

115TH CONGRESS
1ST SESSION

H. R. 331

To amend the Controlled Substances Act so as to exempt real property from civil forfeiture due to medical marijuana-related conduct that is authorized by State law.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 5, 2017

Ms. LEE (for herself and Mr. BLUMENAUER) introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committee on Energy and Commerce, 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

A BILL

To amend the Controlled Substances Act so as to exempt real property from civil forfeiture due to medical marijuana-related conduct that is authorized by State law.

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 “States’ Medical Mari-
5 juana Property Rights Protection Act”.

6 **SEC. 2. FINDINGS.**

7 Congress makes the following findings:

1 (1) Twenty-eight States, the District of Colum-
 2 bia, Puerto Rico, and Guam have, through ballot
 3 measure or legislative action, approved the com-
 4 prehensive use of marijuana for medical purposes
 5 when recommended by a physician.

6 (2) An additional 17 States have approved the
 7 use of “low THC, high cannabidiol (CBD)” products
 8 for medical reasons in some situations.

9 (3) Marijuana has long-established medical uses
 10 as an effective treatment for conditions that include
 11 HIV/AIDS, multiple sclerosis, arthritis, gastro-intes-
 12 tinal disorders, chronic pain, and others as well.

13 **SEC. 3. CIVIL FORFEITURE EXEMPTION FOR MARIJUANA**
 14 **FACILITIES AUTHORIZED BY STATE LAW.**

15 Paragraph (7) of section 511(a) of the Controlled
 16 Substances Act (21 U.S.C. 881(a)(7)) is amended—

17 (1) by striking “(7) All” and inserting “(7)(A)
 18 Except as provided in subparagraph (B), all”; and

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

20 “(B) No real property, including any right,
 21 title, and interest in the whole of any lot or tract of
 22 land and any appurtenances or improvements, shall
 23 be subject to forfeiture under subparagraph (A) due

- 1 to medical marijuana-related conduct that is author-
- 2 ized by State law.”.

