

**A-Engrossed**  
**Senate Bill 460**

Ordered by the Senate June 26  
Including Senate Amendments dated June 26

Sponsored by Senator PROZANSKI (Pre-session filed.)

**SUMMARY**

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

*[Directs Oregon Health Authority to adopt rules providing for relocation of registered medical marijuana facility.]*

*[Provides, if school is established within 1,000 feet of registered medical marijuana facility, that medical marijuana facility may remain at current location until date on which medical marijuana facility must renew registration with authority for second time following date on which school is first attended by students.]*

**Allows medical marijuana dispensaries, beginning October 1, 2015, to sell limited marijuana retail product to persons at least 21 years of age in accordance with certain conditions.**

**Allows local governments to adopt ordinances that prohibit sales of limited marijuana retail product.**

**Requires Oregon Health Authority to create rules to implement Act.**

**Allows authority to prohibit medical marijuana dispensaries in violation of Act from selling limited marijuana retail product.**

**Sunsets December 31, 2016.**

**Declares emergency, effective on passage.**

**A BILL FOR AN ACT**

1  
2 Relating to marijuana; and declaring an emergency.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. Section 2 of this 2015 Act is added to and made a part of ORS 475.300 to**  
5 **475.346.**

6 **SECTION 2. (1) As used in this section:**

7 **(a) "Limited marijuana retail product" means:**

8 **(A) The seeds of marijuana;**

9 **(B) The dried leaves and flowers of marijuana; and**

10 **(C) A marijuana plant that is not flowering.**

11 **(b) "Marijuana" means the plant Cannabis family Cannabaceae, any part of the plant**  
12 **Cannabis family Cannabaceae and the seeds of the plant Cannabis family Cannabaceae.**

13 **(c) "Medical marijuana dispensary" means an entity registered with the Oregon Health**  
14 **Authority under ORS 475.314.**

15 **(2) Notwithstanding any other provision of law, on and after October 1, 2015, a medical**  
16 **marijuana dispensary may sell limited marijuana retail product to a person who is 21 years**  
17 **of age or older if:**

18 **(a) The person presents proof of age to the medical marijuana dispensary before entering**  
19 **into the medical marijuana dispensary;**

20 **(b) The medical marijuana dispensary verifies that the person is 21 years of age or older**

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 at the time of the sale;

2 (c) The medical marijuana dispensary sells no more than one-quarter ounce of limited  
3 marijuana retail product to the person per day if the person is purchasing the dried leaves  
4 and flowers of marijuana; and

5 (d) The medical marijuana dispensary sells no more than four units of limited marijuana  
6 retail product to the person if the person is purchasing a marijuana plant that is not flow-  
7 ering.

8 (3) A city or county may adopt ordinances prohibiting the sale of limited marijuana retail  
9 product as described in this section in the area subject to the jurisdiction of the city or the  
10 unincorporated area subject to the jurisdiction of the county.

11 (4) The authority shall adopt rules to implement this section, including rules that:

12 (a) Are necessary to ensure the public health and safety; and

13 (b) Ensure that a medical marijuana dispensary complies with this section.

14 (5) The authority may prohibit a medical marijuana dispensary from selling limited  
15 marijuana retail product as described in this section if the medical marijuana dispensary vi-  
16 olates this section.

17 **SECTION 3.** Section 2 of this 2015 Act is repealed on December 31, 2016.

18 **SECTION 4.** This 2015 Act being necessary for the immediate preservation of the public  
19 peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect  
20 on its passage.

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