AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 3884
OFFERED BY MR. BUCK

Page 3, strike line 22 and all that follows through page 8, line 4, and insert the following:

1 SEC. 3. RULE REGARDING APPLICATION TO CANNABIS.
2 (a) IN GENERAL.—Part G of the Controlled Sub-
3 stances Act (21 U.S.C. 801 et seq.) is amended by adding
4 at the end the following:
5 "RULE REGARDING APPLICATION TO CANNABIS
6 "Sec. 710. (a) The provisions of this title as applied
7 to cannabis, other than the provisions described in sub-
8 section (c) and other than as provided in subsection (d),
9 shall not apply to any person acting in compliance with
10 State law relating to the manufacture, production, posses-
11 sion, distribution, dispensation, administration, or delivery
12 of cannabis.
13 "(b) The provisions of this title related to cannabis,
14 other than the provisions described in subsection (c) and
15 other than as provided in subsection (d), shall not apply
16 to any person acting in compliance with the law of a feder-
17 ally recognized Indian tribe within its jurisdiction in In-
18 dian country, as defined in section 1151 of title 18, United
States Code, related to the manufacture, production, possession, distribution, dispensation, administration, or delivery of cannabis so long as such jurisdiction is located within a State that permits, respectively, manufacture, production, possession, distribution, dispensation, administration, or delivery of cannabis.

"(c) The provisions described in this subsection are—

"(1) section 401(a)(1), with respect to a violation of section 409 or 418;

"(2) section 409;

"(3) section 417; and

"(4) section 418.

"(d) Subsection (a) shall not apply to any person who—

"(1) violates the Controlled Substances Act with respect to any other controlled substance;

"(2) notwithstanding compliance with State or tribal law, knowingly or intentionally manufactures, produces, possesses, distributes, dispenses, administers, or delivers any other cannabis in violation of the laws of the State or tribe in which such manufacture, production, possession, distribution, dispensation, administration, or delivery occurs; or
“(3) employs or hires any person under 18 years of age to manufacture, produce, distribute, dispense, administer, or deliver cannabis.”.

(b) TRANSPORTATION SAFETY OFFENSES.—Section 409 of the Controlled Substances Act (21 U.S.C. 849) is amended—

(1) in subsection (b), in the matter preceding paragraph (1)—

(A) by striking “A person” and inserting “Except as provided in subsection (d), a person”; and

(B) by striking “subsection (b)” and inserting “subsection (c)”; 

(2) in subsection (c), in the matter preceding paragraph (1)—

(A) by striking “A person” and inserting “Except as provided in subsection (d), a person”; and

(B) by striking “subsection (a)” and inserting “subsection (b)”;

(3) by adding at the end the following:

“(d) EXCEPTION.—Subsections (b) and (c) shall not apply to any person who possesses, or possesses with intent to distribute cannabis in compliance with section 710.”.
(c) DISTRIBUTION TO PERSONS UNDER AGE 21.—
Section 418 of the Controlled Substances Act (21 U.S.C. 859) is amended—

(1) in subsection (a), in the first sentence, by inserting “and subsection (e) of this section” after “section 419”; 
(2) in subsection (b), in the first sentence, by inserting “and subsection (c) of this section” after “section 419”; and
(3) by adding at the end the following:
“(c) Subsections (a) and (b) shall not apply to any person at least 18 years of age who distributes medicinal cannabis to a person under 21 years of age in compliance with section 710.”.

(d) RULE OF CONSTRUCTION.—
(1) IN GENERAL.—Conduct in compliance with this section and the amendments made by this section—
(A) shall not be unlawful;
(B) shall not constitute trafficking in a controlled substance under section 401 of the Controlled Substances Act (21 U.S.C. 841) or any other provision of law; and
(C) shall not constitute the basis for forfeiture of property under section 511 of the
Controlled Substances Act (21 U.S.C. 881) or section 981 of title 18, United States Code.

(2) PROCEEDS.—The proceeds from any transaction in compliance with this section and the amendments made by this section shall not be deemed to be the proceeds of an unlawful transaction under section 1956 or 1957 of title 18, United States Code, or any other provision of law.