

PUBLIC HEARING AND ADVANCE NOTICE OF PROPOSED RULEMAKING

PUBLIC NOTICE IS HEREBY GIVEN of a public hearing to receive comments in advance of proposed rulemaking by the Commission on Human Rights concerning potential exceptions to Local Law 91 of 2019, which generally prohibits pre-employment testing for marijuana and tetrahydrocannabinols (often called “THC”). The law provides that certain jobs are exempt from this prohibition and authorizes the Commission to issue regulations exempting jobs that have the “potential to significantly impact the health or safety of employees or members of the public.” The Commission is seeking public input to identify private sector jobs that fit this standard. Comments should include relevant information concerning the nature of the position(s); an explanation of why, when, and for whom pre-employment testing is appropriate, bearing in mind the purpose of Local Law 91 is to avoid unjustifiably impacting an applicant’s job prospects based on past marijuana use and the fact that periodic on-the-job testing is permissible; and any other information that may be helpful to the Commission’s considerations.

A public hearing will be held by the Commission on Human Rights at 22 Reade Street, Spector Hall, 1st Floor, New York, NY 10007, on January 9, 2020 at 10:00 am.

How do I comment in advance of proposed rulemaking? Anyone can comment by:

- **Email.** You can email comments to policy@cchr.nyc.gov. Please include a reference in the subject line to “Comment on Pre-Employment Testing for Marijuana”
- **Mail.** You can mail comments to Office of the Chair, New York City Commission on Human Rights, 22 Reade Street, New York, New York 10007.
- **Fax.** You can fax comments to Zoey Chenitz, Senior Policy Counsel, (646) 500-7330.
- **By speaking at the hearing.** Anyone who wants to comment at the public hearing must sign up to speak. You can sign up before the hearing by emailing policy@cchr.nyc.gov. You can also sign up in the hearing room before the hearing begins on January 9, 2020. You can speak for up to three minutes.

Is there a deadline to submit comments? You must submit written comments by January 9, 2020.

What if I need assistance to participate in the hearing? You must tell the Commission if you need a reasonable accommodation for a disability at the hearing. You must tell us if you need a sign language interpreter. You can tell us by mail or email at the address given above. You may also tell us by telephone at (212) 416-0261. Advance notice is requested to allow sufficient time to arrange the accommodation. Accommodation requests must be received no later than January 2, 2020.

This location has the following accessibility option(s) available: wheelchair accessible.