

Enrolled Senate Bill 907

Sponsored by Senator THATCHER, Representative LEWIS; Representatives DIEHL, MANNIX,
WRIGHT, YUNKER

CHAPTER

AN ACT

Relating to ownership of premises; creating new provisions; amending ORS 475A.250, 475A.290, 475C.037, 475C.065, 475C.085, 475C.792, 475C.815 and 475C.859; and prescribing an effective date.

Be It Enacted by the People of the State of Oregon:

SECTION 1. Section 2 of this 2025 Act is added to and made a part of ORS 475A.210 to 475A.722.

SECTION 2. (1) The Oregon Health Authority may not issue a psilocybin manufacturer license under ORS 475A.290 unless the applicant submits with the application a statement accurately identifying the legal address and owner of the premises to be licensed and the requirements of subsections (2) and (3) of this section are met.

(2) The authority shall independently verify the information provided under subsection (1) of this section regarding the ownership of the premises with the county in which the premises to be licensed under ORS 475A.290 is located.

(3) If the applicant described in subsection (1) of this section is not the owner of the premises to be licensed under ORS 475A.290, the applicant shall:

(a) Inform the owner in writing that the premises is intended to be licensed under ORS 475A.290;

(b) If the owner wishes to consent to the use of the premises for the purposes of manufacturing psilocybin, obtain from the owner the owner's written signature, witnessed by a notary public, confirming ownership of the premises and consenting to the applicant's use of the premises for the purpose of manufacturing psilocybin; and

(c) Provide the owner's witnessed signature as described in paragraph (b) of this subsection to the authority.

(4) An owner who consents as described in subsection (3) of this section to the use of the owner's premises for the purpose of manufacturing psilocybin may specify in the document that contains the owner's witnessed signature the number of annual licensure terms for which the owner's consent to the use of the premises is valid.

(5) The authority shall cancel an application for a license under ORS 475A.290 if the authority:

(a) Is not able to verify ownership of the premises described in subsection (1) of this section; or

(b) Does not receive, if the application is from an applicant described in subsection (3) of this section, the witnessed signature described in subsection (3) of this section.

(6) The authority may adopt rules to carry out this section. Rules adopted under this section may include rules to establish a form for the purposes of this section.

SECTION 3. ORS 475A.250 is amended to read:

475A.250. [*Grounds for refusing to issue license or issuing restricted license.*] (1) The Oregon Health Authority may not license an applicant under the provisions of ORS 475A.210 to 475A.722 if the applicant is under 21 years of age.

(2) The authority may refuse to issue a license or may issue a restricted license to an applicant under the provisions of ORS 475A.210 to 475A.722 if the authority makes a finding that the applicant:

(a) Has not completed any education or training required by the provisions of ORS 475A.210 to 475A.722 or rules adopted under ORS 475A.210 to 475A.722.

(b) Has not passed any examination required by the provisions of ORS 475A.210 to 475A.722 or rules adopted under ORS 475A.210 to 475A.722.

(c) Is in the habit of using alcoholic beverages, habit-forming drugs, or controlled substances to excess.

(d) Has made false statements to the authority.

(e) Is incompetent or physically unable to carry on the management of the establishment proposed to be licensed.

(f) Has been convicted of violating a federal law, state law or local ordinance if the conviction is substantially related to the fitness and ability of the applicant to lawfully carry out activities under the license.

(g) Is not of good repute and moral character.

(h) Does not have a good record of compliance with ORS 475A.210 to 475A.722 or any rule adopted under ORS 475A.210 to 475A.722.

(i) **Except as provided in section 2 of this 2025 Act**, is not the legitimate owner of the premises proposed to be licensed, or has not disclosed that other persons have ownership interests in the premises proposed to be licensed.

(j) Has not demonstrated financial responsibility sufficient to adequately meet the requirements of the premises proposed to be licensed.

(k) Is unable to understand the laws of this state relating to psilocybin products, psilocybin services, or the rules adopted under ORS 475A.210 to 475A.722.

