

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals  
(may include minor formatting differences from printed original)



# 128th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2017

---

Legislative Document

No. 215

---

H.P. 171

House of Representatives, January 24, 2017

---

**An Act To Require a License for the Possession, Sale, Cultivation or  
Transportation of Marijuana for Recreational Use**

---

Reference to the Joint Select Committee on Marijuana Legalization Implementation  
suggested and ordered printed.

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

ROBERT B. HUNT  
Clerk

Presented by Representative BATTLE of South Portland.  
Cosponsored by Senator DOW of Lincoln and Representatives: DEVIN of Newcastle,  
DILLINGHAM of Oxford, FARRIN of Norridgewock, HANINGTON of Lincoln,  
HARRINGTON of Sanford, HARVELL of Farmington, POULIOT of Augusta, WHITE of  
Washburn.

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

2 **CONCEPT DRAFT**

3 **SUMMARY**

4 This bill is a concept draft pursuant to Joint Rule 208.

5 This bill proposes to further regulate the cultivation, transportation, sale and  
6 possession of marijuana and marijuana products by:

7 1. Establishing tiered licenses, issued by the State, for possession, cultivation and  
8 sale based on quantity.

9 A. Tiers for personal possession would be set at up to one ounce, more than one  
10 ounce to no more than 2 ounces and more than 2 ounces to no more than 3 ounces.

11 B. Possession of more than 3 ounces would require a commercial license, which  
12 would also be tiered, based on the quantity above 3 ounces.

13 C. Tiers for personal cultivation would be established at one to 50 plants and 51 to  
14 100 plants.

15 D. Cultivation of more than 100 plants would require a commercial license, which  
16 would also be tiered, based on the quantity above 100 plants.

17 E. Tiers for engaging in the sale of marijuana and marijuana products would be  
18 based on the quantity of marijuana in the products sold.

19 The cost of a tiered license would increase progressively based on the quantity possessed,  
20 cultivated or sold;

21 2. Requiring a state-issued license for the transportation of marijuana or marijuana  
22 products by motor vehicle, watercraft or airplane within the State;

23 3. Prohibiting from possessing or using marijuana or marijuana products and  
24 subjecting to random drug testing certain persons, including health care workers such as  
25 physicians and nurses, commercial truck drivers, passenger or commercial vessel  
26 operators, taxi drivers, law enforcement officials, correctional officers and emergency  
27 first responders; and

28 4. Allowing nonresidents to purchase a temporary possession license.