

March 18, 2019

Dear Chair Riley and Committee Members Girod, Dembrow, Hass, Olsen  
Senate Committee on Business and General Government

RE: SB365

<https://olis.leg.state.or.us/liz/2019R1/Measures/Overview/HB2233>

We are opposed to SB365

As we know two recent audits, one by the Secretary of State and one by OLCC in a legislative report of which both note that Oregon has a massive marijuana production oversupply.

<https://oregonsos.com/blog/2019/1/29/audit-of-oregons-framework-for-regulating-marijuana>

<https://www.oregon.gov/olcc/marijuana/Documents/Bulletins/2019%20Supply%20and%20Demand%20Legislative%20Report%20FINAL%20for%20Publication%28PDF%29.pdf>

Clackamas County has had over 545 marijuana land use applications applied for since January of 2016, with over 98% of those being for marijuana production.

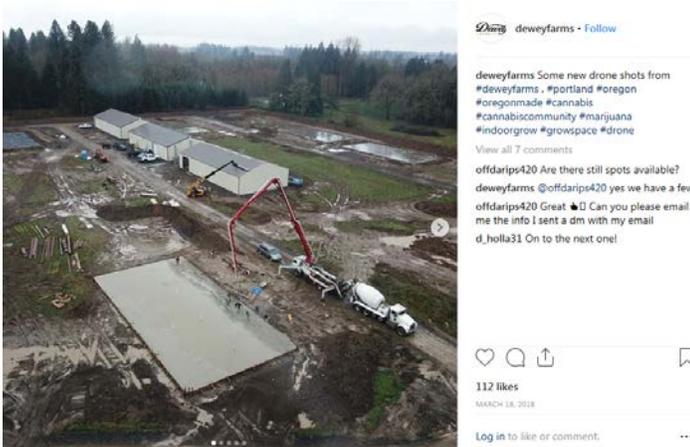
Large out-of-state and in state investors have been setting up EFU industrialized rent a marijuana grow building, in the middle of our EFU farm lands. Below are 4 examples.

- **267,264 sq. Ft. with 60 buildings on 20 acres** includes indoor growing, processing and hemp production. 60' x 100' cement slabs are being poured to erect steel buildings on prime farmland. They have already been burglarized and have ruined the quality of life and property values of surrounding property owners. When this project is building out, there will be an estimated 370 cars per day going in and out of this project and this does not include service vehicles such as delivery trucks, water trucks, daily garbage trucks, DHL delivery, UPS and FED Ex, along with other service providers. 10770 SE 362<sup>nd</sup>, Boring



<https://katu.com/news/local/thieves-smash-walls-with-sledgehammers-steal-pot-plants-from-licensed-grow-facility>

- **300,000 sq. ft. with 56 buildings** on 40 acres for indoor production who already have code violations for setting up a weapons shooting range on the same property. They are laying 60' x 100' cement slabs over prime farmland. This is a misuse of Oregon's EFU farmland. 11512 S. Barnard Rd, Molalla



- **358,000 sq. ft. with 89 buildings** on 26 acres that includes processing with 16 OLCC indoor and outdoor production in over 74 greenhouses. When this project is building out, there will be an estimated 370 cars per day going in and out of this project and this does not include service vehicles such as delivery trucks, water trucks, daily garbage trucks, DHL deliver, UPS and FED Ex, along with other service providers. 15171 S. Spangler Rd-Oregon City



- **687,720 sq. ft. with 58 buildings** on 19 acres for indoor and outdoor production in over 15 buildings-33 greenhouses 10 8 x 40 cargo containers. 14289 S. Vaughn Rd- Molalla

## PROJECT OVERVIEW



On February 6, 2019 Clackamas County Commissioners voted unanimously through ordinance ZDO271 to ban multi licensed marijuana productions sites in our EFU, AGF, and Timber zones, allowing only 1 OLCC or OHA marijuana production license on 1 tract of land.

