

116TH CONGRESS
1ST SESSION

S. 3087

To prohibit the Secretary of Veterans Affairs from denying home loans for veterans who legally work in the marijuana industry on the basis of the nature of such work, and for other purposes.

IN THE SENATE OF THE UNITED STATES

DECEMBER 18, 2019

Mr. SCHUMER (for Ms. WARREN (for herself and Mr. GARDNER)) introduced the following bill; which was read twice and referred to the Committee on Veterans' Affairs

A BILL

To prohibit the Secretary of Veterans Affairs from denying home loans for veterans who legally work in the marijuana industry on the basis of the nature of such work, and for other purposes.

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. PROHIBITION ON DENIAL OF DEPARTMENT OF**
4 **VETERANS AFFAIRS HOME LOANS FOR VET-**
5 **ERANS WHO LEGALLY WORK IN THE MARI-**
6 **JUANA INDUSTRY.**

7 (a) PROHIBITION.—In the case of a person with doc-
8 umented income that is derived, in whole or in part, from

1 working in the marijuana industry in compliance with the
2 law of the State in which the work takes place, the Sec-
3 retary of Veterans Affairs may not use the fact that such
4 documented income is derived, in whole or in part, from
5 working in the marijuana industry as a factor in deter-
6 mining whether to guarantee, issue, or make a housing
7 loan under chapter 37 of title 38, United States Code.

8 (b) TREATMENT OF CONDUCT.—

9 (1) IN GENERAL.—The conduct described in
10 paragraph (2) shall—

11 (A) not be construed to violate section 401
12 of the Controlled Substances Act (21 U.S.C.
13 841) or any other provision of law; and

14 (B) not constitute the basis for forfeiture
15 of property under section 511 of the Controlled
16 Substances Act (21 U.S.C. 881) or section 981
17 of title 18, United States Code.

18 (2) CONDUCT DESCRIBED.—The conduct de-
19 scribed in this paragraph is the following:

20 (A) The receipt by the Department of Vet-
21 erans Affairs of documented income described
22 in subsection (a).

23 (B) The guaranteeing, insuring, or making
24 by the Department of a housing loan described

1 in subsection (a) for a person described in such
2 subsection.

3 (C) The conduct of a person described in
4 subsection (a) relating solely to the application
5 for or obtaining of a housing loan described in
6 such subsection.

7 (c) PROCEEDS.—The proceeds from any transaction
8 in compliance with this Act received by the Department
9 of Veterans Affairs shall not be deemed to be the proceeds
10 of an unlawful transaction under section 1956 or 1957
11 of title 18, United States Code, or any other provision of
12 law.

○