

HR 2076

Marijuana Businesses Access to Banking Act of 2015

Congress: 114 (2015–2017, Ended)

Chamber: House

Policy Area: Finance and Financial Sector

Introduced: Apr 28, 2015

Current Status: Referred to the Subcommittee on Crime, Terrorism, Homeland Security, and Investigations.

Latest Action: Referred to the Subcommittee on Crime, Terrorism, Homeland Security, and Investigations. (Jun 1, 2015)

Official Text: <https://www.congress.gov/bill/114th-congress/house-bill/2076>

Sponsor

Name: Rep. Perlmutter, Ed [D-CO-7]

Party: Democratic • **State:** CO • **Chamber:** House

Cosponsors (39 total)

Cosponsor	Party / State	Role	Date Joined
Del. Norton, Eleanor Holmes [D-DC-At Large]	D · DC		Apr 28, 2015
Rep. Blumenauer, Earl [D-OR-3]	D · OR		Apr 28, 2015
Rep. Brownley, Julia [D-CA-26]	D · CA		Apr 28, 2015
Rep. Coffman, Mike [R-CO-6]	R · CO		Apr 28, 2015
Rep. DeGette, Diana [D-CO-1]	D · CO		Apr 28, 2015
Rep. DelBene, Suzan K. [D-WA-1]	D · WA		Apr 28, 2015
Rep. Heck, Denny [D-WA-10]	D · WA		Apr 28, 2015
Rep. Jeffries, Hakeem S. [D-NY-8]	D · NY		Apr 28, 2015
Rep. Lofgren, Zoe [D-CA-19]	D · CA		Apr 28, 2015
Rep. McGovern, James P. [D-MA-2]	D · MA		Apr 28, 2015
Rep. Peters, Scott H. [D-CA-52]	D · CA		Apr 28, 2015
Rep. Pingree, Chellie [D-ME-1]	D · ME		Apr 28, 2015
Rep. Polis, Jared [D-CO-2]	D · CO		Apr 28, 2015
Rep. Rangel, Charles B. [D-NY-13]	D · NY		Apr 28, 2015
Rep. Sherman, Brad [D-CA-30]	D · CA		Apr 28, 2015
Rep. Sinema, Kyrsten [D-AZ-9]	D · AZ		Apr 28, 2015
Rep. Titus, Dina [D-NV-1]	D · NV		Apr 28, 2015
Rep. DeFazio, Peter A. [D-OR-4]	D · OR		May 14, 2015
Rep. Huffman, Jared [D-CA-2]	D · CA		May 19, 2015
Rep. Smith, Adam [D-WA-9]	D · WA		May 19, 2015
Rep. Beyer, Donald S., Jr. [D-VA-8]	D · VA		Jun 3, 2015
Rep. Gabbard, Tulsi [D-HI-2]	D · HI		Jun 3, 2015
Rep. Schrader, Kurt [D-OR-5]	D · OR		Jun 3, 2015
Rep. Murphy, Patrick [D-FL-18]	D · FL		Jun 11, 2015
Rep. Kilmer, Derek [D-WA-6]	D · WA		Jun 15, 2015
Rep. Lee, Barbara [D-CA-13]	D · CA		Jul 7, 2015
Rep. Swalwell, Eric [D-CA-15]	D · CA		Jul 15, 2015
Rep. Pocan, Mark [D-WI-2]	D · WI		Jul 21, 2015
Rep. Takai, Mark [D-HI-1]	D · HI		Jul 21, 2015
Rep. McDermott, Jim [D-WA-7]	D · WA		Jul 29, 2015
Rep. Heck, Joseph J. [R-NV-3]	R · NV		Sep 8, 2015
Rep. Lieu, Ted [D-CA-33]	D · CA		Sep 8, 2015
Rep. Ribble, Reid J. [R-WI-8]	R · WI		Oct 1, 2015
Rep. Delaney, John K. [D-MD-6]	D · MD		Apr 29, 2016
Rep. Grijalva, Raúl M. [D-AZ-3]	D · AZ		May 11, 2016
Rep. Capuano, Michael E. [D-MA-7]	D · MA		May 16, 2016
Rep. Aguilar, Pete [D-CA-31]	D · CA		Sep 19, 2016
Rep. Courtney, Joe [D-CT-2]	D · CT		Nov 16, 2016
Rep. Rohrabacher, Dana [R-CA-48]	R · CA		Nov 16, 2016

Committee Activity

Committee	Chamber	Activity	Date
Financial Services Committee	House	Referred To	Apr 28, 2015
Judiciary Committee	House	Referred to	Jun 1, 2015

Subjects & Policy Tags

Policy Area:

Finance and Financial Sector

Related Bills

Bill	Relationship	Last Action
114 S 1726	Related bill	Jul 9, 2015: Read twice and referred to the Committee on Banking, Housing, and Urban Affairs.

Summary (as of Apr 28, 2015)

Marijuana Businesses Access to Banking Act of 2015

This bill provides a safe harbor for depository institutions providing financial services to a marijuana-related legitimate business insofar as it prohibits a federal banking regulator from: (1) terminating or limiting the deposit or share insurance of a depository institution solely because it provides financial services to a marijuana-related legitimate business; or (2) prohibiting, penalizing, or otherwise discouraging a depository institution from offering such services.

A federal banking regulator may neither recommend, motivate, provide incentives, nor encourage a depository institution to refuse to offer financial services to an individual, nor downgrade or cancel financial services offered to an individual, solely because the individual: (1) is a manufacturer, producer, owner or operator of a marijuana-related legitimate business; or (2) the depository institution was not aware that the individual is the owner or operator of a marijuana-related legitimate business.

A federal banking regulator may not take any adverse or corrective supervisory action, solely because of the business involved, on a loan made to an owner or operator of: (1) a marijuana-related legitimate business, or (2) real estate or equipment that is leased to a marijuana-related legitimate business.

Immunity from federal criminal prosecution or investigation is granted, subject to certain conditions, to a depository institution that provides financial services to a marijuana-related legitimate business in a state or one of its political subdivisions that allows the cultivation, production, manufacture, sale, transportation, display, dispensing, distribution, or purchase of marijuana. Neither the depository institution nor its officers, directors, nor employees may be held liable under federal law or regulation solely for providing such financial services or further investing income derived from those services.

The Department of the Treasury must require any suspicious activity report filed by a financial institution regarding a marijuana-based business to comply with specified guidance of the Financial Crimes Enforcement Network.

Actions Timeline

- **Jun 1, 2015:** Referred to the Subcommittee on Crime, Terrorism, Homeland Security, and Investigations.
- **Apr 28, 2015:** Introduced in House
- **Apr 28, 2015:** Referred to the Committee on Financial Services, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.