

**JEFF DOCTOR**  
EXECUTIVE  
DIRECTOR

**OUR MISSION...** to educate tribal leaders and elected officials on the emerging regulated cannabis industry while advocating for parity on behalf of Indian Country.

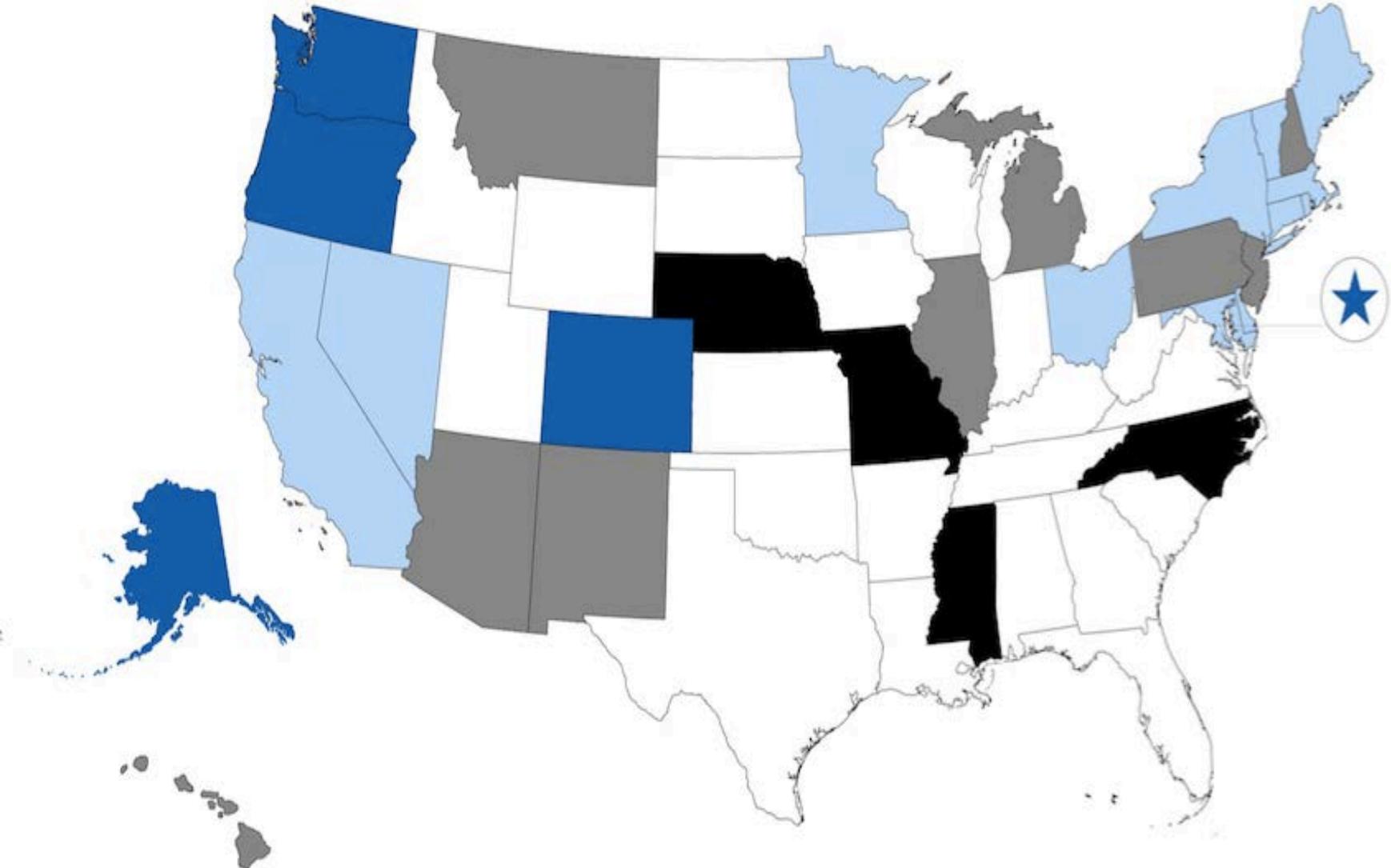


**NICCC**

---

**National Indian Cannabis Coalition**

---



 Marijuana is legal for adults and is taxed and regulated similarly to alcohol; state also has a medical marijuana law

