

2194 AMH RSG CLOD 277

By Representative Cheney

HB 2194 - H COMM AMD

By Committee on Regulated Substances & Gaming

1 On page 3, line 24, after "more than" strike "six" and insert
2 "four"

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4 On page 3, at the beginning of line 28, strike "15" and insert
5 "10"

6
7 On page 3, beginning on line 35, after "more than" strike "six
8 plants but fewer than 16" and insert "four plants but fewer than 11"
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10 On page 3, line 38, after "possess" strike "16" and insert "11"

11
12 On page 3, after line 38, insert the following:
13 "(d) An investigating law enforcement officer or agency may seize
14 and summarily destroy any plants produced or possessed by a person in
15 excess of the four plants authorized under this subsection (7), if the
16 person is not authorized to produce and possess the additional plants
17 under RCW 69.50.325 or chapter 69.51A RCW."

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19 On page 7, line 26, after "((five))" strike "16" and insert "11"

EFFECT: (1) Revises the proposed cannabis home grow authorization to allow the production and possession of no more than four plants, instead of no more than six plants.

(2) Revises the proposed limit on the number of cannabis plants that may be produced at any one time on the premises of a single housing unit with multiple residents, to set a limit of 10 plants, instead of 15 plants.

(3) Revises the proposed class 1 civil infraction so it would penalize a person who produces and knowingly possesses more than four plants but fewer than 11 plants, instead of more than six plants but fewer than 16 plants.

(4) Revises the proposed class C felony so it would apply (or continue to apply) to a person who produces and knowingly possesses 11 or more plants, instead of 16 or more plants.

(5) Authorizes an investigating law enforcement officer or agency to seize and summarily destroy any plants in excess of four plants, if the person is not authorized to produce and possess the additional plants under a commercial cannabis producer license or the Washington State Medical Use of Cannabis Act.

(6) Revises the proposed changes to real property seizure and forfeiture provisions, so a safe harbor for cannabis possession activities could cease applying if the amount possessed is 11 or more plants, instead of 16 or more plants.

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