

WEST VIRGINIA LEGISLATURE

2018 REGULAR SESSION

Introduced

House Bill 4148

BY DELEGATES PUSHKIN, SPONAUGLE, FLUHARTY, DEAN,
WILSON, FOLK, PAYNTER, BYRD, ROBINSON, MCGEEHAN
AND HORNBUCKLE

[Introduced January 16, 2018; Referred
to the Committee on Health and Human Resources
then the Judiciary.]

1 A BILL to amend and reenact §16A-7-2 of the Code of West Virginia, 1931, as amended, relating
2 to allowing medical marijuana to be grown outdoors by licensed growers.

Be it enacted by the Legislature of West Virginia:

ARTICLE 7. MEDICAL CANNABIS CONTROLS.

§16A-7-2. Grower/processors.

1 (a) *Authorization.* — Subject to subsection (b), a grower or processor may do all of the
2 following in accordance with bureau rules:

3 (1) Obtain seed from outside this state to initially grow medical cannabis.

4 (2) Obtain seed and plant material from another grower/processor within this state to grow
5 medical cannabis.

6 (b) *Limitations.* — A grower or processor may only grow, store, harvest or process medical
7 cannabis in an ~~indeer~~ enclosed, secure facility which:

8 (1) Includes electronic locking systems, electronic surveillance and other features required
9 by the bureau; and

10 (2) Is located within this state.

NOTE: The purpose of this bill is to allow licensed medical marijuana growers to grow marijuana outdoors in an enclosed, secure facility.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.