

**PROPOSED AMENDMENTS TO
SENATE BILL 844**

1 On page 4 of the typed amendments to Senate Bill 844 dated April 23 (SB
2 844-6), line 21, after “use” insert “, including a product intended to be applied
3 to a person’s skin or hair,”.

4 On page 16, after line 22, insert:

5 “(10) Notwithstanding subsection (2) or (6)(b) of this section, if an appli-
6 cant for a registry identification card, or a registry identification cardholder
7 applying for renewal of a registry identification card, submits to the au-
8 thority proof of having served in the Armed Forces of the United States and
9 of having been diagnosed with post-traumatic stress disorder, the authority
10 may not impose a fee that is greater than \$20 for the issuance or renewal
11 of the registry identification card.”.

12 On page 20, line 11, delete “4” and insert “two”.

13 On page 26, line 6, delete “a person designated to produce marijuana” and
14 insert “designated to produce marijuana by a registry identification
15 cardholder”.

16 Delete lines 17 through 20 and insert “January 1, 2015, no more than the
17 amount of mature plants located at that address on December 31, 2014, in
18 excess of 12 mature marijuana plants, not to exceed 24 mature marijuana
19 plants, may be produced at the address.”.

20 Delete lines 29 and 30.

21 On page 27, delete lines 1 and 2 and insert “no more than the amount of
22 mature plants located at that address on December 31, 2014, in excess of 48

1 mature marijuana plants, not to exceed 96 mature marijuana plants, may be
2 produced at the address.”.

3 On page 28, after line 1, insert:

4 **“SECTION 7a. (1) Except as provided in subsection (2) of this sec-**
5 **tion, a registry identification cardholder and the designated primary**
6 **caregiver of the registry identification cardholder may jointly possess**
7 **no more than 24 ounces of usable marijuana.**

8 **“(2) Subject to subsection (3) of this section, a person designated**
9 **to produce marijuana by a registry identification cardholder under**
10 **ORS 475.304 may possess the amount of usable marijuana that the**
11 **person harvests from the person’s mature marijuana plants, provided**
12 **that the person may not possess usable marijuana in excess of the**
13 **amount of usable marijuana in the person’s possession as reported to**
14 **the Oregon Health Authority under section 6 of this 2015 Act.**

15 **“(3) A person designated to produce marijuana by a registry iden-**
16 **tification cardholder under ORS 475.304 may not possess usable**
17 **marijuana in excess of:**

18 **“(a) For a marijuana growsite located outdoors, twelve pounds of**
19 **usable marijuana per mature marijuana plant; or**

20 **“(b) For a marijuana growsite located indoors, six pounds of usable**
21 **marijuana per mature marijuana plant.”.**

22 In line 5, before the period insert “, except that the limitations on the
23 number of plants described in ORS 475.320 (3)(b) and (4)(b) do not apply to
24 marijuana grow sites described in ORS 475.320 (3)(b) and (4)(b) until Decem-
25 ber 31, 2016.”.

26 On page 29, line 7, delete “identified” and insert “registered by the au-
27 thority.”.

28 Delete line 8.

29 On page 33, line 6, before “authority” insert “Oregon Health”.

30 On page 34, delete lines 16 through 30.

1 On page 35, delete lines 1 through 7 and insert:

2 **“SECTION 15. (1) The Oregon Health Authority shall develop and**
3 **maintain a database of information related to the production of**
4 **marijuana by persons designated to produce marijuana by a registry**
5 **identification cardholder under ORS 475.304, the processing of**
6 **marijuana by a marijuana processing site under section 10 of this 2015**
7 **Act and the transfer of usable marijuana, medical cannabinoid pro-**
8 **ducts, cannabinoid concentrates and cannabinoid extracts by medical**
9 **marijuana dispensaries under ORS 475.314. At a minimum, the data-**
10 **base must include the information submitted to the authority under**
11 **sections 6, 12 and 18 of this 2015 Act.**

