

At the request of Kris McCalister

**PROPOSED AMENDMENTS TO
SENATE BILL 1057**

1 On page 14 of the printed bill, delete lines 4 through 45.

2 On page 15, delete lines 1 through 20 and insert:

3 **“SECTION 36.** ORS 475B.428, as amended by section 23, chapter 24,
4 Oregon Laws 2016, is amended to read:

5 “475B.428. (1) Subject to subsection (2) of this section, a registry iden-
6 tification cardholder and the designated primary caregiver of the registry
7 identification cardholder may jointly possess six or fewer mature marijuana
8 plants **and 18 or fewer immature marijuana plants.**

9 “(2)(a) A person may be designated to produce marijuana under ORS
10 475B.420 by no more than four registry identification cardholders.

11 “(b) A person who is designated to produce marijuana by a registry
12 identification cardholder may produce no more than six mature marijuana
13 plants **and no more than 18 immature marijuana plants** for a registry
14 identification cardholder who designates the person to produce marijuana.

15 “[3] *If the address of a person responsible for a marijuana grow site under*
16 *ORS 475B.420 is located within city limits in an area zoned for residential*
17 *use:]*

18 “[a] *Except as provided in paragraph (b) of this subsection, no more than*
19 *12 mature marijuana plants may be produced at the address; or]*

20 “[b] *Subject to subsection (5) of this section, if each person responsible for*
21 *a marijuana grow site located at the address first registered with the Oregon*

1 *Health Authority under ORS 475B.420 before January 1, 2015, no more than*
2 *the amount of mature marijuana plants located at that address on December*
3 *31, 2014, in excess of 12 mature marijuana plants, not to exceed 24 mature*
4 *marijuana plants, may be produced at the address.]*

5 *“(4) If the address of a person responsible for a marijuana grow site under*
6 *ORS 475B.420 is located in an area other than an area described in subsection*
7 *(3) of this section:]*

8 *“(a) Except as provided in paragraph (b) of this subsection, no more than*
9 *48 mature marijuana plants may be produced at the address; or]*

10 *“(b) Subject to subsections (5) and (6) of this section, if each person re-*
11 *sponsible for a marijuana grow site located at the address first registered with*
12 *the authority under ORS 475B.420 before January 1, 2015, no more than the*
13 *amount of mature marijuana plants located at that address on December 31,*
14 *2014, in excess of 48 mature marijuana plants, not to exceed 96 mature*
15 *marijuana plants, may be produced at the address.]*

16 *“(5) If the authority suspends or revokes the registration of a person re-*
17 *sponsible for a marijuana grow site that is located at an address described in*
18 *subsection (3)(b) or (4)(b) of this section:]*

19 *“(a) No more than 12 mature marijuana plants may be subsequently*
20 *produced at any address described in subsection (3) of this section at which*
21 *the person responsible for that marijuana grow site produces marijuana.]*

22 *“(b) No more than 48 mature marijuana plants may be subsequently*
23 *produced at any address described in subsection (4) of this section at which*
24 *the person responsible for that marijuana grow site produces marijuana.]*

25 *“(6) If a registry identification cardholder who designated a person to*
26 *produce marijuana for the registry identification cardholder pursuant to ORS*
27 *475B.420 terminates the designation, the person responsible for the marijuana*
28 *grow site whose designation has been terminated may not be designated to*
29 *produce marijuana by another registry identification cardholder, except that*
30 *the person may be designated by another registry identification cardholder if*

1 *no more than 48 mature marijuana plants are produced at the address for the*
2 *marijuana grow site at which the person produces marijuana.]*

3 “[~~(7)~~] **(3)** Subject to the limits described in [*subsections (2) to (6)*] **sub-**
4 **section (2)** of this section, if multiple persons responsible for a marijuana
5 grow site under ORS 475B.420 are located at the same address, the persons
6 designated to produce marijuana by registry identification cardholders who
7 are located at that address may collectively produce mature marijuana plants
8 for any number of registry identification cardholders who designate the per-
9 sons to produce marijuana.

10 “[~~(8)~~] **(4)** If a law enforcement officer determines that a registry identifi-
11 cation cardholder, the designated primary caregiver of a registry identifica-
12 tion cardholder, or a person responsible for a marijuana grow site under ORS
13 475B.420 who grows marijuana for a registry identification cardholder, pos-
14 sesses a number of mature marijuana plants in excess of the quantities
15 specified in this section, the law enforcement officer may confiscate only the
16 excess number of mature marijuana plants.”.

17 In line 32, delete “twelve” and insert “18”.
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