(3) Notwithstanding subsection (2)(f) of this section, in determining whether to issue a license or a restricted license to an applicant, the authority may not consider the prior conviction of the applicant or any owner, director, officer, manager, employee, agent or other representative of the applicant for:

(a) The manufacture of psilocybin or the manufacture of a marijuana item, as defined in ORS 475C.009, if:

(A) The date of the conviction is two or more years before the date of the application; and

(B) The person has not been convicted more than once for the manufacture of psilocybin or a marijuana item; or

(b) The possession of a controlled substance, as defined in ORS 475.005, or a marijuana item, as defined in ORS 475C.009, if:

(A) The date of the conviction is two or more years before the date of the application; or

(B) The person has not been convicted more than once for the possession of a controlled substance or a marijuana item.

SECTION 4. ORS 475A.290 is amended to read:

475A.290. [*Manufacturer license; fees; rules.*] (1) The manufacture of psilocybin products is subject to regulation by the Oregon Health Authority.

(2) A psilocybin product manufacturer must have a manufacturer license issued by the authority for the premises at which the psilocybin products are manufactured. To hold a manufacturer license issued under this section, a psilocybin product manufacturer:

(a) Must apply for a license in the manner described in ORS 475A.245;

- (b) Must provide proof that the applicant is 21 years of age or older; **and**
- (c) **Must meet the requirements of any rule adopted by the authority under this section.**

[(c) Must, until January 1, 2025:]

[(A) If the direct owner of the business operating or to be operated under the license is a legal entity, provide proof that more than 50 percent of the shares, membership interests, partnership interests, or other ownership interests of the legal entity are held, directly or indirectly, by one or more individuals who have been residents of this state for two or more years;]

[(B) If the direct owner of the business operating or to be operated under the license is a partnership that is not a legal entity, provide proof that more than 50 percent of the partnership interests of the partnership are held, directly or indirectly, by one or more individuals who have been residents of this state for two or more years; and]

[(C) If the direct owner of the business operating or to be operated under the license is an individual, provide proof that the individual has been a resident of this state for two or more years; and]

[(d) Must meet the requirements of any rule adopted by the authority under subsections (3) and (4) of this section.]

*(3)[(a) If the applicant is not the owner of the premises at which the psilocybin is to be manufactured,] The applicant shall [submit to the authority signed informed consent from the owner of the premises to manufacture psilocybin at the premises], **with the application submitted to the authority, provide the information described under and meet the requirements of section 2 of this 2025 Act.***

[(b) The authority may adopt rules regarding the informed consent described in this subsection.]

(4) The authority shall adopt rules that:

*(a) Require a psilocybin product manufacturer to annually renew a license issued under this section **and, if the applicant or licensee is not the owner of the premises for which the license is being renewed, to submit with the application for renewal the owner's written signature, witnessed by a notary public, confirming ownership of the premises and consenting to the applicant's or licensee's use of the premises for the purpose of manufacturing psilocybin, if the owner's consent to the use of the premises is expired;***

(b) Establish application, licensure and renewal of licensure fees for psilocybin product manufacturers; and

(c) Require psilocybin products manufactured by psilocybin product manufacturers to be tested in accordance with ORS 475A.590.

(5) Fees adopted under subsection (4)(b) of this section:

(a) May not exceed, together with other fees collected under ORS 475A.210 to 475A.722, the cost of administering ORS 475A.210 to 475A.722; and

(b) Shall be deposited in the Psilocybin Control and Regulation Fund established under ORS 475A.492.

SECTION 5. Section 6 of this 2025 Act is added to and made a part of ORS 475C.005 to 475C.525.

SECTION 6. (1) The Oregon Liquor and Cannabis Commission may not issue a marijuana production license under ORS 475C.065 or a marijuana processor license under ORS 475C.085 unless the applicant submits with the application a statement accurately identifying the legal address and owner of the premises to be licensed and the requirements of subsections (2) and (3) of this section are met.

(2) The commission shall independently verify the information provided under subsection (1) of this section regarding the ownership of the premises with the county in which the premises to be licensed under ORS 475C.065 or 475C.085 is located.

