



# Oregon

Tina Kotek, Governor

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## **Testimony for House Bill 3372A**

### **Senate Committee on Natural Resources and Wildfire**

**Chair Jeff Golden**

Submitted by: Bryn Hudson, Legislative Coordinator

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Thank you for the opportunity to provide information related to HB 3372A, which makes changes to the exempt groundwater use statutes. This information is provided for informational purposes and the Oregon Water Resources Department is not taking a position.

OWRD believes that the bill does not accomplish the intent as it pertains to cannabis. The current language in section 1(9)(b) and section 2(9)(b) excludes only unregistered cannabis from the definition of a commercial garden. However, it has been indicated that the intent is to exclude marijuana (whether registered or unregistered) and unregistered hemp from the definition of commercial garden, meaning it would not be eligible for the exemption. To accomplish what we understand to be the intent, the following change would need to be made: “commercial garden does not mean a location ~~that is described in ORS 537.387(2)(a)~~ where plants in the plant Cannabis family Cannabaceae are grown, **unless registered under ORS 571.281.**” This language excludes cannabis, except for hemp registered with the Oregon Department of Agriculture. This means that marijuana, whether registered with the Oregon Liquor and Cannabis Commission, or grown illegally, would not be considered a commercial garden.