

**AMENDMENT TO H.R. 2670**  
**OFFERED BY MS. MACE OF SOUTH CAROLINA**

At the appropriate place in title VII, insert the following new section:

1 **SEC. 7 \_\_\_\_ . DEPARTMENT OF DEFENSE PILOT PROGRAM ON**  
2 **HEALTH EFFECTS OF MEDICAL MARIJUANA**  
3 **USE BY VETERANS.**

4 (a) PILOT PROGRAM.—Not later than 90 days after  
5 the date of the enactment of this Act, subject to the avail-  
6 ability in advance of appropriations, the Secretary of De-  
7 fense, in consultation with the Secretary of Veterans Af-  
8 fairs, shall commence the conduct of a pilot program to  
9 study the effect of marijuana use by covered individuals  
10 with respect to the health outcomes of such individuals  
11 (in this section referred to as the “pilot program”).

12 (b) ACTIVITIES.—Under the pilot program, the Sec-  
13 retary of Defense, in consultation with the Secretary of  
14 Veterans Affairs, shall carry out the following activities:

15 (1) Conducting preclinical research or a clinical  
16 investigation pursuant to an investigational new  
17 drug exemption under section 505(i) of the Federal  
18 Food, Drug, and Cosmetic Act (21 U.S.C. 355(i)),  
19 in accordance with a research protocol that has been

1 reviewed and approved under such section with re-  
2 spect to such research or investigation.

3 (2) Assessing and, subject to the Health Insur-  
4 ance Portability and Accountability Act of 1996  
5 (Public Law 104–191) and other applicable laws re-  
6 garding privacy, compiling and publishing relevant  
7 data collected by State-approved marijuana regu-  
8 latory programs and made available to the Secretary  
9 of Defense.

10 (3) Such other activities as the Secretary of De-  
11 fense may determine appropriate for purposes of the  
12 pilot program.

13 (c) LOCATION; RELATIONSHIP TO CERTAIN LAWS.—

14 (1) LOCATION; RELATIONSHIP TO STATE  
15 LAW.—The pilot program shall be conducted in one  
16 or more States with a State-approved marijuana reg-  
17 ulatory program, and shall be conducted in accord-  
18 ance with applicable State law with respect to the  
19 manufacture, distribution, dispensing, or possession  
20 of marijuana, to the extent such activity occurs as  
21 part of such pilot program.

22 (2) RELATIONSHIP TO CONTROLLED SUB-  
23 STANCES ACT.—The Controlled Substances Act (21  
24 U.S.C. 801 et seq.) and Article 112a of the Uniform  
25 Code of Military Justice (10 U.S.C. 912a) shall not

1 apply with respect to the manufacture, distribution,  
2 dispensing, or possession of marijuana under the  
3 pilot program as part of preclinical research or a  
4 clinical investigation conducted under subsection  
5 (b)(1), to the extent such activity occurs as part of  
6 the pilot program and in compliance with Medical  
7 Marijuana and Cannabidiol Research Expansion Act  
8 (Public Law 117–215).

9 (3) EFFECT ON OTHER LAWS.—Nothing in this  
10 subtitle shall affect or modify—

11 (A) the Federal Food, Drug, and Cosmetic  
12 Act (21 U.S.C. 301 et seq.);

13 (B) section 351 of the Public Health Serv-  
14 ice Act (42 U.S.C. 262);

15 (C) the Medical Marijuana and  
16 Cannabidiol Research Expansion Act (Public  
17 Law 117–215); or

18 (D) any authority of the Commissioner of  
19 Food and Drugs or the Secretary of Health and  
20 Human Services under a provision of law speci-  
21 fied in subparagraphs (A) through (C) (includ-  
22 ing the authority of the Commissioner or Sec-  
23 retary to promulgate regulations or guidelines  
24 relating to the production of hemp under such  
25 a provision).

1 (d) EFFECT ON OTHER BENEFITS.—The eligibility  
2 or entitlement of a covered individual to any other benefit  
3 under the laws administered by the Secretary of Veterans  
4 Affairs or any other provision of law shall not be affected  
5 by the participation of the covered individual in the pilot  
6 program.

