

# HOUSE BILL NO. 5059

June 17, 2021, Introduced by Reps. Mueller, Outman, O'Malley, Posthumus and Clements and referred to the Committee on Regulatory Reform.

A bill to amend 2020 PA 220, entitled  
"Industrial hemp growers act,"  
by amending section 303 (MCL 333.29303), as amended by 2021 PA 4.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

- 1           Sec. 303. A grower shall not do any of the following:
- 2           (a) Grow industrial hemp that is not in compliance with the
- 3 grower's registration.
- 4           (b) Grow industrial hemp in a location that is not disclosed
- 5 on the grower's application under section 201.

1 (c) Grow industrial hemp in a location that is not owned or  
2 completely controlled by the grower. As used in this subdivision,  
3 "completely controlled" means to be solely responsible for all of  
4 the industrial hemp grown at a location.

5 (d) Grow industrial hemp in a dwelling.

6 (e) Grow a variety of industrial hemp that is on the list  
7 created under section 505.

8 (f) Sell or transport, or permit the sale or transport of,  
9 viable industrial hemp plants or viable seed.

10 (g) Harvest industrial hemp before an official hemp sample is  
11 collected under section 401.

12 (h) Sell raw industrial hemp to a person in this state that is  
13 not licensed as a processor-handler under the industrial hemp  
14 research and development act, 2014 PA 547, MCL 286.841 to 286.859,  
15 or as a processor under the medical marihuana facilities licensing  
16 act, 2016 PA 281, MCL 333.27101 to 333.27801, as authorized under  
17 this act.

18 (i) Dispose of industrial hemp without submitting a notice of  
19 intent to dispose to the department under section 407(6)(a). This  
20 subdivision does not apply to a grower that disposes of industrial  
21 hemp affected by poor health, pests, disease, or weather or to  
22 prevent cross-pollination of male or hermaphrodite industrial hemp  
23 plants.

24 (j) Sell an intermediary ~~, or~~ in-process ~~, or finished~~  
25 industrial hemp product or smokable hemp flower, unless the grower  
26 is licensed as a processor-handler under the industrial hemp  
27 research and development act, 2014 PA 547, MCL 286.841 to 286.859,  
28 or as a processor under the medical marihuana facilities licensing  
29 act, 2016 PA 281, MCL 333.27101 to 333.27801.

1           Enacting section 1. This amendatory act does not take effect  
2 unless Senate Bill No. \_\_\_\_\_ or House Bill No. 5061 (request no.  
3 03195'21 \*) of the 101st Legislature is enacted into law.