

Requested by Representative WILSON

**PROPOSED AMENDMENTS TO
SENATE BILL 1015**

1 On page 1 of the printed bill, line 2, delete the first “and” and after
2 “ORS” delete the rest of the line and insert “571.300; and prescribing an ef-
3 fective date.”.

4 Delete lines 6 through 30 and delete pages 2 through 6 and insert:

5 **“SECTION 2. (1) As used in this section, ‘licensee,’ ‘marijuana,’**
6 **‘marijuana item’ and ‘marijuana processor’ have the meanings given**
7 **those terms in ORS 475B.015.**

8 **“(2) A grower registered under ORS 571.305 may deliver industrial**
9 **hemp to a marijuana processor that holds a license issued under ORS**
10 **475B.090 for the purpose of having the industrial hemp processed into**
11 **an industrial hemp concentrate or industrial hemp extract or used to**
12 **supplement the processing of marijuana into a marijuana item if:**

13 **“(a) The marijuana processor is registered with the Oregon Liquor**
14 **Control Commission, in a form and manner prescribed by the com-**
15 **mission, for the purpose of processing industrial hemp;**

16 **“(b) The marijuana processor is provided with the results of any**
17 **test conducted on the industrial hemp pursuant to ORS 571.300 to**
18 **571.315 before the marijuana processor processes the industrial hemp;**

19 **“(c) The marijuana processor keeps the results of any test that the**
20 **marijuana processor receives pursuant to paragraph (b) of this sub-**
21 **section in a form and manner prescribed by the commission;**

1 “(d) The industrial hemp is tracked using the system developed and
2 maintained under ORS 475B.150 when the industrial hemp is delivered
3 to the premises of the marijuana processor; and

4 “(e) The grower and the marijuana processor meet any other re-
5 quirement established by the commission by rule.

6 “(3)(a) An industrial hemp concentrate or industrial hemp extract
7 processed pursuant to this section may be processed by the marijuana
8 processor into an industrial hemp commodity or product.

9 “(b) An industrial hemp concentrate, industrial hemp extract, in-
10 dustrial hemp commodity or product or marijuana item processed
11 pursuant to this section may be delivered by the marijuana processor
12 to a licensee as described in ORS 475B.160, provided that the industrial
13 hemp concentrate, industrial hemp extract, industrial hemp commod-
14 ity or product or marijuana item meets any applicable requirement for
15 marijuana items set forth in ORS 475B.010 to 475B.395, 475B.550 to
16 475B.590 and 475B.600 to 475B.655 and rules adopted under ORS 475B.010
17 to 475B.395, 475B.550 to 475B.590 and 475B.600 to 475B.655.

18 “(4) Industrial hemp processed into an industrial hemp concentrate,
19 industrial hemp extract or industrial hemp commodity or product
20 pursuant to this section may be delivered by the marijuana processor
21 to a handler registered under ORS 571.305 if:

22 “(a) The processing occurred independently of any processing of
23 marijuana or other marijuana items;

24 “(b) The industrial hemp concentrate, industrial hemp extract or
25 industrial hemp product or commodity has been tested in accordance
26 with ORS 475B.550 to 475B.590;

27 “(c) The industrial hemp concentrate, industrial hemp extract or
28 industrial hemp product or commodity is recorded using the system
29 developed and maintained under ORS 475B.150 before the industrial
30 hemp concentrate, industrial hemp extract or industrial hemp product

1 or commodity is delivered;

2 “(d) The concentration of tetrahydrocannabinol of the industrial
3 hemp concentrate, industrial hemp extract or industrial hemp product
4 does not exceed a percentage established by the commission by rule;
5 and

6 “(e) The handler and the marijuana processor meet any other re-
7 quirement established by the commission by rule.

8 “(5) The commission may adopt fees for the purpose of administer-
9 ing this section, including a fee imposed on marijuana processors at
10 the time of registration with the commission as described in sub-
11 section (2)(a) of this section and a fee imposed on growers registered
12 under ORS 571.305 at the time that the grower’s industrial hemp is
13 first tracked using the system developed and maintained under ORS
14 475B.150.

15 “SECTION 3. ORS 571.300, as amended by section 1, chapter 71, Oregon
16 Laws 2016, is amended to read:

17 “571.300. As used in ORS 571.300 to 571.315:

18 “(1) ‘Agricultural hemp seed’ means Cannabis seed:

19 “(a) That is sold to or intended to be sold to registered growers for
20 planting; or

21 “(b) That remains in an unprocessed or partially processed condition that
22 is capable of germination.

23 “(2) ‘Crop’ means industrial hemp grown under a single registration.

24 “(3) ‘Grower’ means a person, joint venture or cooperative that produces
25 industrial hemp.

26 “(4) ‘Handler’ means a person, joint venture or cooperative that receives
27 industrial hemp for processing into commodities, products or agricultural
28 hemp seed.

29 “(5) ‘Industrial hemp’:

30 “(a) Means all nonseed parts and varieties of the Cannabis plant, whether

1 growing or not, that contain an average tetrahydrocannabinol concentration
2 that does not exceed 0.3 percent on a dry weight basis.

3 “(b) Means any Cannabis seed:

4 “(A) That is part of a crop;

5 “(B) That is retained by a grower for future planting;

6 “(C) That is agricultural hemp seed;

7 “(D) That is for processing into or for use as agricultural hemp seed; or

8 “(E) That has been processed in a manner or to an extent that the
9 Cannabis seed is incapable of germination.

10 “(c) Does not mean industrial hemp commodities or products.

11 “(6) **‘Industrial hemp concentrate’ means a substance obtained by**
12 **separating cannabinoids from industrial hemp by:**

13 “(a) **A mechanical process;**

14 “(b) **A chemical extraction process using a nonhydrocarbon-based**
15 **solvent, such as water, vegetable glycerin, vegetable oils, animal fats,**
16 **isopropyl alcohol or ethanol;**

17 “(c) **A chemical extraction process using carbon dioxide, provided**
18 **that the process does not involve the use of high heat or pressure; or**

19 “(d) **Any other process identified by the State Department of Agri-**
20 **culture by rule.**

21 “(7) **‘Industrial hemp extract’ means a substance obtained by sepa-**
22 **rating cannabinoids from industrial hemp by:**

23 “(a) **A chemical extraction process using a hydrocarbon-based sol-**
24 **vent, such as butane, hexane or propane;**

25 “(b) **A chemical extraction process using carbon dioxide, if the**
26 **process uses high heat or pressure; or**

27 “(c) **Any other process identified by the department by rule.**

28 “**SECTION 4. (1) Section 2 of this 2017 Act and the amendments to**
29 **ORS 571.300 by section 3 of this 2017 Act become operative on January**
30 **1, 2018.**

1 **“(2) The Oregon Liquor Control Commission and the State Depart-**
2 **ment of Agriculture may take any action before the operative date**
3 **specified in subsection (1) of this section that is necessary to enable**
4 **the commission and department to exercise, on and after the operative**
5 **date specified in subsection (1) of this section, all the duties, functions**
6 **and powers conferred on the commission and department by section 2**
7 **of this 2017 Act and the amendments to ORS 571.300 by section 3 of this**
8 **2017 Act.**

9 **“SECTION 5. This 2017 Act takes effect on the 91st day after the**
10 **date on which the 2017 regular session of the Seventy-ninth Legislative**
11 **Assembly adjourns sine die.”.**

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