

**PROPOSED AMENDMENTS TO
HOUSE BILL 2693**

1 On page 1 of the printed bill, line 2, after "ORS" delete the rest of the
2 line and insert "475.302 and 475.340."

3 Delete lines 4 through 31 and delete pages 2 through 4 and insert:

4 **SECTION 1.** ORS 475.302 is amended to read:

5 "475.302. As used in ORS 475.300 to 475.346:

6 "(1) 'Attending physician' means a physician licensed under ORS chapter
7 677 who has primary responsibility for the care and treatment of a person
8 diagnosed with a debilitating medical condition.

9 "(2) 'Debilitating medical condition' means:

10 "(a) Cancer, glaucoma, positive status for human immunodeficiency virus
11 or acquired immune deficiency syndrome, or treatment for these conditions;

12 "(b) A medical condition or treatment for a medical condition that
13 produces, for a specific patient, one or more of the following:

14 "(A) Cachexia;

15 "(B) Severe pain;

16 "(C) Severe nausea;

17 "(D) Seizures, including but not limited to seizures caused by epilepsy;

18 or

19 "(E) Persistent muscle spasms, including but not limited to spasms caused
20 by multiple sclerosis; or

21 "(c) Any other medical condition or treatment for a medical condition
22 adopted by the department by rule or approved by the department pursuant
23 to a petition submitted pursuant to ORS 475.334.

24 "(3) 'Delivery' has the meaning given that term in ORS 475.005.

1 “(4) ‘Department’ means the Department of Human Services.

2 “(5) ‘Designated primary caregiver’ means an individual 18 years of age
3 or older who has significant responsibility for managing the well-being of a
4 person who has been diagnosed with a debilitating medical condition and
5 who is designated as such on that person’s application for a registry iden-
6 tification card or in other written notification to the department. ‘Designated
7 primary caregiver’ does not include the person’s attending physician.

8 “(6) ‘Marijuana’ has the meaning given that term in ORS 475.005.

9 “(7) ‘Medical use of marijuana’ means the production, possession, deliv-
10 ery, or administration of marijuana, **including having evidence of**
11 **marijuana in the person’s system**, or paraphernalia used to administer
12 marijuana, as necessary for the exclusive benefit of a person to mitigate the
13 symptoms or effects of [*his or her*] **the person’s** debilitating medical condi-
14 tion.

15 “(8) ‘Production’ has the same meaning given that term in ORS 475.005.

16 “(9) ‘Registry identification card’ means a document issued by the de-
17 partment that identifies a person authorized to engage in the medical use
18 of marijuana and the person’s designated primary caregiver, if any.

19 “(10) ‘Usable marijuana’ means the dried leaves and flowers of the plant
20 Cannabis family Moraceae, and any mixture or preparation thereof, that are
21 appropriate for medical use as allowed in ORS 475.300 to 475.346. ‘Usable
22 marijuana’ does not include the seeds, stalks and roots of the plant.

23 “(11) ‘Written documentation’ means a statement signed by the attending
24 physician of a person diagnosed with a debilitating medical condition or
25 copies of the person’s relevant medical records.

26 “**SECTION 2.** ORS 475.340 is amended to read:

27 “475.340. Nothing in ORS 475.300 to 475.346 shall be construed to
28 [*require*]:

29 “(1) **Require** a government medical assistance program or private health
30 insurer to reimburse a person for costs associated with the medical use of

1 marijuana; *[or]*

2 “(2) **Require** an employer to accommodate the medical use of marijuana
3 *[in any workplace.]; or*

4 “(3) **Preclude or restrict** an employer from establishing or enforcing
5 **a policy to achieve or maintain a drug-free workforce.”.**

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