

# House Bill 2949

Sponsored by Representative MORGAN, Senator HANSELL; Representative WRIGHT (Pre-session 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

1 Relating to local regulation of cannabis.

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

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

4 Whereas the governing bodies of cities and counties are authorized to adopt ordinances impos-  
5 ing reasonable regulations on the operation of marijuana enterprises in this state; and

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

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

8 **SECTION 1. Section 2 of this 2023 Act is added to and made a part of ORS 571.260 to**  
9 **571.348.**

10 **SECTION 2. (1) For purposes of this section, "reasonable regulations" includes:**

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

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

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

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

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

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

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

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

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**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.

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

6           **(2) An ordinance imposing a reasonable regulation defined in section 2 (1)(b) or (e) of this**  
7 **2023 Act that is adopted by the governing body of a city or county under section 2 of this 2023**  
8 **Act applies to industrial hemp crops or operations of growers and handlers for which licenses**  
9 **are initially issued on or after the operative date of the ordinance.**

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