OLCC has received over 2357 marijuana production applications with over 1, 115 active licenses along with the below in process. OLCC does not limit the number of marijuana production licenses issued on the same tract of land, therefore absolutely destroying this farmland.

[https://www.oregon.gov/olcc/marijuana/Documents/mj\\_app\\_stats\\_by\\_county.pdf](https://www.oregon.gov/olcc/marijuana/Documents/mj_app_stats_by_county.pdf)

	License Active	Approved Not Paid	Assigned	Ready For Assignment	Without Approved LUCS	Grand Total
Laboratory	21	0	9	0	1	31
Processor	210	0	122	121	125	578
Producer	1115	6	316	566	219	2222
Retailer	606	4	100	118	118	946
Wholesaler	147	0	62	71	69	349
Research	0	0	2	0	2	4
<b>Grand Total</b>	<b>2099</b>	<b>10</b>	<b>611</b>	<b>876</b>	<b>534</b>	<b>4130</b>

Urban Oregon legalized marijuana, but rural Oregon is paying the price with the over production and industrialization of our prime rural farmland.

The allowing of industrialized marijuana production in our EFU farmlands is outrageous, as it is destroying public safety, quality of life, property values.

We oppose SB365 and encourage the committee to consider the risks that would be involved with allowing such a bill. We can't think of any other farm crop that would increase traffic flow by over 1000% and allow multiple marijuana production licenses on the same tract of land. This is industrial and they should be charged the SDC system development charges accordingly and pay their fair share of the cost to building the surrounding infrastructure that supports their business.

**We might also offer the suggestion that an amendment be included that limits the number of marijuana production licenses that can be issued by OLCC on one tract of land, which will help to keep Oregon's EFU farmland from turning into an industrialized complex on prime farm land.**

We also oppose any attempt through Amendment 1 and 2 to remove or restrict a County or City's ability to continue their time, manner and place regulations that they have put into place, according to the needs of their County.

Respectfully submitted,

Shirley Morgan

# Senate Bill 365

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Senate Interim Committee on Judiciary)

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Prohibits local governments from imposing system development charge on projects related to production, processing or retailing of marijuana items. Allows premises used for marijuana production to continue to be used for marijuana production if premises was first licensed prior to city or county prohibition on marijuana production.

Clarifies that supervision, diversion or release conditions related to marijuana must be imposed in same manner as supervision, diversion or release conditions related to prescription drugs.

Declares emergency, effective on passage.

## A BILL FOR AN ACT

Relating to marijuana; creating new provisions; amending ORS 135.246, 135.893, 137.542, 144.086, 223.301 and 475B.968; repealing ORS 135.252; and declaring an emergency.

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

## LOCAL GOVERNANCE OF MARIJUANA ENTITIES

### **SECTION 1.** ORS 223.301 is amended to read:

223.301. (1) As used in this section, "employer" means any person who contracts to pay remuneration for, and secures the right to direct and control the services of, any person.

(2) A local government may not establish or impose a system development charge that requires an employer to pay a reimbursement fee or an improvement fee based on:

(a) The number of individuals hired by the employer after a specified date; or

(b) A methodology that assumes that costs are necessarily incurred for capital improvements when an employer hires an additional employee.

(3) A methodology set forth in an ordinance or resolution that establishes an improvement fee or a reimbursement fee shall not include or incorporate any method or system under which the payment of the fee or the amount of the fee is determined by the number of employees of an employer without regard to new construction, new development or new use of an existing structure by the employer.

**(4) A local government may not impose a system development charge on a farm use, as that term is defined in ORS 215.203 (2), that is conducted in an exclusive farm use zone.**

**SECTION 2.** Section 3 of this 2019 Act is added to and made a part of ORS 475B.010 to 475B.545.

**SECTION 3.** (1) A premises for which a marijuana producer holds a production license issued under ORS 475B.070 and that is located in an area subject to the jurisdiction of a city or county that has adopted a prohibition under ORS 475B.968 on marijuana production, or

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 has adopted or amended a county or local ordinance that causes marijuana production to be  
 2 a nonconforming land use, since the date on which the production license was first issued  
 3 may continue to be used to produce marijuana.

