

MUNICIPAL ORDER NO. 04-2024

A MUNICIPAL ORDER OF THE CITY OF BEREHA, KENTUCKY, AMENDING THE CITY PERSONNEL POLICIES TO PROHIBIT THE USE OF MEDICAL CANNIBIS BY CITY EMPLOYEES

WHEREAS, the City of Bereha has heretofore adopted a Drug and Alcohol-Free Workplace Policy as codified in the City's Personnel Policies and Procedures Manual; and

WHEREAS, the Kentucky General Assembly has adopted KRS 218B.010-.060 to permit the individual use of medical cannabis without criminal penalty; and

WHEREAS, the City Council for the City of Bereha finds and determines that due to safety concerns, the City should not permit or accommodate use of medical cannabis by its employees; and

WHEREAS, KRS 218B.040 permits employers to prohibit use of medical cannabis by its employees; and

WHEREAS, the City Council does find that the policy should be modified in full below;

NOW, THEREFORE, BE IT ORDERED BY THE CITY OF BEREHA CITY COUNCIL THAT;

Section 8(d) of the Drug- and Alcohol-Free Workplace of the City's Personnel Policies and Procedures Manual shall be, and hereby is, amended so that such provision shall read as follows:

d. The appropriate use of legally prescribed drugs and nonprescription medications is not prohibited. However, any HSAL employee taking any legal substance which carries a warning label indicating that mental functioning, motor skills, or judgment may be adversely affected must report this to a supervisor, and the employee is required to provide a written release from their doctor or pharmacist indicating that the employee can perform their safety-sensitive functions. Notwithstanding the foregoing, pursuant to KRS 218B.040, the City exercises its right under the statute to not permit or accommodate the use of medicinal cannabis. Therefore, an employee is prohibited from utilizing medicinal cannabis while employed by the city.

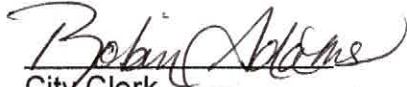
Adopted by the Bereha City Council this 3rd day of December, 2024.

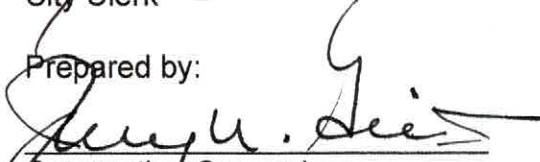
CITY OF BEREHA, KENTUCKY



Bruce Fraley, Mayor

ATTEST:


City Clerk

Prepared by:

Corporation Counsel