



Open Government Impact Statement

81st Oregon Legislative Assembly
2021 Regular Session

Measure: HB 3000 - B

Only impacts on Original or Engrossed
Versions are Considered Official

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SUMMARY

Defines "adult use cannabis item," "artificially derived cannabinoid," "delta-9-tetrahydrocannabinol" and "total delta-9-tetrahydrocannabinol" for statutes related to marijuana and industrial hemp. Authorizes Oregon Liquor Control Commission to regulate artificially derived cannabinoids. Requires industrial hemp commodities or products intended for human consumption to be processed by licensed marijuana processor. Prohibits person other than licensed marijuana retailer from selling specified industrial hemp commodity or product to consumer. Requires commission to adopt rules establishing maximum concentration of total delta-9-tetrahydrocannabinol and other cannabinoids, including artificially derived cannabinoids, in single serving of cannabinoid product.

Allows Oregon Health Authority to disclose location of specified registered entities to person designated by State Department of Agriculture.

Directs department to administer Oregon Hemp State Program for production, processing and sale of industrial hemp. Requires department to conduct criminal records check on applicant for industrial hemp grower license. Allows person licensed by department to transport within this state specified hemp and hemp commodities. Directs commission, in consultation with department, to adopt by rule maximum concentration of tetrahydrocannabinol, other cannabinoids and artificially derived cannabinoids in single servings of industrial hemp product. Requires department to establish by rule requirements for tracking transfer of specified industrial hemp commodities and products. Directs department to adopt rules to require industrial hemp grower to report to department loss of or intention to not plant crop. Requires grower ordered to destroy or remediate industrial hemp crop to provide to department documentation of destruction or remediation. Directs department to refuse to issue registration or take other specified action if person plants industrial hemp crop or commits specified violation prior to applying for grower registration. Allows marijuana processor to transfer, sell or transport industrial hemp commodity or product to person that is not marijuana processor, retailer or wholesaler if commodity or product meets specified requirements. Prohibits sale of industrial hemp commodity or product intended for human consumption to consumer unless commodity or product meets specified requirements. Establishes civil penalty not to exceed \$10,000 applicable to certain persons growing industrial hemp crop that contains specified tetrahydrocannabinol concentration.

Establishes Task Force on Cannabis-Derived Intoxicants. Requires task force to submit interim report not later than December 31, 2021, and final report not later than December 31, 2022, to interim committee of Legislative Assembly related to economic development.

Increases distribution of moneys from Oregon Marijuana Account to Illegal Marijuana Market Enforcement Grant Program Fund.

Directs commission to map locations of registered or licensed industrial hemp operations and



licensed marijuana production premises and make map available to law enforcement and other specified parties. Directs commission to develop methodology to distinguish whether cannabis plant is industrial hemp or marijuana. Allows department to enter into interagency agreement with commission for purposes of enforcement. Requires department to adopt rules regarding law enforcement accompaniment of department representatives for purposes of protection. Allows Governor to order Oregon National Guard to assist department with enforcement. Creates crime of unlawful production of marijuana. Punishes by maximum of 364 days' imprisonment, \$6,250 fine, or both. Sunsets January 1, 2024.

Declares emergency, effective on passage.

NOTICE OF NO OPEN GOVERNMENT IMPACT