(3) If the applicant described in subsection (1) of this section is not the owner of the premises to be licensed under ORS 475C.065 or 475C.085, the applicant shall:

(a) Inform the owner in writing that the premises is intended to be licensed under ORS 475C.065 or 475C.085;

(b) If the owner wishes to consent to the use of the premises for the purposes of producing or processing marijuana, obtain from the owner the owner's written signature, witnessed by a notary public, confirming ownership of the premises and consenting to the applicant's use of the premises for the purpose of producing or processing marijuana; and

(c) Provide the owner's witnessed signature as described in paragraph (b) of this subsection to the commission.

(4) An owner who consents as described in subsection (3) of this section to the use of the owner's premises for the purpose of producing or processing marijuana may specify in the document that contains the owner's witnessed signature the number of annual licensure terms for which the owner's consent to the use of the premises is valid.

(5) The commission shall cancel an application for a license under ORS 475C.065 or 475C.085 if the commission:

(a) Is not able to verify ownership of the premises described in subsection (1) of this section; or

(b) Does not receive, if the application is from an applicant described in subsection (3) of this section, the witnessed signature described in subsection (3) of this section.

(6) The commission may adopt rules to carry out this section. Rules adopted under this section may include rules to establish a form for the purposes of this section.

SECTION 7. ORS 475C.037 is amended to read:

475C.037. (1) The Oregon Liquor and Cannabis Commission may not license an applicant under the provisions of ORS 475C.005 to 475C.525 or 475C.548 if the applicant is under 21 years of age.

(2) The commission may refuse to issue a license or may issue a restricted license to an applicant under the provisions of ORS 475C.005 to 475C.525 or 475C.548 if the commission makes a finding that the applicant:

(a) Is in the habit of using alcoholic beverages, habit-forming drugs, marijuana or controlled substances to excess.

(b) Has made false statements to the commission.

(c) Is incompetent or physically unable to carry on the management of the establishment proposed to be licensed.

(d) Has been convicted of violating a federal law, state law or local ordinance if the conviction is substantially related to the fitness and ability of the applicant to lawfully carry out activities under the license.

(e) Is not of good repute and moral character.

(f) Does not have a good record of compliance with ORS 475C.005 to 475C.525 or 475C.540 to 475C.586 or any rule adopted under ORS 475C.005 to 475C.525 or 475C.540 to 475C.586.

(g) **Except as provided in section 6 of this 2025 Act**, is not the legitimate owner of the premises proposed to be licensed, or has not disclosed that other persons have ownership interests in the premises proposed to be licensed.

(h) Has not demonstrated financial responsibility sufficient to adequately meet the requirements of the premises proposed to be licensed.

(i) Is unable to understand the laws of this state relating to marijuana items or the rules adopted under ORS 475C.005 to 475C.525 and 475C.540 to 475C.586.

(3) Notwithstanding subsection (2)(d) of this section, in determining whether to issue a license or a restricted license to an applicant, the commission may not consider the prior conviction of the applicant or any owner, director, officer, manager, employee, agent or other representative of the applicant for:

(a) The manufacture of marijuana, if:

(A) The date of the conviction is two or more years before the date of the application; and

(B) The person has not been convicted more than once for the manufacture or delivery of marijuana;

(b) The delivery of marijuana to a person 21 years of age or older, if:

(A) The date of the conviction is two or more years before the date of the application; and

(B) The person has not been convicted more than once for the manufacture or delivery of marijuana; or

(c) The possession of marijuana.

SECTION 8. ORS 475C.065 is amended to read:

475C.065. (1) The production of marijuana is subject to regulation by the Oregon Liquor and Cannabis Commission.

(2) A marijuana producer must have a production license issued by the commission for the premises at which the marijuana is produced. To hold a production license issued under this section, a marijuana producer:

(a) Must apply for a license in the manner described in ORS 475C.033;

(b) Must provide proof that the applicant is 21 years of age or older; and

(c) Must meet the requirements of any rule adopted by the commission under [subsections (3) and (4) of] this section.

