

Michigan Regulation and Taxation of Marihuana Act (“MRTMA”) Section 15. 1 Penalty Chart

Section 15. 1. A person who commits any of the following acts, and is not otherwise authorized by this act to conduct such activities, may be punished only as provided in this section, and is not subject to any other form of punishment or disqualification, including forfeiture of property, arrest, prosecution, or penalty, or denial of any right or privilege, unless the person consents to another disposition authorized by law:

Offense	Penalty
A person who possesses not more than the amount of marihuana allowed, cultivates not more than the amount allowed, delivers without receiving remuneration to a person who is at least 21 years of age not more than the amount allowed, or possesses with intent to deliver not more than the amount allowed by section 5	Civil infraction and may be punished by a fine of not more than \$100 and forfeiture of marihuana
A person who possesses not more than twice the amount of marihuana allowed, cultivates not more than twice the amount of marihuana allowed, delivers without receiving any remuneration to a person who is at least 21 years of age not more than twice the amount of marihuana allowed, or possess with intent to deliver not more than twice the amount of marihuana allowed	<p>First violation: civil infraction and may be punished by a fine of not more than \$1000 and forfeiture of marihuana</p> <p>Second violation: civil infraction and may be punished by a fine of not more than \$1000 and forfeiture of marihuana</p> <p>Third and subsequent violations: misdemeanor and may be punished by a fine of not more than \$2000 and forfeiture of marihuana</p>
A person under 21 years of age who possesses not more than 2.5 ounces of marihuana or who cultivates not more than 12 marihuana plants	<p>First violation: civil infraction and may be punished as follows:</p> <ul style="list-style-type: none"> ▪ If less than 18 years of age, by a fine of not more than \$100 or community service, forfeiture of marihuana, and 4 hours of drug education or counseling ▪ If at least 18 years of age, by a fine of not more than \$100 and forfeiture of marihuana <p>Second violation: civil infraction and may be punished as follows:</p> <ul style="list-style-type: none"> ▪ If less than 18 years of age, by a fine of not more than \$500 or community service, forfeiture of marihuana, and completion of 8 hours of drug education or counseling ▪ If at least 18 years of age, by a fine of not more than \$500 and forfeiture of marihuana

A person who possess more than twice the amount of marihuana allowed, cultivates more than twice the amount allowed, or delivers without receiving any remuneration to a person who is at least 21 years of age more than twice the amount of marihuana allowed

Misdemeanor but a person shall not be subject to imprisonment unless the violation was habitual, willful, and for a commercial purpose or the violation involved violence

The opinions, findings, and conclusions expressed in this publication are those of the author(s) and not necessarily those of the Michigan Office of Highway Safety Planning or the U.S. Department of Transportation, National Highway Traffic Safety Administration. This report was prepared in cooperation with the Michigan Office of Highway Safety Planning and the U.S. Department of Transportation, National Highway Traffic Safety Administration.