 States that both have a medical marijuana law and have removed jail time for possessing small amount of marijuana

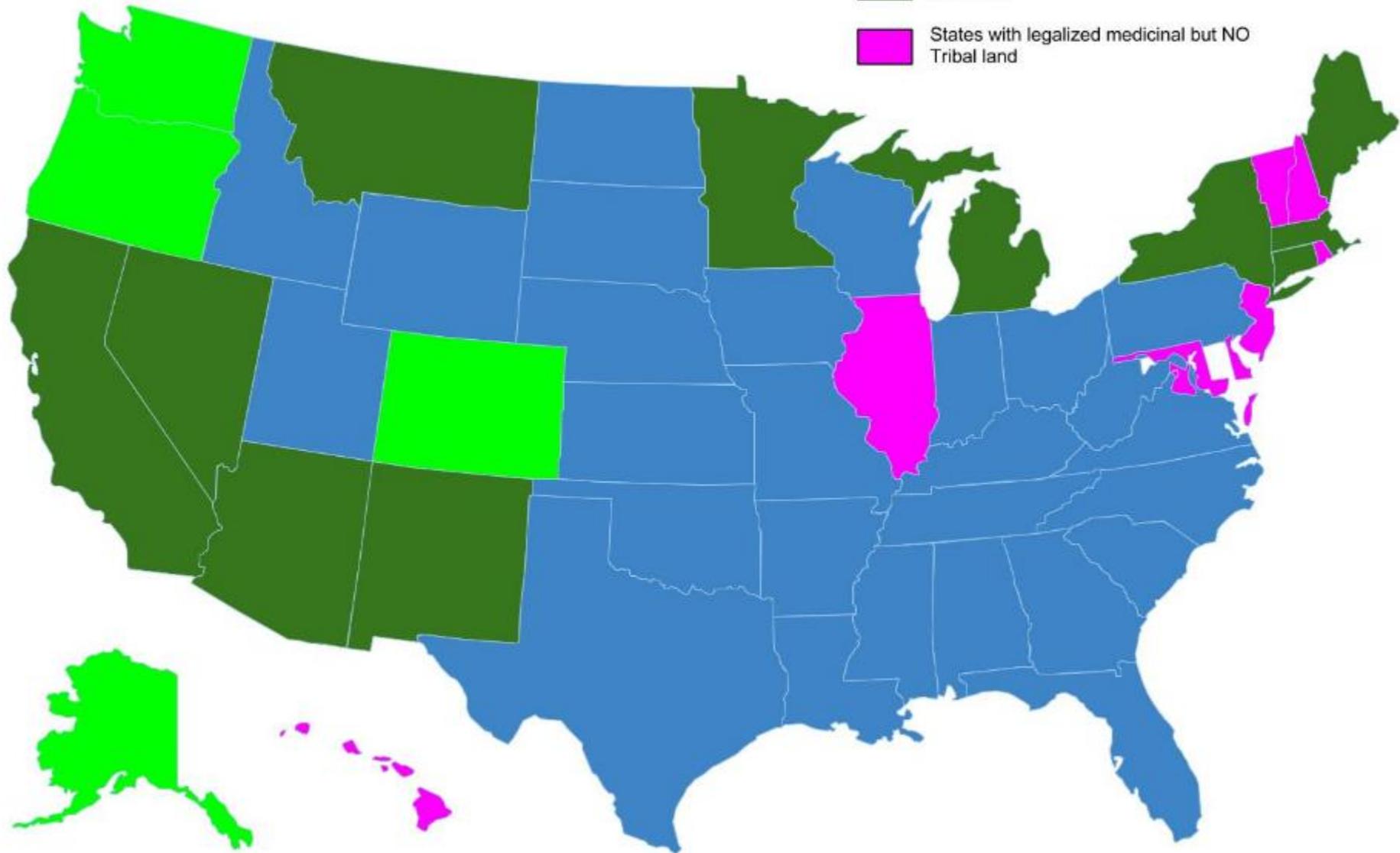
 DC voters made it legal for adults to possess and grow marijuana; DC also has a medical marijuana and decriminalization law

 States that have removed jail time for possessing small amounts of marijuana

 States with medical marijuana laws

# Tribes and Marijuana

-  States with legalized recreational & medicinal marijuana AND Tribal land
-  States with legalized medicinal marijuana AND Tribal land
-  States with legalized medicinal but NO Tribal land



# FEDERAL GUIDELINES

USE IN CRIMINAL ENTERPRISES VIOLENCE AND USE OF FIREARM  
TRAFFICKING OF CONTROL SUBSTANCES

People are now learning about the health benefits of cannabis and are not only hungry for more information about the plant, but want safe legal access as well.

