

## Union Calendar No. 78

116TH CONGRESS  
1ST SESSION

# H. R. 1595

**[Report No. 116–104, Part I]**

To create protections for depository institutions that provide financial services to cannabis-related legitimate businesses and service providers for such businesses, and for other purposes.

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### IN THE HOUSE OF REPRESENTATIVES

MARCH 7, 2019

Mr. PERLMUTTER (for himself, Mr. HECK, Mr. STIVERS, Mr. DAVIDSON of Ohio, Mr. AGUILAR, Ms. BARRAGÁN, Mr. BEYER, Mr. BLUMENAUER, Ms. BONAMICI, Mr. BRENDAN F. BOYLE of Pennsylvania, Mr. BROWN of Maryland, Ms. BROWNLEY of California, Mr. CARBAJAL, Mr. CÁRDENAS, Mr. CARTWRIGHT, Ms. CASTOR of Florida, Mr. CICILLINE, Mr. CISNEROS, Ms. CLARK of Massachusetts, Ms. CLARKE of New York, Mr. COHEN, Mr. COOPER, Mr. CORREA, Mr. COURTNEY, Mr. COX of California, Mr. CRIST, Mr. CROW, Mrs. DAVIS of California, Mr. DEFAZIO, Ms. DEGETTE, Ms. DELAURO, Ms. DELBENE, Mr. DESAULNIER, Ms. ESHOO, Mr. ESPAILLAT, Mr. FOSTER, Ms. FUDGE, Ms. GABBARD, Mr. GALLEGRO, Mr. GARCÍA of Illinois, Mr. GOMEZ, Mr. GONZALEZ of Texas, Mr. HASTINGS, Ms. HILL of California, Mr. HORSFORD, Mr. HUFFMAN, Ms. JACKSON LEE, Ms. JAYAPAL, Mr. JOHNSON of Georgia, Mr. KHANNA, Mr. KILMER, Mrs. KIRKPATRICK, Mr. KRISHNAMOORTHY, Mr. LAWSON of Florida, Ms. LEE of California, Mrs. LEE of Nevada, Mr. LEVIN of Michigan, Mr. LEVIN of California, Mr. TED LIEU of California, Mr. LUJÁN, Ms. MATSUI, Ms. MCCOLLUM, Mr. MCGOVERN, Mr. MEEKS, Mr. NEGUSE, Ms. NORTON, Mr. PANETTA, Mr. PAPPAS, Ms. PINGREE, Ms. PORTER, Mr. QUIGLEY, Mr. RASKIN, Mr. RUSH, Mr. RYAN, Mr. ROUDA, Ms. SCHAKOWSKY, Mr. SCHRADER, Mr. SHERMAN, Mr. SIRES, Mr. SMITH of Washington, Mr. SOTO, Ms. SPEIER, Mr. SWALWELL of California, Ms. TITUS, Mrs. TORRES of California, Mr. VARGAS, Ms. VELÁZQUEZ, Mrs. WATSON COLEMAN, Mr. WELCH, Ms. WILD, Mr. YARMUTH, Mr. RODNEY DAVIS of Illinois, Mr. HUNTER, Mr. JOYCE of Ohio, Mr. NEWHOUSE, Mr. YOUNG, Mr. HIMES, Mr. LOEBSACK, Ms. LOFGREN, Mr. LOWENTHAL, Mrs. CAROLYN B. MALONEY of New York, Mr. SEAN PATRICK MALONEY of New York, Mr.

