AMENDMENT TO RULE COMMITTEE PRINT
118-10
OFFERED BY MR. ROBERT GARCIA OF CALIFORNIA

At the end of subtitle A of title XVIII, add the following new section:

SEC. 18. PROHIBITION ON AVAILABILITY OF FUNDS TO DENY SECURITY CLEARANCES FOR MARIJUANA USAGE.

(a) PROHIBITION.—None of the funds authorized to be appropriated by this Act may be used to revoke or deny a security clearance under section 3002(b) of the Intelligence Reform and Terrorism Prevention Act of 2004 (50 U.S.C. 3343(b)) or any other provision of law prior to the completion of a full security clearance background investigation by an authorized investigative agency and issuance of a final decision on denial or revocation by an authorized adjudicative agency on the sole basis that an individual used marijuana (as defined in section 102(16)(A) of the Title II of the Comprehensive Drug Abuse Prevention and Control Act of 1970 (21 U.S.C. 802(16)(A)) if, under the law of the State where such individual used marijuana, such use was lawful.
(b) DEFINITIONS.—In this section:

(1) The terms “authorized investigative agency” and “authorized adjudicative agency” have the meanings given those terms in section 3001(a) of the Intelligence Reform and Terrorism Prevention Act of 2004 (50 U.S.C. 3341(a)).

(2) The term “State” means each of the several States, and includes the District of Columbia, Guam, and Puerto Rico.