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(Original Signature of Member)

112TH CONGRESS
2D SESSION

H. R.

To amend the Controlled Substances Act to provide that Federal law shall not preempt State law

IN THE HOUSE OF REPRESENTATIVES

Ms. DEGETTE introduced the following bill; which was referred to the Committee on _____

A BILL

To amend the Controlled Substances Act to provide that Federal law shall not preempt State law

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 “Respect States’ and
5 Citizens’ Rights Act of 2012”.

6 **SEC. 2. IN GENERAL.**

7 Section 708 of the Controlled Substances Act (21
8 U.S.C. 903) is amended—

1 (1) by striking “No provision” and inserting
2 “(A) IN GENERAL.—Except as provided in sub-
3 section (b), no provision”; and

4 (2) by adding at the end the following:

5 “(b) SPECIAL RULE REGARDING STATE MARIHUANA
6 LAWS.—In the case of any State law that pertains to mar-
7 ihwana, no provision of this title shall be construed as indi-
8 cating an intent on the part of the Congress to occupy
9 the field in which that provision operates, including crimi-
10 nal penalties, to the exclusion of State law on the same
11 subject matter, nor shall any provision of this title be con-
12 strued as preempting any such State law.”.