

2016 -- H 7803

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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2016

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A N A C T

RELATING TO FOOD AND DRUGS - THE EDWARD O. HAWKINS AND THOMAS C.
SLATER MEDICAL MARIJUANA ACT

Introduced By: Representative Scott Slater

Date Introduced: March 02, 2016

Referred To: House Judiciary

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 21-28.6-14 of the General Laws in Chapter 21-28.6 entitled "The
2 Edward O. Hawkins and Thomas C. Slater Medical Marijuana Act" is hereby amended to read as
3 follows:

4 **21-28.6-14. Cooperative cultivations.** -- (a) Two (2) or more cardholders may
5 cooperatively cultivate marijuana in residential or non-residential locations subject to the
6 following restrictions:

7 (1) A cardholder can only cooperatively cultivate in one location;

8 (2) No single location may have more than one cooperative cultivation. For the purposes
9 of this section, location means one structural building, not units within a structural building.

10 (3) The cooperative cultivation shall not be visible from the street or other public areas;

11 (4) A written acknowledgement of the limitations of the right to use and possess
12 marijuana for medical purposes in Rhode Island that is signed by each cardholder and is
13 displayed prominently in the premises cooperative cultivation.

14 (5) Cooperative cultivations are restricted to the following possession limits:

15 (i) A non-residential, cooperative cultivation may have no more than ~~ten (10)~~ one
16 hundred sixty (160) ounces of usable marijuana, forty-eight (48) mature marijuana plants, and
17 ~~twenty-four (24) seedlings~~ forty-eight (48) immature plants.

18 (ii) A residential, cooperative cultivation may have no more than ~~ten (10)~~ eighty (80)

1 ounces of useable marijuana, twenty-four (24) mature marijuana plants, and ~~twelve (12) seedlings~~
2 [twenty-four \(24\) immature plants.](#)

3 (6) Cooperative cultivations must be inspected as follows:

4 (i) A non-residential, cooperative cultivation must have displayed prominently on the
5 premises documentation from the municipality where the single location is located that the
6 location and the cultivation has been inspected by the municipal building and/or zoning official
7 and the municipal fire department and is in compliance with any applicable state or municipal
8 housing and zoning codes.

9 (ii) A residential cooperative cultivation must have displayed prominently on the
10 premises an affidavit by a licensed electrician that the cultivation has been inspected and is in
11 compliance with any applicable state or municipal housing and zoning codes for the municipality
12 where the cooperative cultivation is located.

13 (7) Cooperative cultivations must report the location of the cooperative cultivation to the
14 division of state police.

15 (8) The reports provided to the division of state police in subsection (8) of this section
16 shall be confidential, but locations may be confirmed for law enforcement purposes. The report of
17 the location of the cooperative cultivation alone shall not constitute probable cause for a search of
18 the cooperative cultivation.

19 (b) Any violation of any provision of this section shall result in the immediate revocation
20 of the cardholder's registry identification card.

21 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

A N A C T

RELATING TO FOOD AND DRUGS - THE EDWARD O. HAWKINS AND THOMAS C.
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- 1 This act would increase the amounts of marijuana that non-residential and residential
- 2 cooperative cultivation may lawfully possess.
- 3 This act would take effect upon passage.

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