

113<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 5226

To amend the Controlled Substances Act to exclude therapeutic hemp and cannabidiol from the definition of marihuana, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JULY 28, 2014

Mr. PERRY (for himself, Mr. ROHRABACHER, Mr. COHEN, and Mr. BROUN of Georgia) introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To amend the Controlled Substances Act to exclude therapeutic hemp and cannabidiol from the definition of marihuana, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Charlotte’s Web Med-  
5 ical Hemp Act of 2014”.

1 **SEC. 2. EXCLUSION OF THERAPEUTIC HEMP AND**  
2 **CANNABIDIOL FROM DEFINITION OF MARI-**  
3 **HUANA.**

4 (a) IN GENERAL.—Section 102 of the Controlled  
5 Substances Act (21 U.S.C. 802) is amended in paragraph  
6 (16)—

7 (1) by striking “(16) The” and inserting  
8 “(16)(A) The”; and

9 (2) by adding at the end the following:

10 “(B) Therapeutic hemp and cannabidiol—

11 “(i) are excluded from the definition of mari-  
12 huana under subparagraph (A); and

13 “(ii) shall not be treated as controlled sub-  
14 stances under this Act.”.

15 (b) DEFINITION.—Section 102 of the Controlled Sub-  
16 stances Act (21 U.S.C. 802), as amended, is further  
17 amended by adding at the end the following:

18 “(57) The term ‘therapeutic hemp’ means the plant  
19 Cannabis sativa L. and any part of such plant, whether  
20 growing or not, with a delta-9 tetrahydrocannabinol con-  
21 centration of not more than 0.3 percent on a dry weight  
22 basis.

23 “(58) The term ‘cannabidiol’ means the substance  
24 cannabidiol, as derived from therapeutic hemp.”.

1 **SEC. 3. OTHER LIMITATIONS.**

2 (a) **NON-APPLICABILITY OF FEDERAL FOOD, DRUG,**  
3 **AND COSMETIC ACT.**—The Federal Food, Drug, and Cos-  
4 metic Act (21 U.S.C. 301 et seq.) shall not apply to thera-  
5 peutic hemp or cannabidiol as those terms are defined in  
6 section 102 of the Controlled Substances Act (21 U.S.C.  
7 802) as amended by this Act.

8 (b) **STATE LAW.**—Nothing in this Act shall prohibit  
9 or otherwise restrict any activities related to the use, pro-  
10 duction, or distribution of marijuana in a State in which  
11 such activities are legal under State law.

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