(3)[(a) *If the applicant is not the owner of the premises at which the marijuana is to be produced,*] The applicant shall [submit to the commission signed informed consent from the owner of the premises to produce marijuana at the premises], **with the application submitted to the commission, provide the information described under and meet the requirements of section 6 of this 2025 Act.**

[(b) *The commission may adopt rules regarding the informed consent described in this subsection.*]

(4) The commission shall adopt rules that:

(a) Require a marijuana producer to annually renew a license issued under this section;

(b) Establish application, licensure and renewal of licensure fees for marijuana producers;

(c) Require marijuana produced by marijuana producers to be tested in accordance with ORS 475C.544;

(d) Assist the viability of marijuana producers that are independently owned and operated and that are limited in size and revenue with respect to other marijuana producers, by minimizing barriers to entry into the regulated system and by expanding, to the extent practicable, transportation options that will support their access to the retail market;

(e) Allow a marijuana producer registered under ORS 475C.137 to produce marijuana for medical purposes in the same manner that rules adopted under ORS 475C.005 to 475C.525 allow a marijuana producer to produce marijuana for nonmedical purposes, excepting those circumstances where differentiating between the production of marijuana for medical purposes and the production of marijuana for nonmedical purposes is necessary to protect the public health and safety;

(f) Require marijuana producers to submit, at the time of applying for or renewing a license under ORS 475C.033, *a report describing the applicant's or licensee's electrical or water usage;*];

(A) A report describing the applicant's or licensee's electrical or water usage; and

(B) If the applicant or licensee is not the owner of the premises for which the license is being renewed, the owner's written signature, witnessed by a notary public, confirming ownership of the premises and consenting to the applicant's or licensee's use of the premises for the purpose of producing marijuana, if the owner's consent to the use of the premises is expired;

(g) Require a marijuana producer to meet any public health and safety standards and industry best practices established by the commission by rule related to the production of marijuana or the propagation of immature marijuana plants and marijuana seeds; and

(h) Support marijuana plant diversity by allowing a qualified marijuana producer to receive marijuana seeds from any source in this state, but not more than a total of 200 marijuana seeds per month from all sources combined.

(5) Fees adopted under subsection (4)(b) of this section:

(a) May not exceed, together with other fees collected under ORS 475C.005 to 475C.525, the cost of administering ORS 475C.005 to 475C.525;

(b) Shall be in the form of a schedule that imposes a greater fee for premises with more square footage or on which more marijuana plants are grown; and

(c) Shall be deposited in the Marijuana Control and Regulation Fund established under ORS 475C.297.

SECTION 9. ORS 475C.085 is amended to read:

475C.085. (1) The processing of marijuana items is subject to regulation by the Oregon Liquor and Cannabis Commission.

(2) A marijuana processor must have a processor license issued by the commission for the premises at which marijuana items are processed. To hold a processor license under this section, a marijuana processor:

(a) Must apply for a license in the manner described in ORS 475C.033;

(b) Must provide proof that the applicant is 21 years of age or older;

(c) If the marijuana processor processes marijuana extracts or industrial hemp extracts, as defined in ORS 571.269, may not be located in an area zoned exclusively for residential use; *[and]*

(d) Must meet the requirements of any rule adopted by the commission under subsection (3) of this section; **and**

(e) Must, with the application submitted to the commission, provide the information described under and meet the requirements of section 6 of this 2025 Act.

(3) The commission shall adopt rules that:

(a) Require a marijuana processor to annually renew a license issued under this section **and, if the applicant or licensee is not the owner of the premises for which the license is being renewed, submit with the application the owner's written signature, witnessed by a notary public, confirming ownership of the premises and consenting to the applicant's or licensee's use of the premises for the purpose of processing marijuana, if the owner's consent to the use of the premises is expired;**

(b) Establish application, licensure and renewal of licensure fees for marijuana processors;

(c) Require marijuana processed by a marijuana processor to be tested in accordance with ORS 475C.544;

(d) Require industrial hemp commodities and products processed by a marijuana processor to meet any requirements for industrial hemp commodities or products established under ORS 571.260 to 571.348 or rules adopted under ORS 571.260 to 571.348;

(e) Allow a marijuana processor registered under ORS 475C.141 to process marijuana and usable marijuana into medical grade cannabinoid products, cannabinoid concentrates and cannabinoid extracts in the same manner that rules adopted under ORS 475C.005 to 475C.525 allow a marijuana processor to process marijuana and usable marijuana into general use cannabinoid products, cannabinoid concentrates and cannabinoid extracts, excepting those circumstances where differentiating between the processing of medical grade cannabinoid products, cannabinoid concentrates and cannabinoid extracts and the processing of general use cannabinoid products, cannabinoid concentrates and cannabinoid extracts is necessary to protect the public health and safety; and

(f) Require a marijuana processor to meet any public health and safety standards and industry best practices established by the commission by rule related to:

(A) Cannabinoid edibles;

(B) Cannabinoid concentrates;

(C) Cannabinoid extracts; and

(D) Any other type of cannabinoid product or industrial hemp commodity or product identified by the commission by rule.

