House Bill 2949

Sponsored by Representative MORGAN, Senator HANSELL; Representative WRIGHT (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.

Allows governing body of city or county to adopt reasonable regulations on industrial hemp operations in area subject to jurisdiction of city or county. Defines “reasonable regulations.”

A BILL FOR AN ACT

Relating to local regulation of cannabis.

Whereas industrial hemp is part of the plant Cannabis family Cannabaceae; and

Whereas marijuana is part of the plant Cannabis family Cannabaceae; and

Whereas the governing bodies of cities and counties are authorized to adopt ordinances imposing reasonable regulations on the operation of marijuana enterprises in this state; and

Whereas the State of Oregon benefits from the uniformity of regulation; now, therefore,

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

SECTION 1. Section 2 of this 2023 Act is added to and made a part of ORS 571.260 to 571.348.

SECTION 2. (1) For purposes of this section, “reasonable regulations” includes:

(a) Reasonable conditions on the manner in which a grower licensed under ORS 571.281 may produce industrial hemp;

(b) Reasonable limitations on where the industrial hemp crop of a grower licensed under ORS 571.281 may be located;

(c) Reasonable limitations on the hours during which an industrial hemp crop of a grower licensed under ORS 571.281 may operate;

(d) Reasonable conditions on the manner in which a handler licensed under ORS 571.281 may process industrial hemp;

(e) Reasonable limitations on where the industrial hemp operation of a handler licensed under ORS 571.281 may be located; and

(f) Reasonable limitations on the hours during which the industrial hemp operation of a handler licensed under ORS 571.281 may operate.

(2) Notwithstanding ORS 30.935, 215.253 (1) or 633.738, the governing body of a city or county may adopt ordinances that impose reasonable regulations on industrial hemp crops and operations that are located in the area subject to the jurisdiction of the city or county.

SECTION 3. (1)(a) An ordinance imposing a reasonable regulation defined in section 2 (1)(a), (c) or (f) of this 2023 Act that is adopted by the governing body of a city or county under section 2 of this 2023 Act applies to industrial hemp crops or operations of growers and handlers for which licenses are issued or renewed on or after the operative date of the ordinance.

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.

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(b) An ordinance imposing a reasonable regulation defined in section 2 (1)(b) or (e) of this 2023 Act that is adopted by the governing body of a city or county under section 2 of this 2023 Act applies to industrial hemp crops or operations of growers and handlers for which licenses are renewed on or after the operative date of ordinance if the industrial hemp operation has increased in size since the later of the date on which the license was issued or renewed.

(2) An ordinance imposing a reasonable regulation defined in section 2 (1)(b) or (e) of this 2023 Act that is adopted by the governing body of a city or county under section 2 of this 2023 Act applies to industrial hemp crops or operations of growers and handlers for which licenses are initially issued on or after the operative date of the ordinance.