(A) of the Controlled Sub-  
4 stances Act (21 U.S.C. 802(16)(A)), except for positions  
5 listed as Presumptive Testing Designated Positions by the  
6 Selection of Testing Designated Positions Guidance under  
7 Federal Drug-Free Workplace Program established pursu-  
8 ant to Executive Order 12564, in—

9           (1) any of the States of Alabama, Alaska, Ari-  
10       zona, California, Colorado, Connecticut, Delaware,  
11       Florida, Georgia, Hawaii, Illinois, Iowa, Kentucky,  
12       Louisiana, Maine, Maryland, Massachusetts, Michi-  
13       gan, Minnesota, Mississippi, Missouri, Montana, Ne-  
14       vada, New Hampshire, New Jersey, New Mexico,  
15       New York, North Carolina, Ohio, Oklahoma, Or-  
16       regon, Pennsylvania, Rhode Island, South Carolina,

1 Tennessee, Texas, Utah, Vermont, Virginia, Wash-  
2 ington, and Wisconsin; or

3 (2) the District of Columbia, Puerto Rico, the  
4 Northern Mariana Islands, the Virgin Islands of the  
5 United States, or Guam.

