

116TH CONGRESS
1ST SESSION

H. R. 2012

To amend the Controlled Substances Act to provide that Federal law shall not preempt State law.

IN THE HOUSE OF REPRESENTATIVES

APRIL 1, 2019

Ms. DEGETTE 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 to provide that Federal law shall not preempt 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 “Respect States’ and
5 Citizens’ Rights Act of 2019”.

6 **SEC. 2. IN GENERAL.**

7 Section 708 of the Controlled Substances Act (21
8 U.S.C. 903) is amended—

1 (1) by striking “No provision” and inserting
2 “(a) IN GENERAL.—Except as provided in sub-
3 section (b), no provision”; and

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

5 “(b) SPECIAL RULE REGARDING STATE MARIHUANA
6 LAWS.—In the case of any State law that pertains to mar-
7 ihwana, no provision of this title shall be construed as indi-
8 cating an intent on the part of the Congress to occupy
9 the field in which that provision operates, including crimi-
10 nal penalties, to the exclusion of State law on the same
11 subject matter, nor shall any provision of this title be con-
12 strued as preempting any such State law.”.

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