TAKANO, Mr. THOMPSON of California, Mr. GAETZ, Mr. RIGGLEMAN, Mr. DAVID SCOTT of Georgia, Ms. WATERS, and Ms. SCHRIER) introduced the following bill; which was referred to the Committee on Financial Services, 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

JUNE 5, 2019

Additional sponsors: Mr. AMODEI, Mr. BALDERSON, Mr. POCAN, Mr. CONNOLLY, Mr. McCLINTOCK, Mr. BERA, Mr. PASCRELL, Mr. LARSON of Connecticut, Mr. PETERS, Mr. STANTON, Mr. LARSEN of Washington, Ms. SÁNCHEZ, Mr. GRIJALVA, Mr. HARDER of California, Mr. SAN NICOLAS, Mr. HIGGINS of New York, Mr. GOLDEN, Mr. CASE, Ms. MENG, Mr. CASTRO of Texas, Mr. MOULTON, Ms. DEAN, Ms. HAALAND, Mr. EVANS, Ms. KUSTER of New Hampshire, Mr. KILDEE, Mr. NADLER, Mr. RUIZ, Mr. NEAL, Ms. PRESSLEY, Mr. LAMB, Ms. SLOTKIN, Mr. DEUTCH, Mr. MICHAEL F. DOYLE of Pennsylvania, Mr. CLAY, Ms. STEVENS, Ms. WEXTON, Ms. SCANLON, Ms. BASS, Mrs. MURPHY, Mrs. LAWRENCE, Ms. SHERRILL, Mrs. BUSTOS, Mr. MCNERNEY, Mrs. LURIA, Mr. BRINDISI, Mr. STEUBE, Mr. TRONE, Mr. MASSIE, Mr. RESCHENTHALER, Mr. NORCROSS, Mr. UPTON, Mr. SARBANES, Mr. BANKS, Ms. FINKENAUER, Mrs. DINGELL, Ms. TLAI, Ms. DAVIDS of Kansas, Mr. MEUSER, Mr. MALINOWSKI, Mr. ARMSTRONG, Mr. VELA, Mr. BISHOP of Georgia, Mr. GIBBS, Ms. MOORE, Mrs. AXNE, Mr. DELGADO, Ms. TORRES SMALL of New Mexico, Ms. KENDRA S. HORN of Oklahoma, Mr. VAN DREW, Ms. BLUNT ROCHESTER, Ms. SPANBERGER, Ms. HOULAHAN, Mr. KENNEDY, Ms. UNDERWOOD, Mr. JEFFRIES, Mr. COMER, Mr. GARAMENDI, Miss GONZÁLEZ-COLÓN of Puerto Rico, Mr. TONKO, Mr. BACON, Mr. PAYNE, Mr. THOMPSON of Mississippi, Ms. MUCARSEL-POWELL, Mr. SCHIFF, Ms. SHALALA, Ms. JUDY CHU of California, Ms. ROYBAL-ALLARD, Ms. ESCOBAR, Ms. ADAMS, Ms. FRANKEL, Mr. CASTEN of Illinois, Mr. GRAVES of Georgia, Mr. COLLINS of New York, Mr. GONZALEZ of Ohio, Mr. MORELLE, Mr. CLEAVER, and Mr. COSTA

JUNE 5, 2019

Reported from the Committee on Financial Services with an amendment

[Strike out all after the enacting clause and insert the part printed in *italic*]

JUNE 5, 2019

Committee on the Judiciary discharged; committed to the Committee of the  
Whole House on the State of the Union and ordered to be printed

[For text of introduced bill, see copy of bill as introduced on March 7, 2019]

# **A BILL**

To create protections for depository institutions that provide financial services to cannabis-related legitimate businesses and service providers for such businesses, 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; PURPOSE.**

4 (a) *SHORT TITLE.*—*This Act may be cited as the “Se-*  
5 *cure And Fair Enforcement Banking Act of 2019” or the*  
6 *“SAFE Banking Act of 2019”.*

7 (b) *PURPOSE.*—*The purpose of this Act is to increase*  
8 *public safety by ensuring access to financial services to can-*  
9 *nabis-related legitimate businesses and service providers*  
10 *and reducing the amount of cash at such businesses.*

11 **SEC. 2. SAFE HARBOR FOR DEPOSITORY INSTITUTIONS.**

12 (a) *IN GENERAL.*—*A Federal banking regulator may*  
13 *not—*

14 (1) *terminate or limit the deposit insurance*  
15 *or share insurance of a depository institution*  
16 *under the Federal Deposit Insurance Act (12*  
17 *U.S.C. 1811 et seq.), the Federal Credit Union*  
18 *Act (12 U.S.C. 1751 et seq.), or take any other*  
19 *adverse action against a depository institution*  
20 *under section 8 of the Federal Deposit Insurance*  
21 *Act (12 U.S.C. 1818) solely because the depository*  
22 *institution provides or has provided finan-*  
23 *cial services to a cannabis-related legitimate*  
24 *business or service provider;*

