

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ACCEPTING THE RECOMMENDATION OF THE FINANCE AND ECONOMIC RESILIENCY COMMITTEE AT ITS DECEMBER 20, 2024 MEETING TO DIRECT THE CITY ADMINISTRATION TO IMPLEMENT A POLICY THAT WOULD ALLOW EMPLOYEES OF THE CITY WHO ARE PRESCRIBED MEDICAL MARIJUANA BY A PROPERLY LICENSED MEDICAL PROFESSIONAL TO BE PERMITTED TO USE PROPERLY PRESCRIBED MEDICATION DURING NONWORKING HOURS AND SUFFICIENTLY IN ADVANCE OF ANY SCHEDULED WORK SHIFT, BUT THAT WOULD ALSO MAKE APPROPRIATE EXCEPTIONS WHERE REQUIRED TO MAINTAIN A DRUGFREE WORKPLACE, COMPLY WITH STATE AND FEDERAL LAWS REGULATING SOME LICENSED STAFF (SUCH AS, FOR EXAMPLE, HOLDERS OF CDL DRIVER'S LICENSES), AND TO PROVIDE APPROPRIATE LIMITED ACCOMMODATIONS FOR EMPLOYEES IN SAFETY-SENSITIVE POSITIONS (WHICH MAY CONSIST OF LIGHT-DUTY, A CHANGE OF DUTIES, AND/OR LEAVE).

WHEREAS, at the February 21, 2024 City Commission meeting, the Mayor and City Commission approved a referral (Item C7 O) the Finance and Economic Resiliency Committee (FERC or Committee) to discuss a proposed resolution to establish a policy for the City that would allow employees of the City who are prescribed medical marijuana by a properly licensed medical professional to be permitted to use properly prescribed medication during nonworking hours and sufficiently in advance of any scheduled work shift; and

WHEREAS, the Committee met and discussed the item at its December 20, 2024 meeting; and

WHEREAS, the Committee unanimously recommended that the City Commission pass a resolution directing the City Administration to implement a policy that would allow employees of the City who are prescribed medical marijuana by a properly licensed medical professional to be permitted to use properly prescribed medication during nonworking hours and sufficiently in advance of any scheduled work shift, but that would also make appropriate exceptions where required to maintain a drugfree workplace, comply with state and federal laws regulating some licensed staff (such as, for example, holders of CDL driver's licenses), and to provide appropriate limited accommodations for employees in safety-sensitive positions (which may consist of light-duty, a change of duties, and/or leave); and

WHEREAS, the Mayor and City Commission desire to accept the unanimous recommendation of the Committee.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission hereby accept the recommendation of the Finance and Economic Resiliency Committee at its December 20, 2024 meeting to direct the City Administration to implement a policy that would allow employees of the City who are prescribed medical marijuana by a properly licensed medical professional to be permitted to use properly prescribed medication during nonworking hours and sufficiently in advance of any scheduled work shift, but that would also make appropriate exceptions where required to maintain a drugfree workplace, comply with state and federal laws regulating some licensed staff (such as, for example, holders of CDL driver's licenses), and to provide appropriate limited accommodations for employees in safety-sensitive positions (which may consist of light-duty, a change of duties, and/or leave).

PASSED and **ADOPTED** this ____ day of _____, 2025.

ATTEST:

Steven Meiner, Mayor

Rafael E. Granado, City Clerk

(Sponsored by Commissioner Kristen Rosen Gonzalez)

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION



City Attorney

1/24/2025
Date

RFR