

House Bill 2747

Sponsored by Representative WILSON

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 if county allows production of crops on land zoned for uses other than farm or forest use, county must allow production of marijuana on that land in same manner that county allows production of other crops on that land.

A BILL FOR AN ACT

1
2 Relating to cannabis; amending ORS 475B.370.

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

4 **SECTION 1.** ORS 475B.370, as amended by section 3, chapter 23, Oregon Laws 2016, is amended
5 to read:

6 475B.370. (1) Marijuana is:

7 (a) A crop for the purposes of "farm use" as defined in ORS 215.203;

8 (b) A crop for purposes of a "farm" and "farming practice," both as defined in ORS 30.930;

9 (c) A product of farm use as described in ORS 308A.062; and

10 (d) The product of an agricultural activity for purposes of ORS 568.909.

11 (2) Notwithstanding ORS chapters 195, 196, 197, 215 and 227, the following are not permitted
12 uses on land designated for exclusive farm use:

13 (a) A new dwelling used in conjunction with a marijuana crop;

14 (b) A farm stand, as described in ORS 215.213 (1)(r) or 215.283 (1)(o), used in conjunction with
15 a marijuana crop; and

16 (c) A commercial activity, as described in ORS 215.213 (2)(c) or 215.283 (2)(a), carried on in
17 conjunction with a marijuana crop.

18 (3) A county may allow the production of marijuana as a farm use on land zoned for farm or
19 forest use in the same manner as the production of marijuana is allowed in exclusive farm use zones
20 under this section and ORS 215.213, 215.283 and 475B.063.

21 **(4) If a county allows the production of crops on land zoned for uses other than farm or**
22 **forest use, the county must allow the production of marijuana on that land in the same**
23 **manner that the county allows the production of other crops on that land, subject to the**
24 **limitations for possessing mature marijuana plants imposed under ORS 475B.075, 475B.245**
25 **and 475B.428.**

26 [(4)] (5) This section applies to:

27 (a) Marijuana producers licensed under ORS 475B.070;

28 (b) Persons registered under ORS 475B.420 and designated to produce marijuana by one or more
29 persons who hold valid registry identification cards issued under ORS 475B.415; and

30 (c) For the purpose of producing marijuana or propagating immature marijuana plants, persons
31 who hold certificates under ORS 475B.235.

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.