(4) Fees adopted under subsection (3)(b) of this section:

(a) May not exceed, together with other fees collected under ORS 475C.005 to 475C.525, the cost of administering ORS 475C.005 to 475C.525; and

(b) Shall be deposited in the Marijuana Control and Regulation Fund established under ORS 475C.297.

SECTION 10. Section 11 of this 2025 Act is added to and made a part of ORS 475C.770 to 475C.919.

SECTION 11. (1) The Oregon Health Authority may not issue a marijuana grow site registration under ORS 475C.792 or a marijuana processing site registration under ORS 475C.815 unless the applicant submits with the application a statement accurately identifying the legal address and owner of the premises to be registered and the requirements of subsections (2) and (3) of this section are met.

(2) The authority shall independently verify the information provided under subsection (1) of this section regarding the ownership of the premises with the county in which the premises to be registered under ORS 475C.792 or 475C.815 is located.

(3) If the applicant described in subsection (1) of this section is not the owner of the premises to be registered under ORS 475C.792 or 475C.815, the applicant shall:

(a) Inform the owner in writing that the premises is intended to be registered under ORS 475C.792 or 475C.815;

(b) If the owner wishes to consent to the use of the premises for the purpose of a marijuana grow site or marijuana processing site, obtain from the owner the owner's written signature, witnessed by a notary public, confirming ownership of the premises and consenting to the applicant's use of the premises for the purpose of a marijuana grow site or marijuana processing site; and

(c) Provide the owner's witnessed signature as described in paragraph (b) of this subsection to the authority.

(4) An owner who consents as described in subsection (3) of this section to the use of the owner's premises for the purpose of a marijuana grow site or marijuana processing site may specify in the document that contains the owner's witnessed signature the number of annual licensure terms for which the owner's consent to the use of the premises is valid.

(5) The authority shall cancel an application for a registration under ORS 475C.792 or 475C.815 if the authority:

(a) Is not able to verify ownership of the premises described in subsection (1) of this section; or

(b) Does not receive, if the application is from an applicant described in subsection (3) of this section, the witnessed signature described in subsection (3) of this section.

(6) The authority may adopt rules to carry out this section. Rules adopted under this section may include rules to establish a form for the purposes of this section.

SECTION 12. ORS 475C.792 is amended to read:

475C.792. (1)(a) The Oregon Health Authority shall establish by rule a marijuana grow site registration system to track and regulate the production of marijuana by a registry identification cardholder or a person designated by the registry identification cardholder to produce marijuana for the registry identification cardholder.

(b) Except as provided in paragraph (c) of this subsection, a person may not produce marijuana unless the person is registered under this section.

(c) Paragraph (b) of this subsection does not apply to the production of marijuana as provided in ORS 475C.005 to 475C.525 or as otherwise provided for by the statutory laws of this state.

(2) Rules adopted under this section must require an applicant for a registry identification card, or a registry identification cardholder who produces marijuana or who designates another person to produce marijuana, to submit an application to the authority containing the following information at the time of making an application under ORS 475C.783 (2), renewing a registry identification card under ORS 475C.783 (6)(b), or notifying the authority of a change under ORS 475C.783 (6)(a):

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

(b) Proof that the person is 21 years of age or older;

(c) *[If the registry identification cardholder or the person responsible for the marijuana grow site is not the owner of the premises of the marijuana grow site, signed informed consent from the owner]*

of the premises to register the premises as a marijuana grow site] **The information required under section 11 of this 2025 Act;**

(d) The address of the marijuana grow site; and

(e) Any other information that the authority considers necessary to track the production of marijuana under ORS 475C.770 to 475C.919.

(3)(a) The authority shall conduct a criminal records check under ORS 181A.195 of any person whose name is submitted under this section as the person responsible for a marijuana grow site.