7 (e) REPORT.—Not later than one year after the date  
8 on which the pilot program commences, and annually  
9 thereafter for the duration of the pilot program, the Sec-  
10 retary of Defense shall submit to the appropriate congres-  
11 sional committees a report on the conduct of the pilot pro-  
12 gram.

13 (f) TERMINATION; RENEWAL.—

14 (1) TERMINATION.—Except as provided in  
15 paragraph (2), the pilot program shall terminate on  
16 the date that is five years after the date on which  
17 the pilot program commences.

18 (2) RENEWAL.—If the Secretary of Defense de-  
19 termines it appropriate, the Secretary may renew  
20 the pilot program for a single additional five-year  
21 period following the date of termination under para-  
22 graph (1).

23 (g) FUNDING LIMITATION.—Amounts authorized to  
24 be made available to the Medicare-Eligible Retiree Health  
25 Care Fund established under chapter 56 of title 10,

1 United States Code, are not authorized to be transferred  
2 or otherwise made available to carry out the pilot program.

3 (h) DEFINITIONS.—In this section:

4 (1) The term “appropriate congressional com-  
5 mittees” means—

6 (A) the Committee on Armed Services and  
7 the Committee on Veterans’ Affairs of the  
8 House of Representatives; and

9 (B) the Committee on Armed Services and  
10 the Committee on Veterans’ Affairs of the Sen-  
11 ate.

12 (2) The term “covered Armed Force” means  
13 the Army, Navy, Marine Corps, Air Force, or Space  
14 Force.

15 (3) The term “covered individual” means any  
16 member of a covered Armed Force or veteran diag-  
17 nosed with post-traumatic stress disorder, depres-  
18 sion, or anxiety, or prescribed pain management, by  
19 a health professional furnishing care at a facility of  
20 the Department of Veterans Affairs or through the  
21 Veterans Community Care Program under section  
22 1703 of title 38, United States Code.

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1           (4) The term “marijuana” has the meaning  
2           given that term in section 102(16) of the Controlled  
3           Substances Act (21 U.S.C. 802(16)).



**AMENDMENT TO H.R. 2670**  
**OFFERED BY MR. LUTTRELL OF TEXAS**

At the appropriate place in title VII, insert the following:

1 **SEC. 7\_\_\_ . CLINICAL STUDY ON TREATMENT OF CERTAIN**  
2 **MEMBERS WITH CERTAIN CONDITIONS**  
3 **USING CERTAIN PSYCHEDELIC SUBSTANCES.**

4 (a) **ESTABLISHMENT.**—Not later than 90 days after  
5 the date of enactment of this Act, the Secretary of Defense  
6 shall carry out a clinical study in military treatment facilities  
7 on the treatment of members of the covered Armed  
8 Forces serving on active duty with a covered condition  
9 using covered psychedelic substances.

10 (b) **REPORT REQUIRED.**—Not later than one year  
11 after the date of the enactment of this Act, the Secretary  
12 shall submit to the Committees on Armed Services of the  
13 House of Representatives and the Senate a report on the  
14 results of the clinical study. The report shall include the  
15 following:

16 (1) The number of members of the covered  
17 Armed Forces who participated in the clinical study.

18 (2) The findings of such clinical study.

19 (c) **DEFINITIONS.**—In this section:

1           (1) The term “covered Armed Force” means  
2           the Army, Navy, Marine Corps, Air Force, or Space  
3           Force.

4           (2) The term “covered condition” means any of  
5           the following:

6                   (A) Post-traumatic stress.

7                   (B) Traumatic brain injury.

8                   (C) Chronic traumatic encephalopathy.

9           (3) The term “covered psychedelic substances”  
10          means any of the following:

11                   (A) 3,4-methylenedioxy-methamphetamine  
12                   (commonly known as “MDMA”).

13                   (B) Psilocybin.

14                   (C) Ibogaine.

15                   (D) 5-Methoxy-N,N-dimethyltryptamine  
16                   (commonly known as “DMT”).