4 (2) A premises described in subsection (1) of this section is not required to be continually  
 5 owned or operated by the marijuana producer that was first issued a license under ORS  
 6 475B.070.

7 (3) A land use compatibility statement, in addition to that required for initial licensure,  
 8 from the city or county is not required for a premises described in subsection (1) of this  
 9 section if:

10 (a) The marijuana producer is applying for licensure renewal; or

11 (b) A change in ownership of the premises occurs but does not alter the marijuana plant  
 12 grow canopy size or whether the marijuana plant grow canopy is indoors or outdoors.

13 (4)(a) Alterations may be made to premises described in subsection (1) of this section if  
 14 the alterations:

15 (A) Are necessary in order for the premises to comply with a lawful requirement for al-  
 16 teration in production; or

17 (B) In the production or in the buildings, structures or physical improvements associated  
 18 with the premises have no greater adverse impact to the surrounding area.

19 (b) The city or county that has jurisdiction over the premises shall perform an evaluation  
 20 of proposed alterations and may deny only alterations that do not meet the criteria set out  
 21 in this subsection.

22 (5) If a premises described in subsection (1) of this section is not used for marijuana  
 23 production for a period of at least 12 calendar months, marijuana production may not be  
 24 resumed on the premises unless the marijuana production conforms to any zoning require-  
 25 ments or regulations applicable at the time of the proposed resumption.

26 **SECTION 4.** ORS 475B.968 is amended to read:

27 475B.968. (1) The governing body of a city or county may adopt ordinances to be referred to the  
 28 electors of the city or county as described in subsection (2) of this section that prohibit or allow the  
 29 establishment of any one or more of the following in the area subject to the jurisdiction of the city  
 30 or in the unincorporated area subject to the jurisdiction of the county:

31 (a) Marijuana processing sites registered under ORS 475B.840;

32 (b) Medical marijuana dispensaries registered under ORS 475B.858;

33 (c) Marijuana producers that hold a license issued under ORS 475B.070;

34 (d) Marijuana processors that hold a license issued under ORS 475B.090;

35 (e) Marijuana wholesalers that hold a license issued under ORS 475B.100;

36 (f) Marijuana retailers that hold a license issued under ORS 475B.105;

37 (g) Marijuana producers that hold a license issued under ORS 475B.070 and that the Oregon  
 38 Liquor Control Commission has designated as an exclusively medical licensee under ORS 475B.122;

39 (h) Marijuana processors that hold a license issued under ORS 475B.090 and that the commission  
 40 has designated as an exclusively medical licensee under ORS 475B.127;

41 (i) Marijuana wholesalers that hold a license issued under ORS 475B.100 and that the commis-  
 42 sion has designated as an exclusively medical licensee under ORS 475B.129;

43 (j) Marijuana retailers that hold a license issued under ORS 475B.105 and that the commission  
 44 has designated as an exclusively medical licensee under ORS 475B.131; or

45 (k) Any combination of the entities described in this subsection.

1 (2) If the governing body of a city or county adopts an ordinance under this section, the gov-  
2 erning body shall submit the measure of the ordinance to the electors of the city or county for ap-  
3 proval at the next statewide general election.

4 (3) If the governing body of a city or county adopts an ordinance under this section, the gov-  
5 erning body must provide the text of the ordinance:

6 (a) To the Oregon Health Authority, in a form and manner prescribed by the authority, if the  
7 ordinance concerns a medical marijuana dispensary registered under ORS 475B.858 or a marijuana  
8 processing site registered under ORS 475B.840; or

9 (b) To the commission, if the ordinance concerns a premises for which a license has been issued  
10 under ORS 475B.010 to 475B.545.