(b) A person convicted of a Class A or Class B felony under ORS 475.752 to 475.920 for the manufacture or delivery of a controlled substance in Schedule I or Schedule II may not act as or be designated a person responsible for a marijuana grow site for two years from the date of conviction.

(c) A person convicted more than once of a Class A or Class B felony under ORS 475.752 to 475.920 for the manufacture or delivery of a controlled substance in Schedule I or Schedule II may not act as or be designated a person responsible for a marijuana grow site.

(4) Subject to subsection (11) of this section, the authority shall issue a marijuana grow site registration card if the requirements of subsections (2) and (3) of this section **and section 11 of this 2025 Act** are met.

(5) A person who holds a marijuana grow site registration card under this section must display the card at the marijuana grow site at all times.

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

(7)(a) All seeds, immature marijuana plants, mature marijuana plants and usable marijuana associated with the production of marijuana for a registry identification cardholder by a person responsible for a marijuana grow site are the property of the registry identification cardholder.

(b) All seeds, immature marijuana plants, mature marijuana plants and usable marijuana associated with the production of marijuana for a registry identification cardholder by a person responsible for a marijuana grow site must be transferred to the registry identification cardholder upon the request of the registry identification cardholder.

(c) All usable marijuana associated with the production of marijuana for a registry identification cardholder by a person responsible for a marijuana grow site must be transferred to a marijuana processing site upon the request of the registry identification cardholder. For purposes of this paragraph, a request to transfer usable marijuana constitutes an assignment of the right to possess the usable marijuana.

(d) All seeds, immature marijuana plants and usable marijuana associated with the production of marijuana for a registry identification cardholder by a person responsible for a marijuana grow site must be transferred to a medical marijuana dispensary upon request of the registry identification cardholder. For purposes of this paragraph, a request to transfer seeds, immature marijuana plants or usable marijuana constitutes an assignment of the right to possess the seeds, immature marijuana plants or usable marijuana.

(e) Information related to transfers made under this subsection must be submitted to the authority in the manner required by ORS 475C.795.

(8) A registry identification cardholder, or the designated caregiver of a registry identification cardholder, may reimburse a person responsible for a marijuana grow site for all costs associated with the production of marijuana for the registry identification cardholder.

(9) The authority may inspect:

(a) The marijuana grow site of a person designated to produce marijuana by a registry identification cardholder to ensure compliance with this section and ORS 475C.795 and 475C.806 and any rule adopted under this section and ORS 475C.795 and 475C.806; and

(b) The records of the marijuana grow site of a person designated to produce marijuana by a registry identification cardholder to ensure compliance with this section and ORS 475C.795 and any rule adopted under this section and ORS 475C.795.

(10) The authority may refuse to register a registry identification cardholder or a designee under this section or may suspend or revoke the registration of a person responsible for a marijuana grow site if the authority determines that the applicant or the person responsible for a marijuana grow site violated a provision of ORS 475C.770 to 475C.919, a rule adopted under ORS 475C.770 to 475C.919 or an ordinance adopted pursuant to ORS 475C.827.

(11) The authority may require a person responsible for a marijuana grow site, prior to issuing a marijuana grow site registration card under subsection (4) of this section, to pay a fee reasonably calculated to pay costs incurred under this section and ORS 475C.795 and 475C.856.

(12) When submitting an application for renewal of registration under this section, the applicant or person responsible for the marijuana grow site shall, if the applicant or person is not the owner of the premises for which the registration is being renewed, submit with the application the owner's written signature, witnessed by a notary public, confirming ownership of the premises and consenting to the applicant's or person's use of the premises for the purpose of a marijuana grow site, if the owner's consent to the use of the premises is expired.

SECTION 13. ORS 475C.815 is amended to read:

475C.815. (1)(a) The Oregon Health Authority shall establish by rule a marijuana processing site registration system to track and regulate the processing of marijuana by a person responsible for a marijuana processing site.

(b) Except as provided in paragraph (c) of this subsection, a person may not process marijuana unless the person is registered under this section.

(c) Paragraph (b) of this subsection does not apply to the processing of marijuana as provided in ORS 475C.005 to 475C.525 or as otherwise provided for by the statutory laws of this state.

