

**AMENDMENT TO RULES COMMITTEE PRINT 119-**

**33**

**OFFERED BY MR. JOYCE OF OHIO**

At the end of subtitle B of title V, add the following  
new section:

1 **SEC. 5\_\_\_ . WAIVERS FOR POTENTIAL ENLISTEES INTO THE**  
2 **ARMED FORCES TO REAPPLY FOR ENLIST-**  
3 **MENT FOLLOWING A POSITIVE TOXICOLOGY**  
4 **TEST FOR TETRAHYDROCANNABINOL.**

5 (a) SENSE OF CONGRESS ON WAIVER SYSTEM TO  
6 REAPPLY FOR ENLISTMENT FOLLOWING A POSITIVE  
7 TETRAHYDROCANNABINOL TOXICOLOGY TEST.—It is the  
8 sense of Congress that—

9 (1) the Departments of the Army and the Navy  
10 have taken positive steps in their work to design and  
11 implement a waiver system that permits potential  
12 enlistees into the Armed Forces to reapply for enlist-  
13 ment following a positive toxicology test for  
14 tetrahydrocannabinol;

15 (2) given the ongoing recruitment and retention  
16 challenges undermining the Armed Forces readiness  
17 goals, the Departments of the Air Force, Space  
18 Force, and Marine Corps should develop and imple-

1           ment their own permanent waiver system commensu-  
2           rate with the process employed by the Army and  
3           Navy; and

4           (3) the Air Force, Space Force, and Marine  
5           Corps should establish permanent waiver programs.

6           (b) WAIVER PROGRAM ON INDIVIDUALS PREVIOUSLY  
7           TURNED AWAY FOR CANNABIS USE.—The Secretary of  
8           Defense shall—

9           (1) develop a program through which to provide  
10          waivers for potential enlistees into the Armed Forces  
11          who were not permitted to enlist following a positive  
12          toxicology test for tetrahydrocannabinol so that such  
13          potential enlistees are permitted to reapply for en-  
14          listment;

15          (2) assess the feasibility of contacting any such  
16          potential enlistees who were not permitted to enlist  
17          following a positive toxicology test for  
18          tetrahydrocannabinol in States where marijuana is  
19          legal under State laws; and

20          (3) to the extent feasible, develop a plan to con-  
21          tact such potential enlistees.

22          (c) WAIVERED RECRUITS REPORTING REQUIRE-  
23          MENT.—No later than 180 days after the date of the en-  
24          actment of this Act, Secretary of Defense shall submit to  
25          the congressional defense committees a report that in-

1 cludes a plan to create, disseminate, and use a clear defini-  
2 tion that highlights that all waived recruits are qualified  
3 and eligible to enlist in the Armed Forces, even if they  
4 do not meet every enlistment standard, and that existing  
5 standards of enlistment allow for waivers.