The U.S. Justice Department said Indian tribes can grow and sell Cannabis on their lands as long as they follow the same federal conditions laid out for states that have legalized the drug.

DISTRIBUTION TO MINORS



CROSSING FROM LEGAL STATES TO NON LEGAL STATES



Prevent

DRIVING UNDER THE INFLUENCE



USE OR CULTIVATION ON FEDERAL PROPERTY





Where do they stand on  
**marijuana policy?**



# LEGISLATIVE PRIORITIES

- Banking & finance
- Agricultural & industrial hemp
- Inclusion of Tribes in cannabis/hemp legislation
- DRAFT Tribal Marijuana Bill
- NICC effort

114<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

**S. 134**

To amend the Controlled Substances Act to exclude industrial hemp from the definition of marihuana, and for other purposes.

---

IN THE SENATE OF THE UNITED STATES

JANUARY 8, 2015

Mr. WYDEN (for himself, Mr. MERKLEY, Mr. MCCONNELL, and Mr. PAUL) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

---

**A BILL**

To amend the Controlled Substances Act to exclude industrial hemp from the definition of marihuana, and for other purposes.

# ADDRESSING BUSINESS RISK

- Need legislation that establishes native-owned businesses with the capability to transparently deposit revenues from cannabis
- There is precedence and opportunity for a coordinated effort uniting stakeholders, both within the industry and within the Executive Branch and Congress
- Precedence exists in industrial hemp research law by taking action to establish a pilot site
- Legislation that distinguishes & separates marijuana and industrial hemp
- NICC active at DNC and RNC

# CURRENT MARIJUANA LEGISLATION

- Bernie Sanders' bills, S. 2237, the "Ending Federal Marijuana Prohibition Act of 2015," and S. 2237, the "Ending Federal Marijuana Prohibition Act of 2015;"
- H.R. 667, the Veterans Equal Access Act – [blocked June 2016](#)
- H.R. 262 the States Medical Marijuana Act Property Right Protection
- H.R. 1013 & 1014 the Regulate Marijuana like Alcohol Act and Marijuana Tax Revenue Act of 2015
- H.R. 1855 and S. 987, the Small Business Tax Equity Act
- H.R. 2076 and S. 1726, the Marijuana Business Access to Banking Act
- H.R. 3124, Clean Slate for Marijuana Offenses Act of 2015
- H.R. 3518, the Stop Civil Asset Forfeiture Funding for Marijuana Suppression Act

# FEDERAL TRIBAL DRAFT LEGISLATION

## Draft attempts to provide clarity for tribes

Wishing to produce, purchase and possess marijuana, but concerned that participating in the marijuana industry might put their federal funding at risk.

## This bill attempts to alleviate that concern

By prohibiting federal agencies from considering the tribe's participation in the marijuana industry when:

- Allocating federal funds
- Benefits
- Grants & contracts, or other agreement with the United States,
- determining compliance or evaluating eligibility for federal funding

# FEDERAL TRIBAL LEGISLATION: SENATOR LANKFORD R-OK

## Keeping out Illegal Drugs Act of 2016

- “ A bill to prevent Indian tribes and tribal organizations that cultivate, manufacture, or distribute marijuana on Indian land from receiving Federal funds.”

## NICC Position

- “In a time where both Congress and the Administration are deferring to individual State decisions on marijuana legalization, this bill would eliminate the opportunity for Tribes to evaluate and make an individual determination regarding the legalization or prohibition of marijuana on their Indian lands.”

# STUDY ON MEDICARE PART D PRESCRIPTION MEDICATION USE

- Medicare Part D prescription data demonstrates once a medical marijuana law has been implemented:
  - Significant decrease in prescriptions filled by Medicare Part D enrollees (2010 to 2013) for which marijuana could serve as a clinical alternative
  - National overall reductions in Medicare program and enrollee spending when states implemented medical marijuana laws were estimated @ \$165.2 million per year in 2013
  - Availability of medical marijuana has a significant effect on prescribing patterns and spending in Medicare Part D.

