



## Ohio Revised Code Section 3796.04

Effective: March 20, 2026

Legislation: Senate Bill 56

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(A) Notwithstanding any conflicting provision of the Revised Code, an adult-use consumer may do all of the following:

(1) Cultivate, grow, and possess homegrown marijuana plants at the adult-use consumer's primary residence, if all of the following apply:

(a) Not more than six homegrown marijuana plants are cultivated or grown by each adult-use consumer;

(b) Not more than twelve homegrown marijuana plants are cultivated or grown at a single residence;

(c) Cultivation or growing of homegrown marijuana takes place only within a secured closet, room, greenhouse, or other enclosed area in or on the grounds of the residence that prevents access by individuals under twenty-one years of age, and which is not visible by normal unaided vision from a public space;

(d) Cultivation or growing of homegrown marijuana does not take place at a residence that is any of the following:

(i) A type A family child care home or type B family child care home, as those terms are defined in section 5104.01 of the Revised Code;

(ii) A halfway house, community transitional housing facility, community residential center, or other similar facility licensed by the division of parole and community services under section 2967.14 of the Revised Code;

(iii) A residential premises occupied pursuant to a rental agreement that prohibits the activities otherwise authorized by this section.



- (2) Process homegrown marijuana by manual or mechanical means.
- (3) Store homegrown marijuana and adult-use marijuana at the adult-use consumer's primary residence.
- (4) Use homegrown marijuana grown, cultivated, and processed at the adult-use consumer's primary residence ;
- (5) Possess any paraphernalia or accessories that may be used in the administration of adult-use marijuana or homegrown marijuana.

(B) This section does not authorize any person to:

- (1) Cultivate, grow, or process homegrown marijuana except at the person's primary residence;
- (2) Use, cultivate, process, transfer, or transport adult-use marijuana or homegrown marijuana before reaching twenty-one years of age;
- (3) Process homegrown by hydrocarbon-based extraction;
- (4) Sell, or profit from, homegrown marijuana;
- (5) Cultivate, grow, or possess homegrown marijuana on behalf of another person.

(C)(1) No person shall knowingly cultivate, grow, or possess homegrown marijuana in a manner that violates division (A) of this section :

- (2) No person shall knowingly consume adult-use marijuana or homegrown marijuana in a public place ;
- (3) No person operating a public place shall knowingly permit the consumption of adult-use marijuana or homegrown marijuana in that public place.



(D) Subject to division (B) of this section and divisions (B) and (C) of section 3796.221 of the Revised Code, an adult-use consumer shall not be subject to arrest or criminal prosecution for cultivating, growing, possessing, processing, storing, or using homegrown marijuana, or possessing paraphernalia or accessories that may be used in the administration of adult-use or homegrown marijuana, in accordance with division (A) of this section.

(E) This section does not authorize an adult-use consumer to operate a vehicle, streetcar, trackless trolley, watercraft, or aircraft while under the influence of marijuana.