11 (4)(a) Upon receiving notice of a prohibition under subsection (3) of this section, the authority  
12 shall discontinue registering those entities to which the prohibition applies until the date of the next  
13 statewide general election.

14 (b) Upon receiving notice of a prohibition under subsection (3) of this section, the commission  
15 shall discontinue licensing those premises to which the prohibition applies until the date of the next  
16 statewide general election.

17 (5)(a) If an allowance is approved at the next statewide general election under subsection (2)  
18 of this section, and the allowance concerns an entity described in subsection (1)(a) or (b) of this  
19 section, the authority shall begin registering the entity to which the allowance applies on the first  
20 business day of the January immediately following the date of the statewide general election.

21 (b) If an allowance is approved at the next statewide general election under subsection (2) of  
22 this section, and the allowance concerns an entity described in subsection (1)(c) to (j) of this section,  
23 the commission shall begin licensing the premises to which the allowance applies on the first busi-  
24 ness day of the January immediately following the date of the next statewide general election.

25 (6) If the electors of a city or county approve an ordinance prohibiting or allowing an [*estab-*  
26 *lishment*] **entity** described in subsection (1)(a), (b) or (g) to (j) of this section, the governing body of  
27 the city or county may amend the ordinance, without referring the amendment to the electors of the  
28 city or county, to prohibit or allow any other [*establishment*] **entity** described in subsection (1)(a),  
29 (b) or (g) to (j) of this section.

30 (7) Notwithstanding any other provisions of law, a city or county that adopts an ordinance under  
31 this section that prohibits the establishment of an entity described in subsection (1) of this section  
32 may not impose a tax or fee on the production, processing or sale of marijuana or any product into  
33 which marijuana has been incorporated.

34 (8) Notwithstanding subsection (1) of this section, a medical marijuana dispensary is not subject  
35 to an ordinance adopted under this section if the medical marijuana dispensary:

36 (a) Is registered under ORS 475B.858 on or before the date on which the governing body adopts  
37 the ordinance; and

38 (b) Has successfully completed a city or county land use application process.

39 (9) Notwithstanding subsection (1) of this section, a marijuana processing site is not subject to  
40 an ordinance adopted under this section if the marijuana processing site:

41 (a) Is registered under ORS 475B.840 on or before the date on which the governing body adopts  
42 the ordinance; and

43 (b) Has successfully completed a city or county land use application process.

44 **SECTION 5. Section 3 of this 2019 Act and the amendments to ORS 233.301 and 475B.968**  
45 **by sections 1 and 4 of this 2019 Act apply to marijuana produced before, on and after the**

1 **operative date of this 2019 Act.**

2  
3 **DIVERSION, RELEASE OR SUPERVISION CONDITIONS RELATED TO MARIJUANA**

4  
5 **SECTION 6.** ORS 135.246 is amended to read:

6 135.246. (1) As used in this section, “cannabinoid concentrate,” “cannabinoid extract,” “medical  
7 cannabinoid product,” “registry identification card” and “usable marijuana” have the meanings  
8 given those terms in ORS 475B.791.

9 (2) *[Notwithstanding ORS 135.245, the conditions of release of a person who holds a registry*  
10 *identification card and is released from custody related to the use of usable marijuana, medical*  
11 *cannabinoid products, cannabinoid concentrates or cannabinoid extracts must be imposed in the same*  
12 *manner as conditions of release of a person released from custody related to prescription drugs]* **If a**  
13 **person who holds a registry identification card is released under ORS 135.230 to 135.290, any**  
14 **release conditions related to the use of usable marijuana, medical cannabinoid products,**  
15 **cannabinoid concentrates or cannabinoid extracts must be imposed in the same manner as**  
16 **would be imposed release conditions related to prescription drugs.**

17 **SECTION 7.** ORS 135.893 is amended to read:

18 135.893. (1) As used in this section, “cannabinoid concentrate,” “cannabinoid extract,” “medical  
19 cannabinoid product,” “registry identification card” and “usable marijuana” have the meanings  
20 given those terms in ORS 475B.791.