# PUBLIC HEALTH IMPACT

In states that legalized medical uses of marijuana, painkiller prescriptions dropped on average by 1,800 daily doses filled each year *per doctor*

*-Health Affairs*

# HR 2029 - MILITARY CONSTRUCTION AND VETERANS AFFAIRS AND RELATED AGENCIES APPROPRIATIONS ACT OF 2015

- Section 246: “None of the funds appropriated or otherwise made available to the Department of Veterans Affairs in this Act may be used in a manner that would— (1) **interfere** with the ability of a veteran to participate in a State-approved medicinal marijuana program; (2) **deny any services** from the Department to a veteran who is participating in such a program; or (3) **limit or interfere with the ability of a health care provider** of the Department to make appropriate recommendations, fill out forms, or take steps to comply with such a program.” – [Bill has been blocked](#)
- **NICC recommends** a similar provision be included in this bill providing the same direction to Indian Health Service.

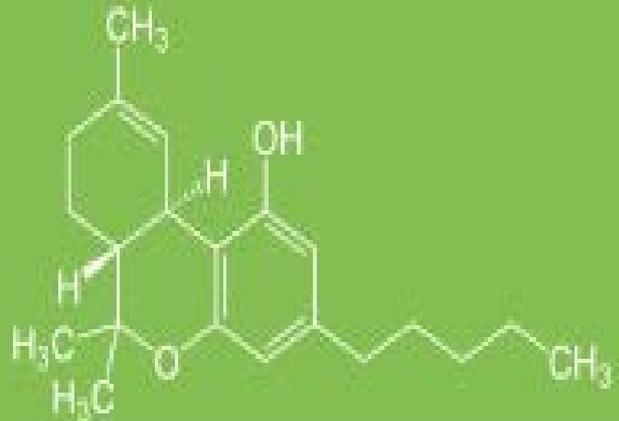
# INDIAN HEALTH SERVICE POSITION

- IHS Findings issued in June 6, 2011 - "Federal law specifically prohibits the use of marijuana under all but very controlled, investigational circumstances"
- Chief Medical Officer:  
*"I recommend that all IHS, Tribal, and Urban programs fully adhere and comply with Federal law by not prescribing, recommending, possessing, cultivating, processing, manufacturing, or distributing marijuana for medical or other purposes."*
- But – HHS Sec. Burwell Sec. Burwell reported to tribal advisory committee " ...that HHS funding would not adversely be impacted if a Tribe operated a medical grow or dispensary on Tribal lands as long as federal funding is not used." (Sept 2015)



FOR MORE INFORMATION, PLEASE CONTACT ME DIRECTLY

[JEFF.DOCTOR@NICCDC.ORG](mailto:JEFF.DOCTOR@NICCDC.ORG)



## CONTENT

## CULTIVATION

# HEMP

Typically, hemp contains below 0.3% THC and it contains higher concentrations of a chemical called cannabidiol (CBD) that has a negative effect on THC and lessens its psychoactive effects when smoked.

Hemp is typically grown up to a height of ten to fifteen feet before harvest. Hemp requires little to no pesticides, no herbicides, and controls erosion and quality of the topsoil. grow.

VS

# MARIJUANA

*Cannabis* grown for marijuana can contain anywhere from 6 or 7 % to 20% or even more THC. (Tetrahydrocannabinoids, the intoxicating ingredients that make you high).

THC-producing marijuana plants are grown to an average of five feet in height. In order to produce the desired quantities and qualities most of the plants are grown indoors in controlled environments making it a very expensive crop.

# HEMP FARM BILL



In 2014, The United States Congress allowed 10 states to develop industrial Hemp.

Congress will legally approve hemp as an agricultural commodity in the 2016 Farm Bill in all fifty states.



The United States Department of Justice, indicated that it will not interfere with states that cultivate industrial hemp prior to the passage of 2016 Farm Bill.

