

SENATE AMENDMENTS TO SENATE BILL 794

By COMMITTEE ON JUDICIARY

April 24

1 In line 2 of the printed bill, after the semicolon delete the rest of the line and insert “creating
2 new provisions; and amending ORS 475.304.”.

3 Delete lines 4 through 20 and insert:
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“RECIPROCITY

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7 “**SECTION 1.** Section 2 of this 2013 Act is added to and made a part of ORS 475.300 to
8 **475.346.**

9 “**SECTION 2.** A person who is a resident of another state and who possesses less than
10 one ounce of marijuana is excepted from the criminal laws of this state for possession, de-
11 livery or production of marijuana, for aiding and abetting another in the possession, delivery
12 or production of marijuana or for any other criminal offense in which possession, delivery
13 or production of marijuana is an element, if the person is authorized to engage in the medical
14 use of marijuana in the person’s state of residence.
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“GROW SITE REGISTRY

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18 “**SECTION 3.** ORS 475.304 is amended to read:

19 “475.304. (1) The Oregon Health Authority shall establish by rule a marijuana grow site regis-
20 tration system to authorize production of marijuana by a registry identification cardholder, a des-
21 ignated primary caregiver who grows marijuana for the cardholder or a person who is responsible
22 for a marijuana grow site. The marijuana grow site registration system adopted must require a
23 registry identification cardholder, **if the registry identification cardholder elects to produce or**
24 **have another person produce marijuana for the registry identification cardholder,** to submit
25 an application to the authority that includes:

26 “(a) The name of the person responsible for the marijuana grow site;

27 “(b) The address of the marijuana grow site;

28 “(c) The registry identification card number of the registry cardholder for whom the marijuana
29 is being produced; and

30 “(d) Any other information the authority considers necessary.

31 “(2) The authority shall issue a marijuana grow site registration card to a registry identification
32 cardholder who has met the requirements of subsection (1) of this section.

33 “(3) A person who has been issued a marijuana grow site registration card under this section
34 must display the registration card at the marijuana grow site at all times when marijuana is being
35 produced.

1 “(4) A marijuana grow site registration card must be obtained and posted for each registry
2 identification cardholder for whom marijuana is being produced at a marijuana grow site.

3 “(5) All usable marijuana, plants, seedlings and seeds associated with the production of
4 marijuana for a registry identification cardholder by a person responsible for a marijuana grow site
5 are the property of the registry identification cardholder and must be provided to the registry
6 identification cardholder upon request.

7 “(6)(a) The authority shall conduct a criminal records check under ORS 181.534 of any person
8 whose name is submitted as a person responsible for a marijuana grow site.

9 “(b) A person convicted of a Class A or Class B felony under ORS 475.752 to 475.920 for the
10 manufacture or delivery of a controlled substance in Schedule I or Schedule II may not be issued
11 a marijuana grow site registration card or produce marijuana for a registry identification cardholder
12 for five years from the date of conviction.

13 “(c) A person convicted more than once of a Class A or Class B felony under ORS 475.752 to
14 475.920 for the manufacture or delivery of a controlled substance in Schedule I or Schedule II may
15 not be issued a marijuana grow site registration card or produce marijuana for a registry identifi-
16 cation cardholder.

17 “(7) A registry identification cardholder or the designated primary caregiver of the cardholder
18 may reimburse the person responsible for a marijuana grow site for the costs of supplies and utilities
19 associated with the production of marijuana for the registry identification cardholder. No other
20 costs associated with the production of marijuana for the registry identification cardholder, includ-
21 ing the cost of labor, may be reimbursed.

22 “(8) The authority may adopt rules imposing a fee in an amount established by the authority for
23 registration of a marijuana grow site under this section.

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25 **“UNIT CAPTIONS**

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27 **“SECTION 4. The unit captions used in this 2013 Act are provided only for the conven-**
28 **ience of the reader and do not become part of the statutory law of this state or express any**
29 **legislative intent in the enactment of this 2013 Act.”**