

Requested by Representative WILDE

**PROPOSED AMENDMENTS TO  
HOUSE BILL 3013**

1 In line 2 of the printed bill, after the semicolon, delete the rest of the line  
2 and insert “amending ORS 475B.070 and 475B.206.”.

3 Delete lines 4 through 11 and insert:

4 **“SECTION 1.** ORS 475B.070 is amended to read:

5 “475B.070. (1) The production of marijuana is subject to regulation by the  
6 Oregon Liquor Control Commission.

7 “(2) A marijuana producer must have a production license issued by the  
8 commission for the premises at which the marijuana is produced. To hold a  
9 production license issued under this section, a marijuana producer:

10 “(a) Must apply for a license in the manner described in ORS 475B.040;

11 “(b) Must provide proof that the applicant is 21 years of age or older; and

12 “(c) Must meet the requirements of any rule adopted by the commission  
13 under subsections (3) and (4) of this section.

14 “(3)(a) If the applicant is not the owner of the premises at which the  
15 marijuana is to be produced, the applicant shall submit to the commission  
16 signed informed consent from the owner of the premises to produce  
17 marijuana at the premises.

18 “(b) The commission may adopt rules regarding the informed consent de-  
19 scribed in this subsection.

20 “(4) The commission shall adopt rules that:

21 “(a) Require a marijuana producer to annually renew a license issued

1 under this section;

2 “(b) Establish application, licensure and renewal of licensure fees for  
3 marijuana producers;

4 “(c) Require marijuana produced by marijuana producers to be tested in  
5 accordance with ORS 475B.555;

6 “(d) Assist the viability of marijuana producers that are independently  
7 owned and operated and that are limited in size and revenue with respect to  
8 other marijuana producers, by minimizing barriers to entry into the regu-  
9 lated system and by expanding, to the extent practicable, transportation  
10 options that will support their access to the retail market;

11 “(e) Allow a marijuana producer registered under ORS 475B.136 to  
12 produce marijuana for medical purposes in the same manner that rules  
13 adopted under ORS 475B.010 to 475B.545 allow a marijuana producer to  
14 produce marijuana for nonmedical purposes, excepting those circumstances  
15 where differentiating between the production of marijuana for medical pur-  
16 poses and the production of marijuana for nonmedical purposes is necessary  
17 to protect the public health and safety;

18 “(f) Require marijuana producers to submit, at the time of applying for  
19 or renewing a license under ORS 475B.040, a report describing the applicant’s  
20 or licensee’s electrical or water usage; *[and]*

21 “(g) Require a marijuana producer to meet any public health and safety  
22 standards and industry best practices established by the commission by rule  
23 related to the production of marijuana or the propagation of immature  
24 marijuana plants and marijuana seeds; **and**

25 **“(h) Support marijuana plant diversity by allowing a qualified**  
26 **marijuana producer to receive marijuana seeds from any source in this**  
27 **state.**

28 “(5) Fees adopted under subsection (4)(b) of this section:

29 “(a) May not exceed, together with other fees collected under ORS  
30 475B.010 to 475B.545, the cost of administering ORS 475B.010 to 475B.545;

1 “(b) Shall be in the form of a schedule that imposes a greater fee for  
2 premises with more square footage or on which more marijuana plants are  
3 grown; and

4 “(c) Shall be deposited in the Marijuana Control and Regulation Fund  
5 established under ORS 475B.296.

6 **“SECTION 2.** ORS 475B.206 is amended to read:

7 “475B.206. (1) Except as provided in ORS 475B.136 and 475B.873 **and rules**  
8 **adopted pursuant to ORS 475B.070**, a marijuana producer that holds a li-  
9 cense issued under ORS 475B.070, marijuana processor that holds a license  
10 issued under ORS 475B.090 or marijuana wholesaler that holds a license is-  
11 sued under ORS 475B.100 may deliver marijuana items only to or on a  
12 premises for which a license has been issued under ORS 475B.070, 475B.090,  
13 475B.100 or 475B.105, or to a registry identification cardholder or designated  
14 primary caregiver as allowed under ORS 475B.010 to 475B.545.

15 “(2) A licensee to which marijuana items may be delivered under sub-  
16 section (1) of this section may receive marijuana items only from:

17 “(a) A marijuana producer that holds a license issued under ORS  
18 475B.070, marijuana processor that holds a license issued under ORS  
19 475B.090, marijuana wholesaler that holds a license issued under ORS  
20 475B.100, marijuana retailer that holds a license issued under ORS 475B.105  
21 or a laboratory licensed under ORS 475B.560;

22 “(b) A researcher of cannabis that holds a certificate issued under ORS  
23 475B.286 and that transfers limited amounts of marijuana, usable marijuana,  
24 cannabinoid products, cannabinoid concentrates and cannabinoid extracts in  
25 accordance with procedures adopted under ORS 475B.286 (3)(d) and (e);

26 “(c) A marijuana grow site registered under ORS 475B.810, marijuana  
27 processing site registered under ORS 475B.840, or a medical marijuana  
28 dispensary registered under ORS 475B.858, acting in accordance with proce-  
29 dures adopted by the Oregon Liquor Control Commission under ORS  
30 475B.167; or

1       “(d) A marijuana grow site registered under ORS 475B.810, acting in ac-  
2 cordance with ORS 475B.825 and any procedures adopted by rule by the  
3 commission.

4       “(3) The sale of marijuana items by a marijuana retailer that holds a li-  
5 cense issued under ORS 475B.105 must be restricted to the premises for  
6 which the license has been issued, but deliveries may be made by a  
7 marijuana retailer to consumers pursuant to a bona fide order received at  
8 the premises prior to delivery.

9       “(4) The commission may by order waive the requirements of subsections  
10 (1) and (2) of this section to ensure compliance with ORS 475B.010 to  
11 475B.545 or a rule adopted under ORS 475B.010 to 475B.545. An order issued  
12 under this subsection does not constitute a waiver of any other requirement  
13 of ORS 475B.010 to 475B.545 or any other rule adopted under ORS 475B.010  
14 to 475B.545.”.

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