

**SENATE . . . . . No. 1009**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

***Patricia D. Jehlen***

*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 plant medicine.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Patricia D. Jehlen</i>	<i>Second Middlesex</i>	
<i>Erika Uytterhoeven</i>	<i>27th Middlesex</i>	<i>3/21/2023</i>
<i>Joan B. Lovely</i>	<i>Second Essex</i>	<i>1/24/2024</i>

**SENATE . . . . . No. 1009**

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By Ms. Jehlen, a petition (accompanied by bill, Senate, No. 1009) of Patricia D. Jehlen for legislation relative to plant medicine. The Judiciary.

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**The Commonwealth of Massachusetts**

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**In the One Hundred and Ninety-Third General Court  
(2023-2024)**  
\_\_\_\_\_

An Act relative to plant medicine.

*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. Chapter 94C of the General Laws, as so appearing in the 2020 Official  
2 Edition, is hereby amended by inserting after section 49 the following new section-:

3           Section 50: Entheogenic Plants and Fungi

4           Notwithstanding any general or special law to the contrary, all of the following shall be  
5 lawful for a natural person 18 years of age or older and shall not be a violation of state or local  
6 law:

7           The possession, ingestion, obtaining, growing, giving away without financial gain to  
8 natural persons 18 years of age or older, and transportation of no more than two grams of  
9 psilocybin, psilocyn, dimethyltryptamine, ibogaine, and mescaline, excluding the weight of any  
10 material such as water, plant and fungi material of which the substance is a part or to which the  
11 substance is added, dissolved, held in solution, or suspended.

12           “Financial gain” shall mean the receipt of money or other valuable consideration in  
13 exchange for the item being shared.