

STATE OF MAINE

IN THE YEAR OF OUR LORD

TWO THOUSAND TWENTY-THREE

H.P. 360 - L.D. 555

**An Act to Increase the Number of Mature Plants Allowed for the Home Cultivation of Cannabis**

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

**Sec. 1. 28-B MRSA §1501, sub-§1, ¶E**, as enacted by PL 2017, c. 409, Pt. A, §6 and amended by PL 2021, c. 669, §5, is amended to read:

E. Subject to the requirements and restrictions of section 1502, possess, cultivate or transport at any one time up to 3 6 mature cannabis plants, 12 immature cannabis plants and an unlimited number of seedlings and possess all the cannabis produced by such plants at the person's place of residence or at the location where the cannabis was cultivated;

**Sec. 2. 28-B MRSA §1502, sub-§1**, as enacted by PL 2017, c. 409, Pt. A, §6 and amended by PL 2021, c. 669, §5, is further amended to read:

**1. Cultivation of up to 3 6 mature cannabis plants per person for personal adult use authorized.** Subject to the applicable requirements and restrictions of subsections 2, 3 and 4, a person 21 years of age or older may cultivate up to 3 6 mature cannabis plants, up to 12 immature cannabis plants and an unlimited number of seedlings for personal adult use:

- A. On a parcel or tract of land on which the person is domiciled;
- B. On a parcel or tract of land owned by the person on which the person is not domiciled; or
- C. On a parcel or tract of land not owned by the person and on which the person is not domiciled so long as the owner of the parcel or tract of land by written agreement permits the cultivation and care of the cannabis plants on the parcel or tract of land by that person.

A person may cultivate the cannabis plants and seedlings authorized under this subsection at multiple locations so long as such cultivation activities otherwise meet all requirements and restrictions of this section.

**Sec. 3. 28-B MRSA §1502, sub-§3, ¶A**, as enacted by PL 2017, c. 409, Pt. A, §6 and amended by PL 2021, c. 669, §5, is further amended to read:

A. A municipality may adopt an ordinance or other regulation limiting the total number of mature cannabis plants that may be cultivated on any one parcel or tract of land within the municipality so long as that ordinance or regulation allows for the cultivation of 3 6 mature cannabis plants, 12 immature cannabis plants and an unlimited number of seedlings by each person 21 years of age or older who is domiciled on a parcel or tract of land.

**Sec. 4. 28-B MRSA §1502, sub-§4, ¶A**, as enacted by PL 2017, c. 409, Pt. A, §6 and amended by PL 2021, c. 669, §5, is further amended to read:

A. The Maine Land Use Planning Commission may limit the total number of mature cannabis plants that may be cultivated on any one parcel or tract of land within a town, plantation or township in the unorganized and deorganized areas so long as that limitation allows for the cultivation of 3 6 mature cannabis plants, 12 immature cannabis plants and an unlimited number of seedlings by each person 21 years of age or older who is domiciled on a parcel or tract of land.