

Requested by Representative MORGAN

**PROPOSED AMENDMENTS TO  
HOUSE BILL 3049**

1 On page 1 of the printed bill, line 2, after the semicolon insert “creating  
2 new provisions; repealing ORS 571.312;”.

3 Delete lines 4 through 30 and delete page 2 and insert:

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

6 **“SECTION 2. (1) As used in this section, ‘cannabinoid’ means any  
7 of the chemical compounds that are the active constituents derived  
8 from industrial hemp.**

9 **“(2)(a) The Oregon Liquor and Cannabis Commission shall establish  
10 a registration program for industrial hemp products that contain  
11 cannabinoids and are intended for human or animal consumption or  
12 use. Except as provided in subsection (7) of this section, only an in-  
13 dustrial hemp product described in this paragraph that is in its final  
14 form and ready for sale, transfer or delivery to a consumer in this  
15 state is subject to the requirements of this section.**

16 **“(b) A person that is located within or outside this state and that,  
17 as determined by the commission by rule, is responsible for the man-  
18 ufacture, packaging or distribution of an industrial hemp product de-  
19 scribed in paragraph (a) of this subsection shall, prior to selling,  
20 transferring or delivering the industrial hemp product directly to a  
21 consumer in this state or selling, transferring or delivering the in-**

1 industrial hemp product to a retailer in this state for the purpose of sale  
2 to a consumer in this state:

3 “(A) Annually submit the information described in subsection (3)  
4 of this section to the commission in a manner specified by the com-  
5 mission by rule;

6 “(B) Include on the industrial hemp product a label that contains  
7 the information described in subsection (4) of this section; and

8 “(C) Pay the annual registration fee established by the commission  
9 by rule.

10 “(3) A person described in subsection (2) of this section shall submit  
11 to the commission the following information about an industrial hemp  
12 product that contains cannabinoids and is intended for human or ani-  
13 mal consumption or use:

14 “(a) The name and type of the product;

15 “(b) The name and physical address of the manufacturer of the  
16 product;

17 “(c) The mailing address of the manufacturer of the product;

18 “(d) A certificate of analysis for a batch of the product;

19 “(e) A copy of the label for the product;

20 “(f) A statement about whether the product is an adult use  
21 cannabis item; and

22 “(g) Any other information required by the commission by rule.

23 “(4) A person described in subsection (2) of this section shall label  
24 an industrial hemp product that contains cannabinoids and is intended  
25 for human or animal consumption or use with a label that contains  
26 the following information:

27 “(a) The name and type of the product;

28 “(b) The name and physical address of the manufacturer of the  
29 product;

30 “(c) The ingredients of the product;

1       “(d) The net weight or volume of the product;

2       “(e) The serving size and number of servings contained in a package

3 of the product;

4       “(f) The potency of the product and a list of the cannabinoid con-

5 tents of the product;

6       “(g) The address of a publicly accessible website that contains the

7 certificate of analysis for the product;

8       “(h) Health and safety warnings required by law or rule;

9       “(i) If the product is an adult use cannabis item, the following

10 language:

11       “(A) ‘For use only by adults 21 and older.’; and

12       “(B) ‘Keep out of reach of children.’;

13       “(j) If the product is a food product, any other information required

14 by law or rule for food products; and

15       “(k) Any other information required by the commission by rule.

16       “(5) If an industrial hemp product is intended only for human con-

17 sumption or use, the person described in subsection (2) of this section

18 shall comply with the requirements of ORS 571.337 and 571.339.

19       “(6) The fee collected under this section may not exceed the cost

20 of administering this section.

21       “(7) If a retailer receives an industrial hemp product that contains

22 cannabinoids and is intended for human or animal consumption or use

23 that:

24       “(a) Differs in form, or contains a label that differs, from the in-

25 formation about the industrial hemp product available from the reg-

26 istration program established under this section, the retailer shall

27 submit to the commission the information described in subsections (3)

28 and (4) of this section and the fee described in subsection (2) of this

29 section.

30       “(b) Is not registered with the registration program established

1 under this section, the retailer may sell the industrial hemp product  
2 to a consumer in this state if the retailer provides to the commission  
3 the information described in subsections (3) and (4) of this section and  
4 the fee described in subsection (2) of this section.

5 “(8) This section does not apply to an industrial hemp product that:

6 “(a) Does not contain cannabinoids;

7 “(b) Is intended only for topical use;

8 “(c) Is an industrial hemp grain or fiber product that does not  
9 contain added cannabinoids;

10 “(d) Is a commercial feed product for animals registered under ORS  
11 633.006 to 633.089; or

12 “(e) Is transported through this state en route to a final destination  
13 in another state.

14 “SECTION 3. There is appropriated to the Oregon Liquor and  
15 Cannabis Commission, for the biennium beginning July 1, 2023, out of  
16 the General Fund, the amount of \$256,000 for the purpose of carrying  
17 out the provisions of section 2 of this 2023 Act.

18 “SECTION 4. ORS 571.312 is repealed.

19 “SECTION 5. (1) Section 2 of this 2023 Act and the repeal of ORS  
20 571.312 by section 4 of this 2023 Act become operative on January 1,  
21 2024.

22 “(2) The Oregon Liquor and Cannabis Commission and the State  
23 Department of Agriculture may take any action before the operative  
24 date specified in subsection (1) of this section that is necessary to en-  
25 able the commission and the department to exercise, on and after the  
26 operative date specified in subsection (1) of this section, all of the du-  
27 ties, functions and powers conferred on the commission and the de-  
28 partment by section 2 of this 2023 Act and the repeal of ORS 571.312  
29 by section 4 of this 2023 Act.

30 “SECTION 6. This 2023 Act takes effect on the 91st day after the

1 **date on which the 2023 regular session of the Eighty-second Legislative**  
2 **Assembly adjourns sine die.”**

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