

115TH CONGRESS
2D SESSION

H. R. 7275

To amend the Immigration and Nationality Act to clarify the admissibility and deportability of aliens acting in accordance with State and foreign marijuana laws, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 12, 2018

Mr. BLUMENAUER introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend the Immigration and Nationality Act to clarify the admissibility and deportability of aliens acting in accordance with State and foreign marijuana laws, 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 “Maintaining Appro-
5 priate Protections for Legal Entry Act of 2018” or the
6 “MAPLE Act of 2018”.

1 **SEC. 2. ADMISSIBILITY OF ALIENS ACTING IN ACCORDANCE**
2 **WITH STATE AND FOREIGN MARIJUANA**
3 **LAWS.**

4 Section 212(a)(2) of the Immigration and Nationality
5 Act (8 U.S.C. 1182(a)(2)) is amended—

6 (1) in subparagraph (A)(i)(II), by inserting
7 after the comma at the end the following: “except in
8 the case of a law or regulation of the United States
9 related to marijuana, which conduct was lawful in
10 the State, Indian Tribe, or foreign country in which
11 the conduct occurred, or a law or regulation of a
12 State, Indian Tribe, or foreign country related to
13 marijuana, which conduct was subsequently made
14 lawful under the law or regulation of such jurisdic-
15 tion,”; and

16 (2) in subparagraph (C)(i), by inserting after
17 “endeavored to do so” the following: “, except with
18 respect to trafficking, sale, or distribution of mari-
19 juana if the conduct was lawful or subsequently
20 made lawful in the State, Indian Tribe, or foreign
21 country in which it occurred”.

22 **SEC. 3. DEPORTABILITY OF ALIENS ACTING IN ACCORD-**
23 **ANCE WITH STATE AND FOREIGN MARIJUANA**
24 **LAWS.**

25 Section 237(a)(2)(B)(i) of the Immigration and Na-
26 tionality Act (8 U.S.C. 1227(a)(2)(B)(i)) is amended by

1 inserting after “marijuana” the following: “, an offense
2 under a law or regulation of the United States related to
3 marijuana, which conduct was lawful in the State, Indian
4 Tribe, or foreign country in which the conduct occurred,
5 or an offense under a law or regulation of a State, Indian
6 Tribe, or foreign country related to marijuana, which con-
7 duct was subsequently made lawful under the law or regu-
8 lation of such jurisdiction”.

9 **SEC. 4. AGGRAVATED FELONY.**

10 Section 101(a)(43)(B) of the Immigration and Na-
11 tionality Act (8 U.S.C. 1101(a)(43)(B)) is amended by in-
12 serting before the semicolon at the end the following: “,
13 except with respect to trafficking, sale, or distribution of
14 marijuana if the conduct was lawful or subsequently made
15 lawful in the State, Indian Tribe, or foreign country in
16 which it occurred”.

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