

# HOUSE BILL NO. 5980

September 26, 2024, Introduced by Reps. McFall, Wegela and Edwards and referred to the Committee on Criminal Justice.

A bill to amend 1978 PA 368, entitled  
"Public health code,"  
(MCL 333.1101 to 333.25211) by adding section 7404a.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           **Sec. 7404a. (1) An individual who meets all of the following**  
2 **requirements is not in violation of section 7401, 7403, or 7404 for**  
3 **creating, manufacturing, possessing, or using psilocyn:**  
4           **(a) The individual is 18 years of age or older.**  
5           **(b) The individual possesses not more 2 ounces of a substance**  
6 **that contains psilocyn.**

1           (c) The individual possesses the substance containing psilocyn  
2 only for personal use.

3           (d) The individual possesses a medical record that  
4 demonstrates the individual has a diagnosis of post-traumatic  
5 stress disorder.

6           (2) An individual who meets all of the following requirements  
7 is not in violation of section 7401, 7403, or 7404 for creating,  
8 manufacturing, possessing, or using psilocybin:

9           (a) The individual is 18 years of age or older.

10           (b) The individual possesses not more than 2 ounces of a  
11 substance that contains psilocybin.

12           (c) The individual possesses the substance containing  
13 psilocybin only for personal use.

14           (d) The individual possesses a medical record that  
15 demonstrates the individual has a diagnosis of post-traumatic  
16 stress disorder.