(2) The registration system established under subsection (1) of this section must require an applicant for a marijuana processing site to submit an application to the authority that includes:

(a) The name of the individual who owns the marijuana processing site or, if a business entity owns the marijuana processing site, the name of each individual who has a financial interest in the marijuana processing site;

(b) The name of the individual or individuals responsible for the marijuana processing site, if different from the name of the individual who owns the marijuana processing site;

(c) The address of the marijuana processing site;

(d) Proof that each individual responsible for the marijuana processing site is 21 years of age or older;

(e) Documentation, as required by the authority by rule, that demonstrates the marijuana processing site meets the requirements of subsection (3) of this section; [and]

(f) The information required under section 11 of this 2025 Act; and

[(f)] (g) Any other information that the authority considers necessary.

(3) To qualify for registration under this section, a marijuana processing site:

(a) May not be located in an area that is zoned for residential use if the marijuana processing site processes cannabinoid extracts;

(b) Must be registered as a business, or have filed an application to register as a business, with the office of the Secretary of State; and

(c) Must meet the requirements of any rule adopted by the authority under subsection (10) of this section.

(4)(a) The authority shall conduct a criminal records check under ORS 181A.195 for each individual named in an application under subsection (2) of this section.

(b) An individual convicted for the manufacture or delivery of a controlled substance in Schedule I or Schedule II may not own or be responsible for a marijuana processing site for two years from the date the individual is convicted.

(c) An individual convicted more than once for the manufacture or delivery of a controlled substance in Schedule I or Schedule II may not own or be responsible for a marijuana processing site.

(5) If a person submits the application required under subsection (2) of this section, if the marijuana processing site identified in the application meets the requirements of this section **and section 11 of this 2025 Act** and any rules adopted under this section **and section 11 of this 2025 Act** and if each individual named in the application passes the criminal records check required under subsection (4) of this section, the authority shall register the marijuana processing site and issue proof of registration. Proof of registration must be displayed on the premises of the marijuana processing site at all times.

(6) A marijuana processing site that is registered under this section is not required to register with the State Board of Pharmacy under ORS 475.125.

(7) The individual or individuals responsible for a marijuana processing site shall maintain documentation of each transfer of usable marijuana, medical cannabinoid products, cannabinoid concentrates and cannabinoid extracts.

(8) The authority may inspect:

(a) The premises of a proposed marijuana processing site or a registered marijuana processing site to ensure compliance with this section and ORS 475C.821 and 475C.824 and any rules adopted under this section and ORS 475C.821 and 475C.824; and

(b) The records of a registered marijuana processing site to ensure compliance with subsection (7) of this section.

(9) Subject to the provisions of ORS chapter 183, the authority may refuse to register an applicant under this section or may suspend or revoke the registration of a marijuana processing site if the authority determines that the applicant, the owner of the marijuana processing site, a person responsible for the marijuana processing site, or an employee of the marijuana processing site, violated a provision of ORS 475C.770 to 475C.919, a rule adopted under ORS 475C.770 to 475C.919 or an ordinance adopted pursuant to ORS 475C.897.

(10) The authority shall adopt rules to implement this section, including rules that:

(a) Require a registered marijuana processing site to annually renew the registration for that site **and, if the applicant or individual responsible for a marijuana processing site is not the owner of the premises for which the registration is being renewed, submit with the application for renewal the owner's written signature, witnessed by a notary public, confirming ownership of the premises and consenting to the applicant's or individual's use of the premises for the purpose of a marijuana processing site, if the owner's consent to the use of the premises is expired;**

(b) Establish fees for registering, and renewing the registration of, a marijuana processing site;

(c) Require that medical cannabinoid products, cannabinoid concentrates and cannabinoid extracts transferred by a marijuana processing site be tested to ensure the public health and safety; and

(d) Impose any other standard on the operation of a marijuana processing site to ensure the public health and safety.

SECTION 14. ORS 475C.859 is amended to read:

475C.859. (1)(a) The Oregon Health Authority shall establish and maintain a list of:

(A) The names of persons to whom a registry identification card has been issued under ORS 475C.783;

(B) The names of persons designated as primary caregivers under ORS 475C.789; and

(C) The addresses of marijuana grow sites registered under ORS 475C.792.