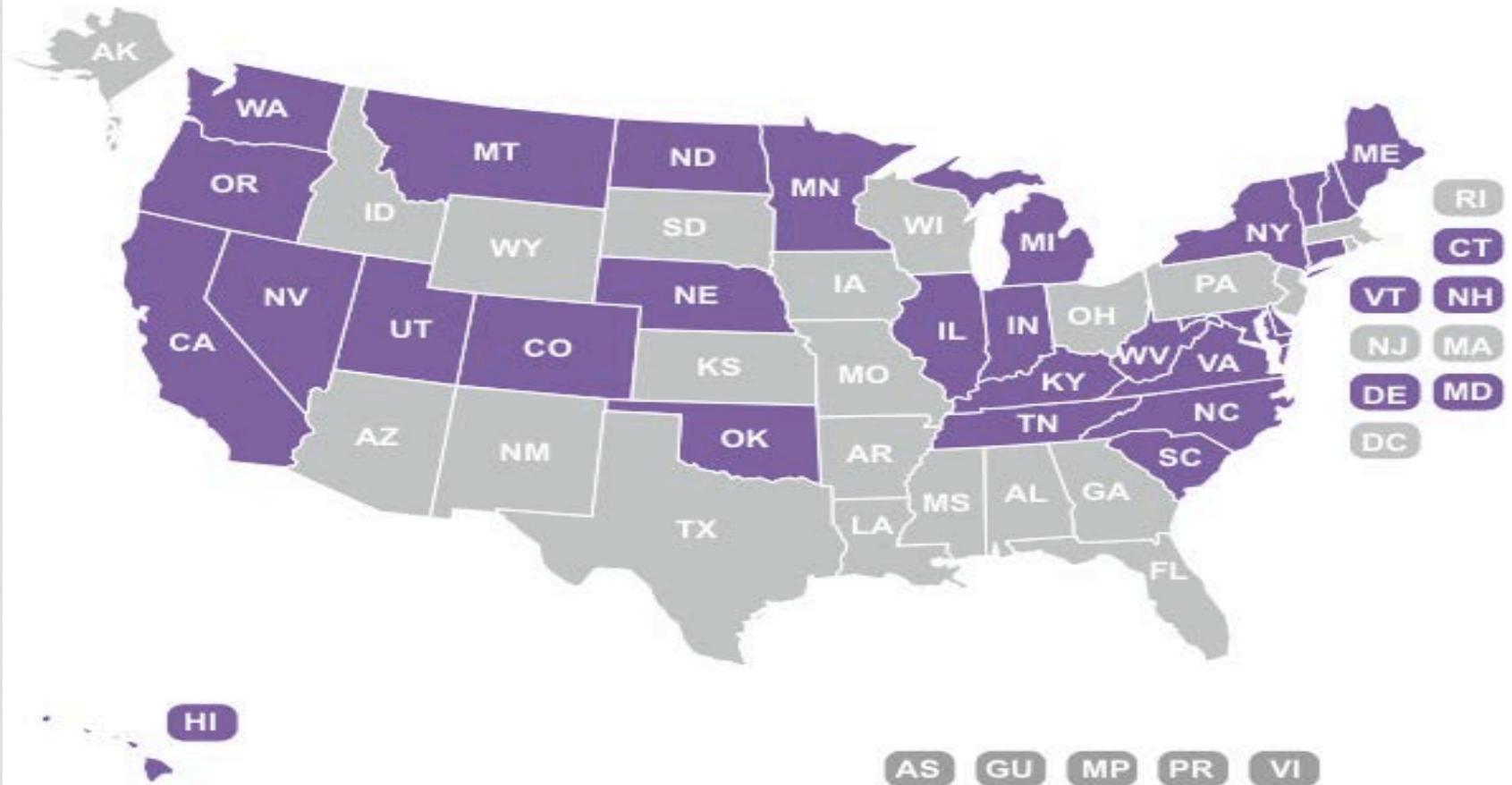


*Industrial hemp is the non-psychoactive, low-THC, oilseed and fiber varieties of the plant Cannabis sativa. Hemp has absolutely no use as a recreational drug.*

# HEMP: 28 STATES REMOVED BARRIERS TO PRODUCTION

Allows cultivation of hemp for commercial, research or pilot programs

Does not allow cultivation of hemp.



