

Regulate Marijuana like Alcohol proposal... If this bill gets passed then there is not a easy revision process to the language.

Section	Language	Concern
Sec 4 (4)	This act does not prevent a person from prohibiting or otherwise regulating the consumption, cultivation, distribution, processing, sale, or display of marihuana, marihuana-infused products, and marihuana accessories on property the person owns, occupies, or manages, except that a lease agreement may not prohibit a tenant from possessing and consuming marihuana by means other than smoking.	Apartment cannot regulate marijuana consumption from tenants. Can't smoke but can eat or drink THC products.
Sec 4 (5a)	Possessing, using or consuming, internally possessing, purchasing, transporting, or processing 2.5 ounces or less of marihuana or marihuana-infused products, except that not more than 15 grams of marihuana may be in the form of marihuana concentrate	15 grams is a lot and they never address potency
Sec 5.1	Notwithstanding any other law or provision of this act, and except as otherwise provided in section 4 of this act, the following acts by a person 21 years of age or older are not unlawful, are not an offense, are not grounds for seizing or forfeiting property, are not grounds for arrest, prosecution, or penalty in any manner, are not grounds for search or inspection, and are not grounds to deny any other right or privilege:	This makes it more difficult for Law Enforcement to do their job.
Sec 5.1 (B)	Within the person's residence, possessing, storing, and processing not more than 10 ounces of marihuana and any marihuana produced by marihuana plants cultivated on the premises and cultivating not more than 12 marihuana plants for personal use, provided that no more than 12 marihuana plants are possessed, cultivated, or processed on the premises at once.	Michigan would allow the highest possession limits of all states. Maine allows 2.5 ounces on your person. Massachusetts allows the possession of 10 ounces (about 880 joints) at home but only 1 ounce in public. Michigan allows 2.5 ounces (15 grams of concentrate) in public but 10 oz in home.
Sec 5(3)	A person shall not be denied custody of or visitation with a minor for conduct that is permitted by this act, unless the person's behavior is such that it creates an unreasonable danger to the minor that can be clearly articulated and substantiated.	Cannot be used in a custody case. If your significant other is associated with other drug users the court can't consider it as an influencer of your parental rights.
Sec 6 (1a)	Set aside the conviction of a person who would not have been guilty of the violation had the act been in effect at the time of violation	Convictions are retroactive even if they plea bargained down from a higher offense.
Sec 6 (2d)	designate a violation of the ordinance and provide for a penalty for that violation by a marihuana establishment, provided that such violation is a civil infraction and such penalty is a civil fine of not more than \$500.	Low penalty, so is it worth breaking the law for some establishments?

Sec 6 (2)	Unless requested by the applicant, no hearing is necessary to grant or deny an application filed under this section	What if they have a felony or pending conviction?
Sec 7 (1)	Qualified electors in a municipality may petition to initiate an ordinance to provide for the number of marihuana establishments allowed within the municipality, and such ordinance shall be submitted to the electors of the municipality at the next regular election	City/townships must vote to limit the number of establishments. That is too much work on the part of the city
Sec 7 (2c)	Authorize the sale of marihuana-infused products for consumption in designated areas, or at special events in limited areas and for a limited time.	They can have special events /fair that are open to the public. Not best practice for the community
Sec 9 (j)	Plan to promote and encourage participation in the marihuana industry by people from communities that have been disproportionately harmed by marihuana prohibition and enforcement and to positively impact those communities	This sounds like they are going to target the poor communities like they are doing in Colorado.
Sec 9 (3a)	Department may not...Establishes a limit on the number of any type of marihuana establishment licenses that may be granted	If LARA cannot limit the number and the city must vote at the next election then it is possible that too many shops, grow facilities etc will open for any community to control.
Sec 9 (3b)	May not...Requires a customer to provide a marihuana retailer with identifying information other than identification to determine the customer's age or requires the marihuana retailer to acquire or record personal information about customers other than information typically required in a retail transaction.	<ol style="list-style-type: none"> 1. This type of system does not work well for alcohol or tobacco why would it work for marihuana? 2. Then people can purchase 2.5 oz at several locations each day which breaks the law and no one can do anything unless they are caught (This does not work in Colorado, people buy way more than allowed).
Sec 10 (7)	Information obtained from an applicant related to licensure under this act is exempt from disclosure under the freedom of information act, 1976 PA 442, MCL 15.231 to 15.246.	NO FOIA – WHY? We as the public can't see information about these licenses. This seems shady, what are they hiding?
Sec 11 (3)	A person acting as an agent of a marihuana retailer who sells or otherwise transfers marihuana or marihuana accessories to a person under 21 years of age is not subject of arrest, prosecution, forfeiture of property, disciplinary action by a professional licensing board, denial or any right or privilege, or penalty in any manner, if the person reasonably verified that the recipient appeared to be 21 years of age or older by means of government-issued photographic identification containing a date of birth, and the person complied with any rules promulgated pursuant to this act.	NO SACTIONS for selling to minors! This is not good practice and will affect our communities. People that sell to minors should be held responsible in some way even if monetary or go to class to learn how to check ID better. We have seen cashiers over-ride cash register systems with alcohol and tobacco. We charge \$50 for clerks that sell tobacco to minors.
Sec 17	If the department does not timely promulgate rules as required by section 9 of this act or accept or process applications in accordance with section 10 of this act, beginning one year after the effective date of this act, an applicant may submit an application for a marihuana establishment directly to the municipality where the marihuana establishment will be located.	Therefore if LARA does not step up then the municipality takes over the responsibility of licensing.