

AMENDMENT TO RULES COMMITTEE PRINT 118-

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OFFERED BY MR. JOYCE OF OHIO

At the end of subtitle C of title V, insert the following:

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.