# USES FOR HEMP

## MODERN USES FOR THE HEMP PLANT

### INDUSTRIAL TEXTILES

- Twine
- Rope
- Nets
- Canvas
- Tarps
- Carpets
- Agro-fiber
- Composites & molded Parts
- Brake/Clutch Linings
- Caulking

### CONSUMER TEXTILES

- Apparel
- Diapers
- Fabrics
- Handbags
- Denim
- Shoes
- Fine Fabrics

### AGRICULTURAL BENEFITS

- Weed Supression
- Less need for pesticides than most crops
- Pollen isolation
- Soil improvement in crop rotation
- Deep roots are natural soil aerators

### PAPER

- Printing paper
- Fine/Speciality paper
- Filter paper
- Newsprint
- Cardboard/Packaging

### Best Fibers

### LEAVES

### Hurds (pulp)

### BUILDING MATERIALS

- Fiberboard
- Insulation
- Fiberglass Substitute
- Cement
- Stucco & Mortar
- Animal bedding
- Mulch & Compost
- THC**
- Medicine
- Recreation
- Sacrament

### FLOWERS

### FOODS

- Salad Oil
- Margarine
- Food Supplements (vitamins)
- Cooking Oils

### INDUSTRIAL PRODUCTS

- Oil Paints
- Varnishes
- Printing inks
- Fuel
- Solvents
- Lubricants
- Putty
- Coatings

### PERSONAL HYGIENE

- Soap
- Shampoo
- Bath Gels
- Cosmetics

### FOODS

- Granola
- Birdseed

### SEEDS

### Hempseed Oil

### Seed Cake

- (whole plant)
- Boiler Fuel
- Pyrolysis Feedstock

- Animal feed
- Protein-rich fiber

### HEMP

### CELL FLUID

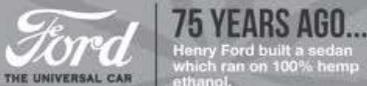
- Abrasive Chemicals



# BILLION DOLLAR CROP

## UTILIZED

by humans for many thousands of years, hemp has been grown for purposes as diverse as pulp for papermaking, fiber for rope, and fabric. With gas prices now stable at over \$4/gal, Americans are clamoring as never before for alternatives to fossil fuels, and talk of hemp ethanol production has increased.



**IN A TRAGIC TWIST OF HISTORY** Ford's plan for a hemp-built and hemp-powered car was frustrated not by market forces but rather by the heavy hand of federal prohibition, which banned all cannabis cultivation the very same year that he built his first working prototype.



Sources: Department of Energy, Wang et al. Environmental Research Letters, Vol. 2, Baker, Olsen, Meister, Szadkiv, Han, Kovarik.

## DRY YIELD



## ETHANOL PRODUCTION (cost per gallon)



## 2 FOR 1 ETHANOL SEED OIL

**IN REALITY** legal hemp would have even more of a cost advantage over corn or switchgrass, because unlike the other two crops it can also produce an oil-rich seed which can be used as feedstock for biodiesel conversion.

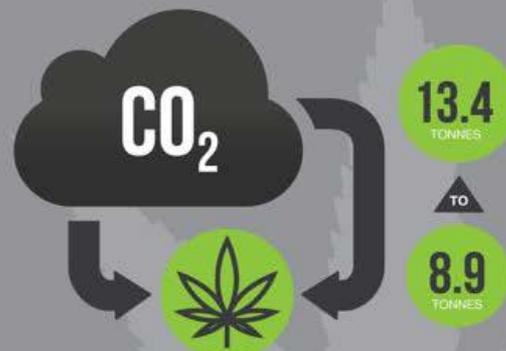
## KEY



CannabisNow Magazine

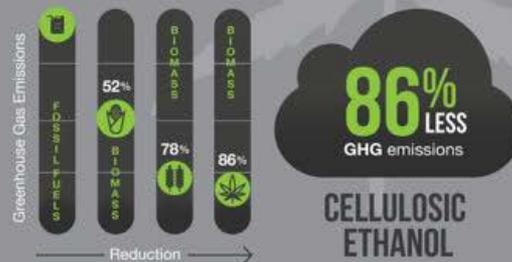
Infographic by Ray Noland

## GREENHOUSE GAS ABSORPTION (per hectare)



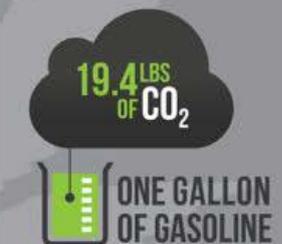
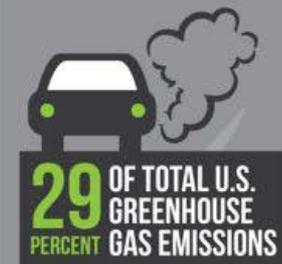
## GREENHOUSE GAS REDUCTION

**IN ADDITION** to producing substantially fewer greenhouse gas emissions during burning for fuel, cellulosic ethanol also produces 86% less GHG emissions during production than gasoline, and it beats both corn and sugarcane sources of ethanol in this regard as well.