1           (2) *prohibit, penalize, or otherwise discour-*  
2 *age a depository institution from providing fi-*  
3 *ancial services to a cannabis-related legitimate*  
4 *business or service provider or to a State, polit-*  
5 *ical subdivision of a State, or Indian Tribe that*  
6 *exercises jurisdiction over cannabis-related legiti-*  
7 *mate businesses;*

8           (3) *recommend, incentivize, or encourage a*  
9 *depository institution not to offer financial serv-*  
10 *ices to an account holder, or to downgrade or*  
11 *cancel the financial services offered to an account*  
12 *holder solely because—*

13                 (A) *the account holder is a cannabis-*  
14 *related legitimate business or service pro-*  
15 *vider, or is an employee, owner, or operator*  
16 *of a cannabis-related legitimate business or*  
17 *service provider;*

18                 (B) *the account holder later becomes an*  
19 *employee, owner, or operator of a cannabis-*  
20 *related legitimate business or service pro-*  
21 *vider; or*

22                 (C) *the depository institution was not*  
23 *aware that the account holder is an em-*  
24 *ployee, owner, or operator of a cannabis-re-*  
25 *lated legitimate business or service provider;*

1           (4) take any adverse or corrective super-  
2           visory action on a loan made to—

3                   (A) a cannabis-related legitimate busi-  
4                   ness or service provider, solely because the  
5                   business is a cannabis-related legitimate  
6                   business or service provider;

7                   (B) an employee, owner, or operator of  
8                   a cannabis-related legitimate business or  
9                   service provider, solely because the em-  
10                  ployee, owner, or operator is employed by,  
11                  owns, or operates a cannabis-related legiti-  
12                  mate business or service provider, as appli-  
13                  cable; or

14                  (C) an owner or operator of real estate  
15                  or equipment that is leased to a cannabis-  
16                  related legitimate business or service pro-  
17                  vider, solely because the owner or operator  
18                  of the real estate or equipment leased the  
19                  equipment or real estate to a cannabis-re-  
20                  lated legitimate business or service provider,  
21                  as applicable; or

22           (5) prohibit or penalize a depository insti-  
23           tution (or entity performing a financial service  
24           for or in association with a depository institu-  
25           tion) for, or otherwise discourage a depository

1           *institution (or entity performing a financial*  
2           *service for or in association with a depository*  
3           *institution) from, engaging in a financial service*  
4           *for a cannabis-related legitimate business or*  
5           *service provider.*

6           **(b) SAFE HARBOR APPLICABLE TO DE NOVO INSTITU-**  
7           **TIONS.**—*Subsection (a) shall apply to an institution apply-*  
8           *ing for a depository institution charter to the same extent*  
9           *as such subsection applies to a depository institution.*

10       **SEC. 3. PROTECTIONS FOR ANCILLARY BUSINESSES.**

11           *For purposes of sections 1956 and 1957 of title 18,*  
12           *United States Code, and all other provisions of Federal law,*  
13           *the proceeds from a transaction conducted by a cannabis-*  
14           *related legitimate business or service provider shall not be*  
15           *considered as proceeds from an unlawful activity solely be-*  
16           *cause the transaction was conducted by a cannabis-related*  
17           *legitimate business or service provider, as applicable.*

18       **SEC. 4. PROTECTIONS UNDER FEDERAL LAW.**

19           **(a) IN GENERAL.**—*With respect to providing a finan-*  
20           *cial service to a cannabis-related legitimate business or*  
21           *service provider within a State, political subdivision of a*  
22           *State, or Indian country that allows the cultivation, pro-*  
23           *duction, manufacture, sale, transportation, display, dis-*  
24           *persing, distribution, or purchase of cannabis pursuant to*  
25           *a law or regulation of such State, political subdivision, or*