21 (2) *[Notwithstanding ORS 135.891, the conditions of diversion of a person who holds a registry*  
22 *identification card and enters into a diversion agreement related to the use of usable marijuana, med-*  
23 *ical cannabinoid products, cannabinoid concentrates or cannabinoid extracts must be imposed in the*  
24 *same manner as the conditions of diversion of a person who enters into a diversion agreement related*  
25 *to prescription drugs]* **For a person who holds a registry identification card who is subject to**  
26 **a diversion agreement under ORS 135.891, the diversion conditions related to the use of us-**  
27 **able marijuana, medical cannabinoid products, cannabinoid concentrates or cannabinoid ex-**  
28 **tracts must be imposed in the same manner as the diversion conditions related to**  
29 **prescription drugs.**

30 **SECTION 8.** ORS 137.542 is amended to read:

31 137.542. (1) As used in this section, “cannabinoid concentrate,” “cannabinoid extract,” “medical  
32 cannabinoid product,” “registry identification card” and “usable marijuana” have the meanings  
33 given those terms in ORS 475B.791.

34 (2) *Notwithstanding ORS 137.540, [the conditions of supervision of a person who holds a registry*  
35 *identification card and is sentenced to probation related to the use of usable marijuana, medical*  
36 *cannabinoid products, cannabinoid concentrates or cannabinoid extracts must be imposed in the same*  
37 *manner as the conditions of supervision of a person sentenced to probation related to prescription*  
38 *drugs]* **if a person who holds a registry identification card is sentenced to probation, super-**  
39 **vision conditions related to the use of usable marijuana, medical cannabinoid products,**  
40 **cannabinoid concentrates or cannabinoid extracts must be imposed in the same manner as**  
41 **the court would impose supervision conditions related to prescription drugs.**

42 **SECTION 9.** ORS 144.086 is amended to read:

43 144.086. (1) As used in this section, “cannabinoid concentrate,” “cannabinoid extract,” “medical  
44 cannabinoid product,” “registry identification card” and “usable marijuana” have the meanings  
45 given those terms in ORS 475B.791.

1 (2) Notwithstanding ORS 144.102 and 144.270, *[the conditions of supervision of a person who holds*  
 2 *a registry identification card and is released from prison or jail to post-prison supervision or parole*  
 3 *related to the use of usable marijuana, medical cannabinoid products, cannabinoid concentrates or*  
 4 *cannabinoid extracts must be imposed in the same manner as the conditions of supervision of a person*  
 5 *sentenced to probation related to prescription drugs]* **if a person who holds a registry identification**  
 6 **card is released on post-prison supervision or parole, the supervision conditions related to**  
 7 **the use of usable marijuana, medical cannabinoid products, cannabinoid concentrates or**  
 8 **cannabinoid extracts must be imposed in the same manner as supervision conditions related**  
 9 **to prescription drugs.**

10 **SECTION 10. ORS 135.252 is repealed on January 1, 2020.**

11  
 12 **CAPTIONS**

13  
 14 **SECTION 11. The unit captions used in this 2019 Act are provided only for the conven-**  
 15 **ience of the reader and do not become part of the statutory law of this state or express any**  
 16 **legislative intent in the enactment of this 2019 Act.**

17  
 18 **OPERATIVE AND EFFECTIVE DATES**

19  
 20 **SECTION 12. (1) Section 3 of this 2019 Act and the amendments to ORS 135.246, 135.893,**  
 21 **137.542, 144.086, 223.301 and 475B.968 by sections 1, 4 and 6 to 9 of this 2019 Act become op-**  
 22 **erative on January 1, 2020.**

