

114TH CONGRESS  
1ST SESSION

# S. 2237

To limit the application of Federal laws to the distribution and consumption of marihuana, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

NOVEMBER 4, 2015

Mr. SANDERS introduced the following bill; which was read twice and referred to the Committee on the Judiciary

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## A BILL

To limit the application of Federal laws to the distribution and consumption of marihuana, 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 “Ending Federal Mari-  
5 juana Prohibition Act of 2015”.

6 **SEC. 2. APPLICATION OF THE CONTROLLED SUBSTANCES**

7 **ACT TO MARIHUANA.**

8 (a) IN GENERAL.—Part A of the Controlled Sub-  
9 stances Act (21 U.S.C. 801 et seq.) is amended by adding  
10 at the end the following:

1 **“SEC. 103. APPLICATION OF THIS ACT TO MARIHUANA.**

2       “(a) PROHIBITION ON CERTAIN SHIPPING OR  
3 TRANSPORTATION.—This Act shall not apply to mari-  
4 huana, except that it shall be unlawful only to ship or  
5 transport, in any manner or by any means whatsoever,  
6 marihuana, from one State, territory, or district of the  
7 United States, or place noncontiguous to but subject to  
8 the jurisdiction thereof, into any other State, territory, or  
9 district of the United States, or place noncontiguous to  
10 but subject to the jurisdiction thereof, or from any foreign  
11 country into any State, territory, or district of the United  
12 States, or place noncontiguous to but subject to the juris-  
13 diction thereof, when such marihuana is intended, by any  
14 person interested therein, to be received, possessed, sold,  
15 or in any manner used, either in the original package or  
16 otherwise, in violation of any law of such State, territory,  
17 or district of the United States, or place noncontiguous  
18 to but subject to the jurisdiction thereof.

19       “(b) PENALTY.—Whoever knowingly violates sub-  
20 section (a) shall be fined under title 18, United States  
21 Code, imprisoned not more than 1 year, or both.”.

22       (b) TABLE OF CONTENTS.—The table of contents for  
23 the Comprehensive Drug Abuse Prevention and Control  
24 Act of 1970 (Public Law 91–513; 84 Stat. 1236) is

1 amended by striking the item relating to section 103 and  
2 inserting the following:

“Sec. 103. Application of this Act to marihuana.”.

3 **SEC. 3. DEREGULATION OF MARIHUANA.**

4 (a) REMOVED FROM SCHEDULE OF CONTROLLED  
5 SUBSTANCES.—Subsection (c) of Schedule I of section  
6 202(c) of the Controlled Substances Act (21 U.S.C.  
7 812(c)) is amended—

8 (1) by striking “marihuana”; and

9 (2) by striking “tetrahydrocannabinols”.

10 (b) REMOVAL OF PROHIBITION ON IMPORT AND EX-  
11 PORT.—Section 1010(b) of the Controlled Substances Im-  
12 port and Export Act (21 U.S.C. 960) is amended—

13 (1) in paragraph (1)—

14 (A) in subparagraph (F), by inserting “or”  
15 after the semicolon;

16 (B) by striking subparagraph (G); and

17 (C) by redesignating subparagraph (H) as  
18 subparagraph (G);

19 (2) in paragraph (2)—

20 (A) in subparagraph (F), by inserting “or”  
21 after the semicolon;

22 (B) by striking subparagraph (G); and

23 (C) by redesignating subparagraph (H) as  
24 subparagraph (G);

1           (3) in paragraph (3), by striking “paragraphs  
2           (1), (2), and (4)” and inserting “paragraphs (1) and  
3           (2)”;

4           (4) by striking paragraph (4); and

5           (5) by redesignating paragraphs (5), (6), and  
6           (7) as paragraphs (4), (5), and (6), respectively.

7 **SEC. 4. CONFORMING AMENDMENTS TO CONTROLLED SUB-**  
8 **STANCES ACT.**

9           The Controlled Substances Act (21 U.S.C. 801 et  
10 seq.) is amended—

11           (1) in section 102(44) (21 U.S.C. 802(44)), by  
12           striking “marihuana,”;

13           (2) in section 401(b) (21 U.S.C. 841(b))—

14           (A) in paragraph (1)—

15           (i) in subparagraph (A)—

16           (I) in clause (vi), by inserting  
17           “or” after the semicolon;

18           (II) by striking (vii); and

19           (III) by redesignating clause  
20           (viii) as clause (vii);

21           (ii) in subparagraph (B)—

22           (I) by striking clause (vii); and

23           (II) by redesignating clause (viii)  
24           as clause (vii);

- 1 (iii) in subparagraph (C), by striking  
2 “subparagraphs (A), (B), and (D)” and in-  
3 serting “subparagraphs (A) and (B)”;
- 4 (iv) by striking subparagraph (D);
- 5 (v) by redesignating subparagraph (E)  
6 as subparagraph (D); and
- 7 (vi) in subparagraph (D)(i), as redesi-  
8 gnated, by striking “subparagraphs (C)  
9 and (D)” and inserting “subparagraph  
10 (C)”;
- 11 (B) by striking paragraph (4); and
- 12 (C) by redesignating paragraphs (5), (6),  
13 and (7) as paragraphs (4), (5), and (6), respec-  
14 tively;
- 15 (3) in section 402(c)(2)(B) (21 U.S.C.  
16 842(c)(2)(B)), by striking “, marihuana,”;
- 17 (4) in section 403(d)(1) (21 U.S.C. 843(d)(1)),  
18 by striking “, marihuana,”;
- 19 (5) in section 418(a) (21 U.S.C. 859(a)), by  
20 striking the last sentence;
- 21 (6) in section 419(a) (21 U.S.C. 860(a)), by  
22 striking the last sentence;
- 23 (7) in section 422(d) (21 U.S.C. 863(d))—
- 24 (A) in the matter preceding paragraph (1),  
25 by striking “marijuana,”; and

1                   (B) in paragraph (5), by striking “, such  
2                   as a marihuana cigarette,”; and

3                   (8) in section 516(d) (21 U.S.C. 886(d)), by  
4                   striking “section 401(b)(6)” each place the term ap-  
5                   pears and inserting “section 401(b)(5)”.

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