1 *Indian Tribe that has jurisdiction over the Indian country,*  
2 *as applicable, a depository institution, entity performing*  
3 *a financial service for or in association with a depository*  
4 *institution, or insurer that provides a financial service to*  
5 *a cannabis-related legitimate business or service provider,*  
6 *and the officers, directors, and employees of that depository*  
7 *institution, entity, or insurer may not be held liable pursu-*  
8 *ant to any Federal law or regulation—*

9           (1) *solely for providing such a financial service;*  
10       *or*

11           (2) *for further investing any income derived*  
12 *from such a financial service.*

13       (b) *PROTECTIONS FOR FEDERAL RESERVE BANKS.—*

14 *With respect to providing a service to a depository institu-*  
15 *tion that provides a financial service to a cannabis-related*  
16 *legitimate business or service provider (where such financial*  
17 *service is provided within a State, political subdivision of*  
18 *a State, or Indian country that allows the cultivation, pro-*  
19 *duction, manufacture, sale, transportation, display, dis-*  
20 *persing, distribution, or purchase of cannabis pursuant to*  
21 *a law or regulation of such State, political subdivision, or*  
22 *Indian Tribe that has jurisdiction over the Indian country,*  
23 *as applicable), a Federal reserve bank, and the officers, di-*  
24 *rectors, and employees of the Federal reserve bank, may not*  
25 *be held liable pursuant to any Federal law or regulation—*

1           (1) *solely for providing such a service; or*

2           (2) *for further investing any income derived*  
3 *from such a service.*

4           (c) *FORFEITURE.—*

5           (1) *DEPOSITORY INSTITUTIONS.—A depository*  
6 *institution that has a legal interest in the collateral*  
7 *for a loan or another financial service provided to an*  
8 *owner, employee, or operator of a cannabis-related le-*  
9 *gitimate business or service provider, or to an owner*  
10 *or operator of real estate or equipment that is leased*  
11 *or sold to a cannabis-related legitimate business or*  
12 *service provider, shall not be subject to criminal, civil,*  
13 *or administrative forfeiture of that legal interest pur-*  
14 *suant to any Federal law for providing such loan or*  
15 *other financial service.*

16           (2) *FEDERAL RESERVE BANKS.—A Federal re-*  
17 *serve bank that has a legal interest in the collateral*  
18 *for a loan or another financial service provided to an*  
19 *owner, employee, or operator of a depository institu-*  
20 *tion that provides a financial services to a cannabis-*  
21 *related legitimate business or service provider, or to*  
22 *an owner or operator of real estate or equipment that*  
23 *is leased or sold to such a depository institution, shall*  
24 *not be subject to criminal, civil, or administrative*  
25 *forfeiture of that legal interest pursuant to any Fed-*

1        *eral law for providing such loan or other financial*  
2        *service.*

3        **SEC. 5. RULE OF CONSTRUCTION.**

4        *Nothing in this Act shall require a depository institu-*  
5        *tion, entity performing a financial service for or in associa-*  
6        *tion with a depository institution, or insurer to provide fi-*  
7        *ancial services to a cannabis-related legitimate business*  
8        *or service provider.*

9        **SEC. 6. REQUIREMENTS FOR FILING SUSPICIOUS ACTIVITY**  
10        **REPORTS.**

11        *Section 5318(g) of title 31, United States Code, is*  
12        *amended by adding at the end the following:*

13                *“(5) REQUIREMENTS FOR CANNABIS-RELATED*  
14        *LEGITIMATE BUSINESSES.—*

15                *“(A) IN GENERAL.—With respect to a fi-*  
16        *ancial institution or any director, officer, em-*  
17        *ployee, or agent of a financial institution that*  
18        *reports a suspicious transaction pursuant to this*  
19        *subsection, if the reason for the report relates to*  
20        *a cannabis-related legitimate business or service*  
21        *provider, the report shall comply with appro-*  
22        *priate guidance issued by the Financial Crimes*  
23        *Enforcement Network. The Secretary shall ensure*  
24        *that the guidance is consistent with the purpose*  
25        *and intent of the SAFE Banking Act of 2019*