23 **(2) The Oregon Liquor Control Commission may take any action before the operative date**  
 24 **specified in subsection (1) of this section that is necessary to enable the commission to ex-**  
 25 **ercise, on and after the operative date specified in subsection (1) of this section, all of the**  
 26 **duties, functions and powers conferred on the commission by section 3 of this 2019 Act and**  
 27 **the amendments to ORS 135.246, 135.893, 137.542, 144.086, 223.301 and 475B.968 by sections 1,**  
 28 **4 and 6 to 9 of this 2019 Act.**

29 **SECTION 13. This 2019 Act being necessary for the immediate preservation of the public**  
 30 **peace, health and safety, an emergency is declared to exist, and this 2019 Act takes effect**  
 31 **on its passage.**

SB 365-1  
(LC 822)  
2/26/19 (SCT/ps)

Requested by Senator PROZANSKI

**PROPOSED AMENDMENTS TO  
SENATE BILL 365**

1       On page 1 of the printed bill, line 21, after “charge” delete the rest of the  
2 line and delete line 22 and insert “for increased use of a transportation fa-  
3 cility that results from the production of marijuana on a property located in  
4 an exclusive farm use zone.”.

5

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Requested by Senator PROZANSKI

**PROPOSED AMENDMENTS TO  
SENATE BILL 365**

1 On page 1 of the printed bill, line 3, after “223.301” insert “, 475B.063,  
2 475B.486”.

3 On page 2, after line 25, insert:

4 **“SECTION 4.** ORS 475B.063 is amended to read:

5 “475B.063. (1) Prior to receiving a license under ORS 475B.070, 475B.090,  
6 475B.100 or 475B.105, an applicant shall request a land use compatibility  
7 statement from the city or county that authorizes the land use. The land use  
8 compatibility statement must demonstrate that the requested license is for  
9 a land use that is allowable as a permitted or conditional use within the  
10 given zoning designation where the land is located. The Oregon Liquor  
11 Control Commission may not issue a license if the land use compatibility  
12 statement shows that the proposed land use is prohibited in the applicable  
13 zone.

14 “(2) Except as provided in subsection (3) of this section, a city or county  
15 that receives a request for a land use compatibility statement under this  
16 section must act on that request within 21 days of:

17 “(a) Receipt of the request, if the land use is allowable as an outright  
18 permitted use; or

19 “(b) Final local permit approval, if the land use is allowable as a condi-  
20 tional use.

21 “(3) A city or county that receives a request for a land use compatibility

1 statement under this section is not required to act on that request during  
2 the period that the commission discontinues licensing those premises pursu-  
3 ant to ORS 475B.968 (4)(b).

4 “(4) A city or county action concerning a land use compatibility state-  
5 ment under this section is not a land use decision for purposes of ORS  
6 chapter 195, 196, 197, 215 or 227.

7 “(5) **For purposes of this section, the production of marijuana is an**  
8 **outright permitted use of land that is located within an exclusive farm**  
9 **use zone.**

10 “**SECTION 5.** ORS 475B.486 is amended to read:

11 “475B.486. (1) For purposes of this section, ‘reasonable regulations’ in-  
12 cludes:

13 “(a) Reasonable conditions on the manner in which a marijuana producer  
14 that holds a license issued under ORS 475B.070 may produce marijuana **on**  
15 **premises that are not located within an exclusive farm use zone** or in  
16 which a researcher of cannabis that holds a certificate issued under ORS  
17 475B.286 may produce marijuana or propagate immature marijuana plants  
18 **on premises that are not located within an exclusive farm use zone;**

19 “(b) Reasonable conditions on the manner in which a marijuana processor  
20 that holds a license issued under ORS 475B.090 may process marijuana or in  
21 which a researcher of cannabis that holds a certificate issued under ORS  
22 475B.286 may process marijuana;

23 “(c) Reasonable conditions on the manner in which a marijuana whole-  
24 saler that holds a license issued under ORS 475B.100 may sell marijuana at  
25 wholesale;

26 “(d) Reasonable conditions on the manner in which a marijuana retailer  
27 that holds a license issued under ORS 475B.105 may sell marijuana items;

28 “(e) Reasonable limitations on the hours during which a premises for  
29 which a license has been issued under ORS 475B.010 to 475B.545 may operate;

30 “(f) Reasonable requirements related to the public’s access to a premises

1 for which a license or certificate has been issued under ORS 475B.010 to  
2 475B.545; and

3 “(g) Reasonable limitations on where a premises for which a license or  
4 certificate may be issued under ORS 475B.010 to 475B.545 may be located.

