



129th MAINE LEGISLATURE

FIRST REGULAR SESSION-2019

Legislative Document

No. 1218

H.P. 878

House of Representatives, March 12, 2019

**An Act To Allow Maine Medical Marijuana Caregivers To Measure
Cultivation Limits by Plant Canopy Size**

Reference to the Committee on Health and Human Services suggested and ordered printed.

A handwritten signature in cursive script that reads "R B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative COREY of Windham.
Cosponsored by Senator ROSEN of Hancock and
Representatives: PICKETT of Dixfield, SHARPE of Durham, TALBOT ROSS of Portland,
WARREN of Hallowell, Senator: DESCHAMBAULT of York.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 22 MRSA §2422, sub-§7-B** is enacted to read:

3 **7-B. Plant canopy.** "Plant canopy" means the total surface area within a cultivation
4 area that is dedicated to the cultivation of mature marijuana plants. The surface area of
5 the plant canopy must be calculated in square feet and measured using the outside
6 boundaries of the area and must include all of the area within the boundaries. If the
7 surface area of the plant canopy consists of noncontiguous areas, each component area
8 must be separated by identifiable boundaries. If a tiered or shelving system is used in the
9 cultivation area the surface area of each tier or shelf must be included in calculating the
10 area of the plant canopy. Calculation of the area of the plant canopy may not include the
11 areas within the cultivation area that are used to cultivate immature marijuana plants and
12 seedlings and that are not used at any time to cultivate mature marijuana plants.

13 **Sec. 2. 22 MRSA §2423-A, sub-§2, ¶B,** as amended by PL 2017, c. 452, §4, is
14 further amended to read:

15 B. Cultivate up to 30 mature marijuana plants or 500 square feet of plant canopy, 60
16 immature marijuana plants and unlimited seedlings;

17 **SUMMARY**

18 This bill amends the Maine Medical Use of Marijuana Act provision governing how
19 much medical marijuana caregivers may cultivate. It defines the term "plant canopy" and
20 adds language allowing caregivers to cultivate up to 30 mature marijuana plants or 500
21 square feet of plant canopy, 60 immature marijuana plants and unlimited seedlings.