1           *and does not significantly inhibit the provision*  
2           *of financial services to a cannabis-related legiti-*  
3           *mate business or service provider in a State, po-*  
4           *litical subdivision of a State, or Indian country*  
5           *that has allowed the cultivation, production,*  
6           *manufacture, transportation, display, dis-*  
7           *persing, distribution, sale, or purchase of can-*  
8           *nabis pursuant to law or regulation of such*  
9           *State, political subdivision, or Indian Tribe that*  
10          *has jurisdiction over the Indian country.*

11           “(B) *DEFINITIONS.*—*For purposes of this*  
12          *paragraph:*

13                   “(i) *CANNABIS.*—*The term ‘cannabis’*  
14                   *has the meaning given the term ‘mari-*  
15                   *huana’ in section 102 of the Controlled Sub-*  
16                   *stances Act (21 U.S.C. 802).*

17                   “(ii) *CANNABIS-RELATED LEGITIMATE*  
18                   *BUSINESS.*—*The term ‘cannabis-related le-*  
19                   *gitimate business’ has the meaning given*  
20                   *that term in section 11 of the SAFE Bank-*  
21                   *ing Act of 2019.*

22                   “(iii) *INDIAN COUNTRY.*—*The term*  
23                   *‘Indian country’ has the meaning given*  
24                   *that term in section 1151 of title 18.*

1           “(iv) *INDIAN TRIBE*.—The term ‘In-  
2           dian Tribe’ has the meaning given that  
3           term in section 102 of the *Federally Recog-  
4           nized Indian Tribe List Act of 1994* (25  
5           U.S.C. 479a).

6           “(v) *FINANCIAL SERVICE*.—The term  
7           ‘financial service’ has the meaning given  
8           that term in section 11 of the *SAFE Bank-  
9           ing Act of 2019*.

10          “(vi) *SERVICE PROVIDER*.—The term  
11          ‘service provider’ has the meaning given  
12          that term in section 11 of the *SAFE Bank-  
13          ing Act of 2019*.

14          “(vii) *STATE*.—The term ‘State’ means  
15          each of the several States, the District of Co-  
16          lumbia, Puerto Rico, and any territory or  
17          possession of the United States.”.

18   **SEC. 7. GUIDANCE AND EXAMINATION PROCEDURES.**

19           *Not later than 180 days after the date of enactment*  
20           *of this Act, the Financial Institutions Examination Council*  
21           *shall develop uniform guidance and examination proce-*  
22           *dures for depository institutions that provide financial*  
23           *services to cannabis-related legitimate businesses and serv-*  
24           *ice providers.*

1 **SEC. 8. ANNUAL DIVERSITY AND INCLUSION REPORT.**

2 *The Federal banking regulators shall issue an annual*  
3 *report to Congress containing—*

4 *(1) information and data on the availability of*  
5 *access to financial services for minority-owned and*  
6 *women-owned cannabis-related legitimate businesses;*  
7 *and*

8 *(2) any regulatory or legislative recommenda-*  
9 *tions for expanding access to financial services for*  
10 *minority-owned and women-owned cannabis-related*  
11 *legitimate businesses.*

12 **SEC. 9. GAO STUDY ON DIVERSITY AND INCLUSION.**

13 *(a) STUDY.—The Comptroller General of the United*  
14 *States shall carry out a study on the barriers to market-*  
15 *place entry, including in the licensing process, and the ac-*  
16 *cess to financial services for potential and existing minor-*  
17 *ity-owned and women-owned cannabis-related legitimate*  
18 *businesses.*

19 *(b) REPORT.—The Comptroller General shall issue a*  
20 *report to the Congress—*

21 *(1) containing all findings and determinations*  
22 *made in carrying out the study required under sub-*  
23 *section (a); and*

24 *(2) containing any regulatory or legislative rec-*  
25 *ommendations for removing barriers to marketplace*  
26 *entry, including in the licensing process, and expand-*

