

Requested by Representative CHAICHI

**PROPOSED AMENDMENTS TO  
HOUSE BILL 3214**

1 On page 4 of the printed bill, delete lines 17 through 44 and insert:

2 **“SECTION 3.** ORS 475C.791 is amended to read:

3 “475C.791. (1) Notwithstanding ORS 475C.789, [*an organization that pro-*  
4 *vides hospice, palliative or home health care services, or a residential facility*  
5 *as defined in ORS 443.400,*] **an entity that is one of the following** that has  
6 significant responsibility for managing the well-being of a person who has  
7 been diagnosed with a debilitating medical condition may be designated, in  
8 addition to an individual designated pursuant to ORS 475C.789, as an addi-  
9 tional caregiver for a registry identification cardholder in the same manner  
10 that an individual is designated as the primary caregiver for a registry  
11 identification cardholder under ORS 475C.789[.]:

12 **“(a) An organization that provides hospice, palliative care or home**  
13 **health care services;**

14 **“(b) A residential facility, as defined in ORS 443.400;**

15 **“(c) A nursing home, as defined in ORS 678.710;**

16 **“(d) An adult foster home, as defined in ORS 443.705;**

17 **“(e) A hospital, as defined in ORS 442.015; or**

18 **“(f) Another facility that provides health care services, as defined**  
19 **by the Oregon Health Authority by rule.**

20 **“(2) An [*organization or residential facility*] entity** that is designated un-  
21 der this section has all the duties, functions and powers of a designated

1 primary caregiver as prescribed by ORS 475C.770 to 475C.919 or a rule  
2 adopted under ORS 475C.770 to 475C.919.

3 **“(3) An entity designated under this section shall:**

4 **“(a) Require a patient who engages in the medical use of marijuana**  
5 **at the entity to provide to the entity a copy of the patient’s valid**  
6 **government-issued identification and registry identification card;**

7 **“(b) Create and maintain a written policy regarding the procure-**  
8 **ment, on-site storage, administration and disposal of marijuana and**  
9 **medical cannabinoid products that:**

10 **“(A) Defines clear protocols for acquiring and handling marijuana**  
11 **and medical cannabinoid products;**

12 **“(B) Addresses patient safety by ensuring the proper storage and**  
13 **accurate administration of marijuana and medical cannabinoid pro-**  
14 **ducts;**

15 **“(C) Establishes procedures for the responsible disposal of unused**  
16 **marijuana and medical cannabinoid products; and**

17 **“(D) Requires the entity to include in a patient’s medical record the**  
18 **medical use of marijuana; and**

19 **“(c) Provide virtual or in-person education to staff of the entity**  
20 **that covers at least:**

21 **“(A) Cannabis pharmacology and the use of marijuana and medical**  
22 **cannabinoid products in treating medical conditions;**

23 **“(B) Dosing strategies and delivery modalities, including**  
24 **cannabinoid edibles, cannabinoid extracts and the vaporization of**  
25 **cannabinoids; and**

26 **“(C) Identifying potential contraindications for the use of**  
27 **marijuana and medical cannabinoid products and potential drug**  
28 **interactions.**

29 **“(4) An entity designated under this section may prohibit the med-**  
30 **ical use of marijuana if the United States Department of Justice or the**

1 Centers for Medicare and Medicaid Services or another federal regu-  
2 latory agency initiates a compliance enforcement action against the  
3 entity, issues a rule or guidance or otherwise requires that the entity  
4 suspend the use of cannabis, until the federal agency notifies the en-  
5 tity that it may resume facilitating the medical use of marijuana by  
6 patients of the entity.

7 “(5) An entity designated under this section may not prohibit the  
8 medical use of marijuana solely because:

9 “(a) Marijuana is a controlled substance listed in Schedule I of the  
10 federal Controlled Substances Act, 21 U.S.C. 811 to 812; or

11 “(b) Of any other federal limitation on the medical use of marijuana  
12 in effect prior to the operative date specified in section 8 of this 2025  
13 Act.

14 “(6) Subsections (3) to (5) of this section:

15 “(a) Do not apply to an emergency department or to a patient re-  
16 ceiving emergency medical care;

17 “(b) Do not require an entity designated under subsection (1) of this  
18 section to recommend the medical use of marijuana; and

19 “(c) May not be a condition of the entity’s licensure or other au-  
20 thorization required for operation.”.

21 On page 6, line 31, delete the boldfaced material.

22 In line 32, delete the boldfaced material and insert “or an entity”.

23 Delete lines 42 through 44 and insert:

24 “(b) The entity is designated as an additional caregiver under ORS  
25 475C.791, or the person is employed by or has been contracted with an entity  
26 that is designated as an additional caregiver under ORS 475C.791.”.

27 On page 7, delete lines 9 through 13 and insert:

28 “SECTION 7. (1) Prior to the operative date specified in section 8  
29 of this 2025 Act, the Oregon Health Authority may designate an entity  
30 described in ORS 475C.791 as an additional caregiver. Not later than

1 **June 30, 2026, an entity designated as an additional caregiver under**  
2 **ORS 475C.791 shall create the written policy and make available to**  
3 **staff the education required under ORS 475C.791.**

4 **“(2) If an entity conditionally designated as an additional caregiver**  
5 **does not meet the requirements of subsection (1) of this section, the**  
6 **authority shall remove the designation.”.**

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