12 **“(2)(a) Subject to paragraph (c) of this subsection, the authority**
13 **may provide information that is stored in the database developed and**
14 **maintained under this section to a law enforcement agency, except**
15 **that the authority may not provide information that is stored in the**
16 **database developed and maintained under this section to a law**
17 **enforcement agency if the information pertains to a marijuana pro-**
18 **cessing site or a medical marijuana dispensary that is located in a city**
19 **or county that has adopted an ordinance prohibiting the establishment**
20 **of medical marijuana dispensaries or marijuana processing sites under**
21 **section 67c of this 2015 Act.**

22 **“(b) Subject to paragraph (c) of this subsection, the authority may**
23 **provide information that is stored in the database developed and**
24 **maintained under this section to the regulatory agencies of a city or**
25 **county that has not adopted an ordinance prohibiting the establish-**
26 **ment of medical marijuana dispensaries or marijuana processing sites**
27 **under section 67c of this 2015 Act.**

28 **“(c) The authority may not disclose any personally identifiable in-**
29 **formation related to a registry identification cardholder or a desig-**
30 **nated primary caregiver that is stored in the database developed and**

1 **maintained under this section.”.**

2 On page 36, line 21, delete “four” and insert “two”.

3 On page 48, line 19, delete “Except as provided in section 15 (2)(b) of this
4 2015 Act,”.

5 After line 29, insert:

6 **“SECTION 30a. Notwithstanding section 30 of this 2015 Act, if the**
7 **Oregon Health Authority suspends or revokes the registration of the**
8 **marijuana grow site of a person designated to produce marijuana by**
9 **a registry identification cardholder under ORS 475.304, a marijuana**
10 **processing site or a medical marijuana dispensary, or otherwise takes**
11 **disciplinary action against the marijuana grow site of a person desig-**
12 **nated to produce marijuana by a registry identification cardholder, a**
13 **marijuana processing site or a medical marijuana dispensary, the au-**
14 **thority shall provide that information to a law enforcement agency.”.**

15 On page 50, delete lines 13 through 30.

16 On page 51, delete lines 1 through 4 and insert:

17 “(1) For purposes of this section, “reasonable regulations” includes:

18 “(a) Reasonable limitations on the hours during which the marijuana
19 grow site of a person designated to produce marijuana by a registry iden-
20 tification cardholder under ORS 475.304, a marijuana processing site or a
21 medical marijuana dispensary may operate;

22 “(b) Reasonable conditions on the manner in which a marijuana process-
23 ing site or medical marijuana dispensary may transfer usable marijuana,
24 medical cannabinoid products, cannabinoid concentrates, cannabinoid ex-
25 tracts, immature marijuana plants and seeds;

26 “(c) Reasonable requirements related to the public’s access to the
27 marijuana grow site of a person designated to produce marijuana by a reg-
28 istry identification cardholder under ORS 475.304, marijuana processing site
29 or medical marijuana dispensary; and

30 “(d) Reasonable limitations on where the marijuana grow site of a person

1 designated to produce marijuana by a registry identification cardholder un-
2 der ORS 475.304, a marijuana processing site or medical marijuana
3 dispensary may be located.

4 On page 59, line 19, after “use” insert “, including a product intended to
5 be applied to a person’s skin or hair,”.

6 On page 67, line 18, after “use” insert “, including a product intended to
7 be applied to a person’s skin or hair,”.

8 On page 87, line 26, delete “four” and insert “two”.

9 After line 29, insert:

10

11

“LOCAL OPTION

12

13 **“SECTION 67b. Sections 67c to 67e of this 2015 Act are added to and
14 made a part of ORS 475.300 to 475.346.**

15 **“SECTION 67c. (1) Subject to subsection (2) of this section, the
16 governing body of a city or county may adopt ordinances that prohibit
17 the establishment of medical marijuana dispensaries or marijuana
18 processing sites, or both, in the area subject to the jurisdiction of the
19 city or county.**

20 **“(2) If the governing body of a city or county adopts an ordinance
21 under this section, the governing body shall submit the measure of the
22 ordinance to the electors of the city or county for approval at the next
23 statewide general election.**