## TRANSPORTATION

Cars, Trucks, Trains, Airplanes



## TOTAL ENERGY



# Tribal Sovereignty: Uniquely Important

---

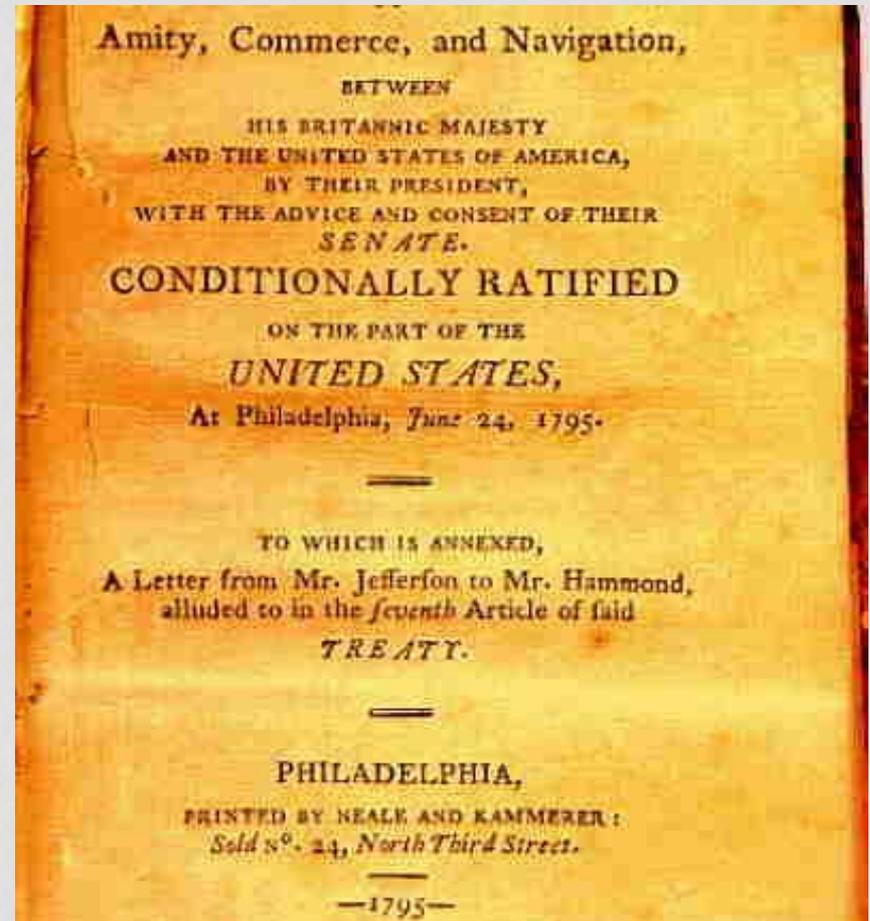
Indian tribes have many rights, but the single most important—and most cherished—is the right of tribal sovereignty, the right to be self-governing.

"The reverence American Indians hold for the sovereignty of their tribal governments is absolute."

Anthony Pico, former chairman, Viejas Band of the Kumeyaay Nation, Op-Ed,  
"Sovereignty is Absolute for Native Nations," *Indian Country Today*, 6/30/97 (A5)

# NICC PROVIDING INPUT ON DRAFT LEGISLATION

- Include
  - Indian Health Services
  - Tribes to participate in Hemp initiatives
  - Tribes engaged in processing and selling cannabis
- *Reinforcement of treaty rights*





FOR MORE INFORMATION, PLEASE CONTACT ME DIRECTLY

[JEFF.DOCTOR@NICCDC.ORG](mailto:JEFF.DOCTOR@NICCDC.ORG)