

# House Bill 2197

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of Joint Interim Committee on Marijuana Legalization)

## 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 **as introduced**.

Directs Oregon Liquor Control Commission to enter into agreement with nongovernmental entity that conducts or funds research on cannabis and cannabis-derived products. Specifies terms of agreement. Requires public dissemination of data, information, analysis and findings procured pursuant to research.

Takes effect on 91st day following adjournment sine die.

## A BILL FOR AN ACT

1  
2 Relating to cannabis; and prescribing an effective date.

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

4 **SECTION 1. (1) The Oregon Liquor Control Commission shall enter into an agreement**  
5 **with a nongovernmental entity that conducts or funds research on cannabis and cannabis-**  
6 **derived products.**

7 (2) **An agreement entered into under subsection (1) of this section must require that:**

8 (a) **The nongovernmental entity conduct or fund research for the following purposes:**

9 (A) **To improve and advance public health policy and public safety policy with respect to**  
10 **cannabis and cannabis-derived products;**

11 (B) **To develop and improve agronomic and horticultural practices with respect to**  
12 **cannabis;**

13 (C) **To develop and improve medical and pharmacopoeial practices with respect to**  
14 **cannabis and cannabis-derived products;**

15 (D) **To identify environmental best practices with respect to the production of cannabis**  
16 **and the processing of cannabis-derived products; and**

17 (E) **To enhance the commercial value of cannabis and cannabis-derived products.**

18 (b) **The nongovernmental entity provide the commission with all data, information,**  
19 **analysis and findings procured pursuant to research that is funded in whole or in part by**  
20 **moneys received under the agreement.**

21 (c) **The nongovernmental entity allow the commission to inspect, after providing notice,**  
22 **any financial record related to research that is funded in whole or in part by moneys received**  
23 **under the agreement.**

24 (d) **The nongovernmental entity arrange, during the term of the agreement, to be audited**  
25 **by the Secretary of State or an independent auditor selected by the Secretary of State, and**  
26 **provide to the commission all records related to the audit.**

27 (e) **Each officer of the nongovernmental entity and each member of the governing body**  
28 **of the nongovernmental entity:**

29 (A) **File with the commission on or before April 15 of each year a statement disclosing**

**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 the economic interests of the officer or member that contains the same information as a  
 2 statement of economic interest described in ORS 244.060;

3 (B) At meetings of the governing body of the nongovernmental entity, declare any actual  
 4 conflict of interest or potential conflict of interest, as those terms are defined in ORS  
 5 244.020, whenever an actual conflict of interest or potential conflict of interest arises; and

6 (C) At meetings of the governing body of the nongovernmental entity, abstain from par-  
 7 ticipating in any discussion or decision making process involving an actual conflict of inter-  
 8 est as defined in ORS 244.020.

9 (f) For the purposes specified in subsection (4) of this section, the nongovernmental en-  
 10 tity establish, provide services for and pay the expenses of an independent oversight com-  
 11 mittee consisting of the following members:

12 (A) An expert in public health policy;

13 (B) An expert in public safety policy;

14 (C) An expert in agronomic and horticultural practices;

15 (D) An expert in medical and pharmacopoeial practices;

16 (E) A representative of persons licensed under ORS 475B.010 to 475B.395 and registered  
 17 under ORS 475B.400 to 475B.525;

18 (F) A representative of persons licensed under ORS 475B.560;

19 (G) One member of the Senate selected by the President of the Senate; and

20 (H) One member of the House of Representatives selected by the Speaker of the House.

21 (3) An agreement entered into under this section must be for a term that does not exceed  
 22 one year, but may be renewed upon the expiration of a term.

23 (4) The independent oversight committee established pursuant to subsection (2)(f) of this  
 24 section:

25 (a) Shall advise the nongovernmental entity on potential opportunities for researching  
 26 cannabis and cannabis-derived products;

27 (b) Shall examine all data, information, analysis and findings procured pursuant to re-  
 28 search that is funded in whole or in part by moneys received under an agreement entered  
 29 into under this section;

30 (c) Shall file an annual report with the commission evaluating all data, information,  
 31 analysis and findings procured pursuant to research that is funded in whole or in part by  
 32 moneys received under an agreement entered into under this section;

33 (d) Shall nominate individuals for the governing body of the nongovernmental entity to  
 34 consider when the governing body appoints officers;

35 (e) Shall nominate individuals for the governing body of the nongovernmental entity to  
 36 consider when the governing body fills a vacancy within the governing body; and

37 (f) Shall serve any other function as specified in the terms of an agreement entered into  
 38 under this section.

39 (5) The commission shall post all information received by the commission pursuant to  
 40 this section on a website of the commission. In conjunction with the information, the com-  
 41 mission shall post a summary of the information that is written in plain language and easy  
 42 to understand.

43 (6) On or before February 1 of each year, the commission shall report to the appropriate  
 44 interim committees of the Legislative Assembly, in the manner required by ORS 192.245, a  
 45 summary of all data, information, analysis and findings procured pursuant to research that

1 is funded in whole or in part by moneys received under an agreement entered into under this  
2 section.

3 (7) The commission may adopt rules to implement this section.

4 (8) Upon request of the commission, the Oregon Health Authority and the State Depart-  
5 ment of Agriculture shall assist the commission with the commission's duties under this  
6 section.

7 SECTION 2. This 2017 Act takes effect on the 91st day after the date on which the 2017  
8 regular session of the Seventy-ninth Legislative Assembly adjourns sine die.

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