

House Bill 2371

Sponsored by Representative WILSON (Presession 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 **as introduced**.

Specifies that, for purposes of statutes regulating seeds, agricultural hemp seed is flower seed. Directs Director of College of Agriculture and dean of College of Agricultural Sciences of Oregon State University to establish program for labeling and certification of agricultural hemp seed.

Takes effect on 91st day following adjournment sine die.

A BILL FOR AN ACT

1
2 Relating to industrial hemp; and prescribing an effective date.

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

4 **SECTION 1. Section 2 of this 2017 Act is added to and made a part of ORS 571.300 to**
5 **571.315.**

6 **SECTION 2. (1) For purposes of ORS 633.511 to 633.750, agricultural hemp seed is a flower**
7 **seed, as that term is defined in ORS 633.511.**

8 **(2) The Director of Agriculture, or the director's agent, and the dean of the College of**
9 **Agricultural Sciences of Oregon State University, or the dean's agent, shall establish a pro-**
10 **gram for the labeling and certification of agricultural hemp seed. For purposes of the pro-**
11 **gram:**

12 **(a) The director and the dean shall perform their respective duties under ORS 633.511 to**
13 **633.750 with respect to agricultural hemp seed in the same manner that the director and**
14 **dean perform their respective duties under ORS 633.511 to 633.750 with respect to flower**
15 **seed, including those duties related to labeling, testing and certifying seeds; and**

16 **(b) The director and the dean shall exercise their respective functions and powers under**
17 **ORS 633.511 to 633.750 with respect to agricultural hemp seed in the same manner that the**
18 **director and dean exercise their respective functions and powers under ORS 633.511 to 633.750**
19 **with respect to flower seed, including inspecting and sampling seeds and establishing rules**
20 **and regulations pursuant to ORS 633.680.**

21 **(3) Notwithstanding subsections (1) and (2) of this section:**

22 **(a) A grower or handler that is registered with the State Department of Agriculture as**
23 **an agricultural hemp seed producer under ORS 571.305 (2)(a), or that meets the exemption**
24 **from the requirement to register with the department as an agricultural hemp seed producer**
25 **under ORS 571.305 (2)(b), is not required to hold a license issued by the department under**
26 **ORS 633.700 in order to sell or offer for sale agricultural hemp seed produced by the grower**
27 **or handler.**

28 **(b) If the director determines that a specific provision of ORS 633.511 to 633.750, or a**
29 **specific rule or regulation adopted under ORS 633.511 to 633.750, that applies to flower seed**
30 **is inadequate or not suitable for the regulation of agricultural hemp seed, the director may**

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 by rule exempt agricultural hemp seed from the provision, rule or regulation and adopt more
2 adequate or suitable standards.

3 SECTION 3. This 2017 Act takes effect on the 91st day after the date on which the 2017
4 regular session of the Seventy-ninth Legislative Assembly adjourns sine die.

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