



February 13, 2019

House Committee on Business and Labor
900 Court St. NE
Salem, OR 97301

RE: HB 2655 Provides that conditioning employment on refraining from using any substance that is lawful to use in this state is unlawful employment practice.

Dear Chair Barker, Vice-Chair Barreto, Vice-Chair Bynum, and Members of the House Committee on Business and Labor;

On behalf of the City of Beaverton, I am writing to oppose HB 2655 which would prohibit employers from requiring an employee or prospective employee from using any substance that is lawful to use in the state.

The City has a drug free workplace policy in our commitment to providing a safe, efficient, and productive work environment for all employees. This bill poses a risk to the validity and legality of our policy so long as substances like marijuana remain illegal under federal law. It is important to note that there are forms of marijuana that may not be impairing but there is no agreed upon safe level.

The City is also at risk of being unable to comply with state and federal laws when contracting for federal services and receiving federal support under the Drug-Free Workplace Act.

I urge you to oppose HB 2655 which could be detrimental to the City's ability to ensure an efficient and safe work place. Thank you for the opportunity to comment.

Sincerley,

A handwritten signature in blue ink, appearing to read "Bill Kirby". The signature is fluid and cursive, with a long, sweeping tail.

Bill Kirby
City Attorney