

Requested by Representative MORGAN

**PROPOSED AMENDMENTS TO
HOUSE BILL 3049**

1 On page 1 of the printed bill, delete lines 4 through 30 and delete page
2 2 and insert:

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

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

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

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

1 to a consumer in this state:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

29 “(c) The ingredients of the product;

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

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

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

5 “(g) The address of a publicly accessible website that contains the
6 certificate of analysis for the product;

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

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

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

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

12 “(j) If the product is a food product, any other information required
13 by law or rule for food products; and

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

15 “(5) If an industrial hemp product is intended only for human con-
16 sumption or use, the person described in subsection (2) of this section
17 shall comply with the requirements of ORS 571.337 and 571.339.

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

20 “(7) If a retailer receives an industrial hemp product that contains
21 cannabinoids and is intended for human or animal consumption or use
22 that:

23 “(a) Differs in form, or contains a label that differs, from the in-
24 formation about the industrial hemp product available from the reg-
25 istration program established under this section, the retailer shall
26 submit to the commission the information described in subsections (3)
27 and (4) of this section and the fee described in subsection (2) of this
28 section.

29 “(b) Is not registered with the registration program established
30 under this section, the retailer may sell the industrial hemp product

1 to a consumer in this state if the retailer provides to the commission
2 the information described in subsections (3) and (4) of this section and
3 the fee described in subsection (2) of this section.

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

5 “(a) Does not contain cannabinoids;

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

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

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

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

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

17 **“SECTION 4.** (1) Section 2 of this 2023 Act becomes operative on
18 January 1, 2024.

19 “(2) The Oregon Liquor and Cannabis Commission may take any
20 action before the operative date specified in subsection (1) of this sec-
21 tion that is necessary to enable the commission to exercise, on and
22 after the operative date specified in subsection (1) of this section, all
23 of the duties, functions and powers conferred on the commission by
24 section 2 of this 2023 Act.

25 **“SECTION 5.** This 2023 Act takes effect on the 91st day after the
26 date on which the 2023 regular session of the Eighty-second Legislative
27 Assembly adjourns sine die.”.

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