(b) Except as provided in subsection (2) of this section, the list is confidential and not subject to public disclosure under ORS 192.311 to 192.478.

(c) The authority shall develop a system by which authorized employees of state and local law enforcement agencies may verify that:

(A) A person lawfully possesses a registry identification card;

(B) A person is the designated primary caregiver of a lawful possessor of a registry identification card; or

(C) A location is a registered marijuana grow site.

(2) Names, addresses and other identifying information from the list established and maintained pursuant to subsection (1) of this section may be released to:

(a) Authorized employees of the authority as necessary to perform official duties of the authority.

(b) Authorized employees of state or local law enforcement agencies who provide to the authority adequate identification, but only as necessary to verify that:

(A) A person lawfully possesses a registry identification card;

(B) A person is the designated primary caregiver of a lawful possessor of a registry identification card; or

(C) A location is a registered marijuana grow site.

(c) A county, for the purposes of verifying the information described in section 11 of this 2025 Act.

(3) Authorized employees of state or local law enforcement agencies who obtain identifying information as authorized by this section may not release or use the information for any purpose other than to verify that:

(a) A person lawfully possesses a registry identification card;

(b) A person is the designated primary caregiver of a lawful possessor of a registry identification card; or

(c) A location is a registered marijuana grow site.

(4) In addition to releasing information to authorized employees of state or local law enforcement agencies for purposes of verifying information under subsection (2)(b) of this section, the authority may release to authorized employees of state or local law enforcement agencies the minimum amount of information necessary to enable an employee to determine whether an individual or location is in compliance with a provision of ORS 475C.770 to 475C.919 or a rule adopted under ORS 475C.770 to 475C.919.

(5) If the authority determines, after conducting an investigation or receiving a complaint of an alleged violation of a provision of ORS 475C.770 to 475C.919 or a rule adopted under ORS 475C.770 to 475C.919, that a violation of a provision of ORS 475C.770 to 475C.919 or a rule adopted under ORS 475C.770 to 475C.919 has occurred, the authority may provide information obtained by the authority, except for information related to a registry identification cardholder's debilitating **medical** condition, to authorized employees of state or local law enforcement agencies, or to another state or local government agency with jurisdiction over the matter.

SECTION 15. Sections 2, 6 and 11 of this 2025 Act and the amendments to ORS 475A.250, 475A.290, 475C.037, 475C.065, 475C.085, 475C.792, 475C.815 and 475C.859 by sections 3, 4, 7, 8, 9, 12, 13 and 14 of this 2025 Act apply to licenses or registrations issued or renewed on or after the operative date specified in section 16 of this 2025 Act.

SECTION 16. (1) Sections 2, 6 and 11 of this 2025 Act and the amendments to ORS 475A.250, 475A.290, 475C.037, 475C.065, 475C.085, 475C.792, 475C.815 and 475C.859 by sections 3, 4, 7, 8, 9, 12, 13 and 14 of this 2025 Act become operative on January 1, 2026.

(2) The Oregon Health Authority and the Oregon Liquor and Cannabis Commission may take any action before the operative date specified in subsection (1) of this section that is necessary to enable the authority and the commission to exercise, on and after the operative date specified in subsection (1) of this section, all of the duties, functions and powers conferred on the authority and the commission by sections 2, 6 and 11 of this 2025 Act and the amendments to ORS 475A.250, 475A.290, 475C.037, 475C.065, 475C.085, 475C.792, 475C.815 and 475C.859 by sections 3, 4, 7, 8, 9, 12, 13 and 14 of this 2025 Act.

SECTION 17. This 2025 Act takes effect on the 91st day after the date on which the 2025 regular session of the Eighty-third Legislative Assembly adjourns sine die.

Passed by Senate April 22, 2025

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Obadiah Rutledge, Secretary of Senate

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Rob Wagner, President of Senate

Passed by House May 20, 2025

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Julie Fahey, Speaker of House

Received by Governor:

.....M.,....., 2025

Approved:

.....M.,....., 2025

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Tina Kotek, Governor

Filed in Office of Secretary of State:

.....M.,....., 2025

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Tobias Read, Secretary of State