24 **“(3) If the governing body of a city or county adopts an ordinance
25 under this section, the governing body must provide the text of the
26 ordinance to the Oregon Health Authority in a form and manner pre-
27 scribed by the authority. Upon receiving notice under this section, the
28 authority shall discontinue registering, until the date of the next
29 statewide general election:**

30 **“(a) If the election concerns medical marijuana dispensaries, med-**

1 ical marijuana dispensaries that are applying for registration under
2 ORS 475.314;

3 “(b) If the election concerns marijuana processing sites, marijuana
4 processing sites that are applying for registration under section 10 of
5 this 2015 Act; or

6 “(c) If the election concerns both medical marijuana dispensaries
7 and marijuana processing sites, medical marijuana dispensaries ap-
8 plying for registration under ORS 475.314 and marijuana processing
9 sites applying for registration under section 10 of this 2015 Act.

10 “(4) Notwithstanding subsection (1) of this section, a medical
11 marijuana dispensary is not subject to an ordinance adopted under this
12 section if the medical marijuana dispensary:

13 “(a) Is registered under ORS 475.314 on or before the date on which
14 the governing body adopts the ordinance; and

15 “(b) Is a land use applicant whose land use application is deemed
16 complete by a city or county.

17 “(5) Notwithstanding subsection (1) of this section, a marijuana
18 processing site is not subject to an ordinance adopted under this sec-
19 tion if the marijuana processing site:

20 “(a) Is registered under section 10 of this 2015 Act on or before the
21 date on which the governing body adopts the ordinance; and

22 “(b) Is a land use applicant whose land use application is deemed
23 complete by a city or county.

24 “SECTION 67d. (1) Notwithstanding section 67c of this 2015 Act, a
25 medical marijuana dispensary is not subject to an ordinance adopted
26 pursuant to section 67c of this 2015 Act if the medical marijuana
27 dispensary:

28 “(a) Is registered under ORS 475.314, or has applied to be registered
29 under ORS 475.314, on or before July 1, 2015; and

30 “(b) Is a land use applicant whose land use application is deemed

1 complete by a city or county on or before July 1, 2015.

2 “(2) This section does not apply to a medical marijuana dispensary
3 if the Oregon Health Authority revokes the registration of the medical
4 marijuana dispensary.

5 “SECTION 67e. (1) Notwithstanding section 67c of this 2015 Act, a
6 marijuana processing site is not subject to an ordinance adopted pur-
7 suant to section 67c of this 2015 Act if the person responsible for the
8 marijuana processing site or applying to be the person responsible for
9 the marijuana processing site:

10 “(a) Is registered under ORS 475.300 to 475.346 on or before the op-
11 erative date specified in section 70 of this 2015 Act;

12 “(b) Is processing usable marijuana as described in section 10 (1)
13 of this 2015 Act on or before the operative date specified in section 70
14 of this 2015 Act; and

15 “(c) Is a land use applicant whose land use application is deemed
16 complete by a city or county before the operative date specified in
17 section 70 of this 2015 Act.

18 “(2) This section does not apply to a marijuana processing site if the
19 Oregon Health Authority revokes the registration of the marijuana
20 processing site.

21

22 “TEMPORARY DEFINITION

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24 “SECTION 67f. For purposes of sections 67a, 67c and 67d of this 2015
25 Act, a “medical marijuana dispensary” is a “medical marijuana
26 facility” as described in ORS 475.314 as that statute is in effect before
27 the operative date specified in section 70 of this 2015 Act.”.

28 On page 88, line 3, after “6,” insert “7a,” and delete “32 and 44” and insert
29 “32, 44”.

30 In line 14, after “6,” insert “7a.”

- 1 In line 15, after “64” insert “and 67e”.
- 2 In line 25, after “6,” insert “7a.”.
- 3 In line 26, delete “32 and 44 to 64” and insert “32, 44 to 64 and 67e”.
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