

INDUSTRIAL HEMP RESEARCH AND DEVELOPMENT ACT (EXCERPT)
Act 547 of 2014

286.851 Duties and responsibilities of a processor-handler; prohibited conduct.

Sec. 11.

(1) A processor-handler consents to all of the following:

(a) Entry onto, and inspection of, all premises by the department or law enforcement agencies, with or without cause, and with or without advance notice, where industrial hemp or industrial hemp processing equipment or materials are located or to be located.

(b) Collection by the department of samples of cannabis material in possession of the processor-handler at any time.

(c) Forfeiture and destruction of any of the following, without compensation:

(i) Cannabis found to have a measured delta-9-THC content greater than 0.3% on a dry weight basis.

(ii) Industrial hemp that is processed, handled, stored, or brokered in a manner that violates this act.

(iii) Live industrial hemp plants unless the processor-handler is also registered as a grower.

(d) The risk of financial or other loss under this act is borne solely by the processor-handler.

(2) A processor-handler shall not sell or transport, or permit the sale or transport of, viable industrial hemp seeds, industrial hemp leaf material, or industrial hemp floral material to a location not listed in his or her current license or to a person in this state who is not a registered grower or licensed processor-handler.

(3) Upon request from the department or a law enforcement agency, a processor-handler shall immediately produce a copy of his or her license for inspection.

(4) A processor-handler may transfer up to 2-1/2 ounces of industrial hemp per transfer to a testing facility for the purpose of measuring THC, cannabidiol, or other phytocannabinoid levels.

History: Add. 2018, Act 641, Eff. Jan. 15, 2019

Compiler's Notes: Former MCL 286.851, which pertained to short title, was repealed by Act 451 of 1994, Eff. Mar. 30, 1995. For the transfer of all authorities, powers, duties, functions, and responsibilities of the department of agriculture and rural development to license and regulate process handlers to the cannabis regulatory agency formerly known as the marijuana regulatory agency, see E.R.O. No. 2022-1, compiled at MCL 333.27002.