1 *ing access to financial services for potential and exist-*  
2 *ing minority-owned and women-owned cannabis-re-*  
3 *lated legitimate businesses.*

4 **SEC. 10. GAO STUDY ON EFFECTIVENESS OF CERTAIN RE-**  
5 **PORTS ON FINDING CERTAIN PERSONS.**

6 *Not later than 2 years after the date of the enactment*  
7 *of this Act, the Comptroller General of the United States*  
8 *shall carry out a study on the effectiveness of reports on*  
9 *suspicious transactions filed pursuant to section 5318(g) of*  
10 *title 31, United States Code, at finding individuals or orga-*  
11 *nizations suspected or known to be engaged with*  
12 *transnational criminal organizations and whether any such*  
13 *engagement exists in a State, political subdivision, or In-*  
14 *dian Tribe that has jurisdiction over Indian country that*  
15 *allows the cultivation, production, manufacture, sale, trans-*  
16 *portation, display, dispensing, distribution, or purchase of*  
17 *cannabis. The study shall examine reports on suspicious*  
18 *transactions as follows:*

19 *(1) During the period of 2014 until the date of*  
20 *the enactment of this Act, reports relating to mari-*  
21 *juana-related businesses.*

22 *(2) During the 1-year period after date of the en-*  
23 *actment of this Act, reports relating to cannabis-re-*  
24 *lated legitimate businesses.*

1 **SEC. 11. DEFINITIONS.**

2 *In this Act:*

3 (1) *BUSINESS OF INSURANCE.*—*The term “busi-*  
4 *ness of insurance” has the meaning given such term*  
5 *in section 1002 of the Dodd-Frank Wall Street Re-*  
6 *form and Consumer Protection Act (12 U.S.C. 5481).*

7 (2) *CANNABIS.*—*The term “cannabis” has the*  
8 *meaning given the term “marihuana” in section 102*  
9 *of the Controlled Substances Act (21 U.S.C. 802).*

10 (3) *CANNABIS PRODUCT.*—*The term “cannabis*  
11 *product” means any article which contains cannabis,*  
12 *including an article which is a concentrate, an edible,*  
13 *a tincture, a cannabis-infused product, or a topical.*

14 (4) *CANNABIS-RELATED LEGITIMATE BUSI-*  
15 *NESS.*—*The term “cannabis-related legitimate busi-*  
16 *ness” means a manufacturer, producer, or any person*  
17 *or company that—*

18 (A) *engages in any activity described in*  
19 *subparagraph (B) pursuant to a law established*  
20 *by a State or a political subdivision of a State,*  
21 *as determined by such State or political subdivi-*  
22 *sion; and*

23 (B) *participates in any business or orga-*  
24 *nized activity that involves handling cannabis or*  
25 *cannabis products, including cultivating, pro-*  
26 *ducing, manufacturing, selling, transporting,*



1           *displaying, dispensing, distributing, or pur-*  
2           *chasing cannabis or cannabis products.*

3           (5) *DEPOSITORY INSTITUTION.*—*The term “de-*  
4           *pository institution” means—*

5                     (A) *a depository institution as defined in*  
6                     *section 3(c) of the Federal Deposit Insurance Act*  
7                     *(12 U.S.C. 1813(c));*

8                     (B) *a Federal credit union as defined in*  
9                     *section 101 of the Federal Credit Union Act (12*  
10                    *U.S.C. 1752); or*

11                    (C) *a State credit union as defined in sec-*  
12                    *tion 101 of the Federal Credit Union Act (12*  
13                    *U.S.C. 1752).*

14           (6) *FEDERAL BANKING REGULATOR.*—*The term*  
15           *“Federal banking regulator” means each of the Board*  
16           *of Governors of the Federal Reserve System, the Bu-*  
17           *reau of Consumer Financial Protection, the Federal*  
18           *Deposit Insurance Corporation, the Financial Crimes*  
19           *Enforcement Network, the Office of Foreign Asset*  
20           *Control, the Office of the Comptroller of the Currency,*  
21           *the National Credit Union Administration, the De-*  
22           *partment of the Treasury, or any Federal agency or*  
23           *department that regulates banking or financial serv-*  
24           *ices, as determined by the Secretary of the Treasury.*

