

HOUSE No. 2379

The Commonwealth of Massachusetts

PRESENTED BY:

Bradley H. Jones, Jr.

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to marijuana cultivation in a residential building.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Bradley H. Jones, Jr.</i>	<i>20th Middlesex</i>	<i>1/20/2017</i>
<i>Susan Williams Gifford</i>	<i>2nd Plymouth</i>	
<i>Paul K. Frost</i>	<i>7th Worcester</i>	
<i>Todd M. Smola</i>	<i>1st Hampden</i>	<i>2/3/2017</i>
<i>Sheila C. Harrington</i>	<i>1st Middlesex</i>	
<i>Timothy R. Whelan</i>	<i>1st Barnstable</i>	
<i>Mathew Muratore</i>	<i>1st Plymouth</i>	
<i>David F. DeCoste</i>	<i>5th Plymouth</i>	
<i>Steven S. Howitt</i>	<i>4th Bristol</i>	
<i>Nicholas A. Boldyga</i>	<i>3rd Hampden</i>	
<i>Donald R. Berthiaume, Jr.</i>	<i>5th Worcester</i>	

HOUSE No. 2379

By Mr. Jones of North Reading, a petition (accompanied by bill, House, No. 2379) of Bradley H. Jones, Jr., and others relative to compliance with electrical codes for personal cultivation of marijuana in residential buildings. Marijuana Policy.

The Commonwealth of Massachusetts

**In the One Hundred and Ninetieth General Court
(2017-2018)**

An Act relative to marijuana cultivation in a residential building.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section 13 of Chapter 94G, inserted by Chapter 334 of Acts of 2016 is
2 hereby amended by striking paragraph (a) in its entirety and inserting in place thereof the
3 following:-

4 (a) Restrictions on personal cultivation. No person shall cultivate or process
5 marijuana plants pursuant to section 8 of this chapter if the plants are visible from a public place
6 without the use of binoculars, aircraft or other optical aids or cultivate or process marijuana
7 plants outside of an area that is equipped with a lock or other security device.

8 No person shall cultivate or process marijuana plants pursuant to section 8 of this chapter
9 in a residential building unless that person has obtained from an electrical inspector approved by
10 the department of public utilities certification that the electrical system used in the cultivation is
11 in compliance with applicable electrical codes and is adequate and safe for the amount of

12 cultivation that is occurring in the residential building, considering the number of qualifying
13 adults in the place of residence.

14 A person who violates this subsection shall be punished by a civil penalty of not more
15 than \$300 and forfeiture of the marijuana, but shall not be subject to any other form of criminal
16 or civil punishment or disqualification solely for this conduct.