5 “(2) Notwithstanding ORS 30.935, 215.253 (1) or 633.738, the governing  
6 body of a city or county may adopt ordinances that impose reasonable regu-  
7 lations on the operation of businesses located at premises for which a license  
8 or certificate has been issued under ORS 475B.010 to 475B.545 if the premises  
9 are located in the area subject to the jurisdiction of the city or county, ex-  
10 cept that the governing body of a city or county may not:

11 “(a) Adopt an ordinance that prohibits a premises for which a license has  
12 been issued under ORS 475B.105 from being located within a distance that  
13 is greater than 1,000 feet of another premises for which a license has been  
14 issued under ORS 475B.105.

15 “(b) Adopt an ordinance that imposes a setback requirement for an agri-  
16 cultural building used to produce marijuana located on a premises for which  
17 a license has been issued under ORS 475B.070 if the agricultural building:

18 “(A) Was constructed on or before July 1, 2015, in compliance with all  
19 applicable land use and building code requirements at the time of con-  
20 struction;

21 “(B) Is located at an address where a marijuana grow site first registered  
22 with the Oregon Health Authority under ORS 475B.810 on or before January  
23 1, 2015;

24 “(C) Was used to produce marijuana pursuant to the provisions of ORS  
25 475B.785 to 475B.949 on or before January 1, 2015; and

26 “(D) Has four opaque walls and a roof.

27 “(c) **Except as provided in subsection (3) of this section, adopt an**  
28 **ordinance that applies to premises for which a license has been issued**  
29 **under ORS 475B.070 and that are located within an exclusive farm use**  
30 **zone unless the ordinance applies to any farm use, as defined in ORS**

1 **215.203, of land that is located in an exclusive farm use zone.**

2 **“(3) For premises located within an exclusive farm use zone, the**  
3 **governing body of a city or county may adopt an ordinance that ap-**  
4 **plies to premises for which a license has been issued under ORS**  
5 **475B.070 and that:**

6 **“(a) Prohibits the outdoor production of marijuana within 100 feet**  
7 **from the boundary of a lot or parcel that is used for the production**  
8 **of marijuana; and**

9 **“(b) Imposes reasonable regulations to shield from the view of**  
10 **passersby agricultural buildings not described in subsection (2)(b) of**  
11 **this section, if the requirements do not:**

12 **“(A) Substantially interfere with the production authorized by the**  
13 **license issued under ORS 475B.070; or**

14 **“(B) Significantly increase production costs.”.**

15 In line 26, delete “4” and insert “6”.

16 On page 3, line 44, delete “5” and insert “7” and after “223.301” insert “,  
17 475B.063, 475B.486”.

18 In line 45, after “4” insert “to 6”.

19 On page 4, line 5, delete “6” and insert “8”.

20 In line 17, delete “7” and insert “9”.

21 In line 30, delete “8” and insert “10”.

22 In line 42, delete “9” and insert “11”.

23 On page 5, line 10, delete “10” and insert “12”.

24 In line 14, delete “11” and insert “13”.

25 In line 20, delete “12” and insert “14”.

26 Delete line 21 and insert “137.542, 144.086, 223.301 475B.063, 475B.486 and  
27 475B.968 by sections 1, 4 to 6 and 8 to 11 of this 2019 Act become op-”.

28 In line 27, after “223.301” insert “, 475B.063, 475B.486”.

29 Delete line 28 and insert “4 to 6 and 8 to 11 of this 2019 Act.”.

30 In line 29, delete “13” and insert “15”.

