

Comparison of Provisions: HB 2281 -A8 and HB 3000 -A10
House Committee on Rules, 2021 Regular Session

Topic	HB 2281 -A8	HB 3000 -A10
Criminal records checks: applicants for hemp grower license	<p>ODA directed to conduct checks on applicants for grower license. Includes individuals associated with applicant through partnerships, companies, and corporations.</p> <p>Ineligible if convicted of a felony related to controlled substances in previous 10 years. <i>[Sections 2, 3, 4]</i></p>	<p>Same provisions as HB 2281 -A8 <i>[Section 14, 15]</i></p>
Transport of hemp or hemp commodities between ODA and OLCC licensees	<p>ODA licensed grower/handler may send or receive hemp from another licensed ODA grower/handler, or a marijuana testing laboratory licensed by OLCC, if the hemp or hemp used in the hemp commodity is from a crop inspected and found to not contain an average THC concentration exceeding the concentration established by ODA by rule.</p> <p>ODA licensed grower/handler may send or receive hemp from an OLCC licensed marijuana processor, wholesaler, or retailer if the hemp or hemp commodity or product does not exceed THC concentration limits established by the OLCC by rule if the hemp originated from a crop previously tested by ODA and found not to exceed the THC concentration limits established by the ODA by rule. <i>[Section 6]</i></p>	<p>Same provisions as HB 2281 -A8 <i>[Section 16(a)]</i></p>

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Concentration limits	<p>ODA may seize crops tested to have exceeded the THC concentration specified by rule. <i>[Section 13]</i></p> <p>Repeals ORS 571.341: products that contain more than 0.3% may not be sold to a consumer by a person other than a retailer. <i>[Section 27]</i></p>	<p>OLCC in consultation with the ODA shall establish the maximum concentration of THC permitted in a single serving of industrial hemp product, and the maximum number of servings in a package. <i>[Section 17]</i></p> <p>Defines “adult use cannabis item” as a marijuana item or an industrial hemp product that exceeds concentration of adult use cannabinoids as established by the OLCC in consultation with the OHA and ODA, or the greater 0.3% Delta-9 THC or the concentration allowed under federal law, whichever is greater. <i>[Section 1]</i></p>
State program for hemp	<p>“Hemp State Program” administered by ODA. Includes adoption by reference of federal laws and regulations. <i>[Section 8]</i></p>	<p>Same provisions as HB 2281 -A8 <i>[Section 20]</i></p>
Definition: “consumption”	<p>Ingestion, inhalation, or topical application to skin or hair. <i>[Section 9]</i></p>	<p>Same provisions as HB 2281 -A8 <i>[Section 21]</i></p>
Definition: “hemp”	<p>Plant species Cannabis sativa with THC concentration established by ODA by rule. <i>[Section 9]</i></p> <p>Removes “industrial” <i>[multiple sections]</i></p>	<p>Same provisions as HB 2281 -A8 but clarifies “industrial hemp” does not mean industrial hemp commodities or products. <i>[Section 21]</i></p>
Definition: “adult use cannabinoid”	<p>Not in -A8 amendment</p>	<p>Delta-8 THC, Delta-9 THC, any artificially derived cannabinoid with intoxicating effect. <i>[Section 1, 8, 10]</i></p>

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Definition: “marijuana item”	Specifies that hemp or hemp commodities inspected and found not to contain an average THC concentration exceeding limits established by the ODA or OLCC by rule may not be considered a marijuana item. <i>[Section 6]</i>	Includes industrial hemp products and commodities with a Delta-9 THC concentration greater than 0.3% or the concentration allowed under federal law, whichever is greater. <i>[Section 5, 6]</i>
Definition: “artificially derived cannabinoid”	Not in -A8 amendment	A chemical substance created by a chemical reaction that changes the molecular structure of any chemical substance derived from cannabis. <i>[Section 1]</i>
Authority to regulate artificially derived cannabinoids	Not in -A8 amendment	OLCC given authority to regulate processing, transportation, delivery, sale, and purchase of artificially derived cannabinoids. <i>[Section 2]</i>
License to grow or handle hemp; product agricultural hemp seed.	License issued by ODA with requirements set by department by rule. ODA may issue, renew, suspend, or revoke licenses. Grower retaining seeds for personal propagation not required by be licensed as hemp seed producer. <i>[Section 13]</i>	Same provisions as HB 2281 -A8 <i>[Section 23]</i>
Authority to revoke grower handler license	ODA may revoke a license or refuse to license or renew a license for violations of current hemp regulations. <i>[Section 14]</i>	Same provisions as HB 2281 -A8 <i>[Section 24]</i>
Propagation methods	ODA licensed grower may use any propagation method to produce hemp. <i>[Section 15]</i>	Same provisions as HB 2281 -A8 <i>[Section 25]</i>

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Sampling and testing fees	ODA may charge licensed growers and handlers fees to pay the cost of sampling or testing hemp at a laboratory licensed by the OLCC and accredited by the OHA, or an independent laboratory approved by the ODA. <i>[Section 16, 19]</i>	Same provisions as HB 2281 -A8. Allows testing of industrial hemp commodities and products even if not produced by licensed grower. <i>[Section 26, 29]</i>
Testing for THC in hemp	ODA may enter into agreement with OHA to develop THC testing standards. Laboratories approved by the ODA must use these standards when determining average THC concentration of a crop. <i>[Section 20]</i>	Industrial hemp products or commodities which contain cannabinoids and are intended for human consumption must be tested by a laboratory licensed by the OLCC and approved by the OHA. <i>[Section 32]</i>

STAFF CONTACT

Caine Francis, LPRO Analyst
 Legislative Policy and Research Office
 503-986-1532
 Caine.Francis@oregonlegislature.gov

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