1           (7) *FINANCIAL SERVICE*.—The term “financial  
2     *service*”—

3           (A) means a financial product or service, as  
4     defined in section 1002 of the Dodd-Frank Wall  
5     Street Reform and Consumer Protection Act (12  
6     U.S.C. 5481);

7           (B) includes the business of insurance;

8           (C) includes, whether performed directly or  
9     indirectly, the authorizing, processing, clearing,  
10    settling, billing, transferring for deposit, trans-  
11    mitting, delivering, instructing to be delivered,  
12    reconciling, collecting, or otherwise effectuating  
13    or facilitating of payments or funds, where such  
14    payments or funds are made or transferred by  
15    any means, including by the use of credit cards,  
16    debit cards, other payment cards, or other access  
17    devices, accounts, original or substitute checks, or  
18    electronic funds transfers;

19          (D) includes acting as a money transmit-  
20    ting business which directly or indirectly makes  
21    use of a depository institution in connection  
22    with effectuating or facilitating a payment for a  
23    cannabis-related legitimate business or service  
24    provider in compliance with section 5330 of title

1           31, United States Code, and any applicable  
2           State law; and

3           (E) includes acting as an armored car serv-  
4           ice for processing and depositing with a deposi-  
5           tory institution or the Board of Governors of the  
6           Federal Reserve System with respect to any  
7           monetary instruments (as defined under section  
8           1956(c)(5) of title 18, United States Code.

9           (8) INDIAN COUNTRY.—The term “Indian coun-  
10          try” has the meaning given that term in section 1151  
11          of title 18.

12          (9) INDIAN TRIBE.—The term “Indian Tribe”  
13          has the meaning given that term in section 102 of the  
14          Federally Recognized Indian Tribe List Act of 1994  
15          (25 U.S.C. 479a).

16          (10) INSURER.—The term “insurer” has the  
17          meaning given that term under section 313(r) of title  
18          31, United States Code.

19          (11) MANUFACTURER.—The term “manufac-  
20          turer” means a person who manufactures, compounds,  
21          converts, processes, prepares, or packages cannabis or  
22          cannabis products.

23          (12) PRODUCER.—The term “producer” means a  
24          person who plants, cultivates, harvests, or in any way  
25          facilitates the natural growth of cannabis.

1           (13) *SERVICE PROVIDER.*—*The term “service*  
2 *provider”*—

3                   (A) *means a business, organization, or other*  
4 *person that*—

5                           (i) *sells goods or services to a cannabis-*  
6 *related legitimate business; or*

7                           (ii) *provides any business services, in-*  
8 *cluding the sale or lease of real or any other*  
9 *property, legal or other licensed services, or*  
10 *any other ancillary service, relating to can-*  
11 *nabis; and*

12                   (B) *does not include a business, organiza-*  
13 *tion, or other person that participates in any*  
14 *business or organized activity that involves han-*  
15 *dling cannabis or cannabis products, including*  
16 *cultivating, producing, manufacturing, selling,*  
17 *transporting, displaying, dispensing, distrib-*  
18 *uting, or purchasing cannabis or cannabis prod-*  
19 *ucts.*

20           (14) *STATE.*—*The term “State” means each of*  
21 *the several States, the District of Columbia, Puerto*  
22 *Rico, and any territory or possession of the United*  
23 *States.*



Union Calendar No. 78

116<sup>TH</sup> CONGRESS  
1<sup>ST</sup> Session

**H. R. 1595**

[Report No. 116-104, Part I]

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**A BILL**

To create protections for depository institutions that provide financial services to cannabis-related legitimate businesses and service providers for such businesses, and for other purposes.

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JUNE 5, 2019

Reported from the Committee on Financial Services with  
an amendment

JUNE 5, 2019

Committee on the Judiciary discharged; committed to the  
Committee of the Whole House on the State of the  
Union and ordered to be printed