



## Tips for Water Haulers to Comply with HB 4061 – Effective June 3, 2022

House Bill 4061, passed by the Oregon Legislature in 2022, provides additional enforcement tools to curb unauthorized water use at locations growing hemp or marijuana plants (more broadly referred to as cannabis), as well as establishes new provisions related to water hauling. HB 4061 prohibits hauling water to a cannabis site that is not licensed with the Oregon Department of Agriculture (ODA), the Oregon Liquor and Cannabis Commission (OLCC), or the Oregon Health Authority (OHA) and requires water haulers to retain records of water deliveries for irrigation or nursery purposes. Violations of the bill may result in civil or criminal penalties.

This flyer provides tips and guidance to water haulers for staying in compliance when delivering water to cannabis operations. More information about the bill can be found at <https://go.usa.gov/xum7h>.

### Tips for vetting cannabis sites for water deliveries

The best way to remain in compliance with provisions of this bill is to not deliver water to an unregistered site by ensuring that the cannabis sites that you are delivering water to are registered with either ODA, OLCC, or OHA. One exception is if the site does not require registration because there are no more than four cannabis plants on site – in those cases it is considered personal use and water may be delivered. Registered cannabis operations will have an active license number with either ODA, OLCC, or OHA.

#### *Industrial Hemp Sites (ODA)*

ODA is the agency that licenses industrial hemp growers in Oregon. There are two ways to access hemp grower information:

1. **Hemp grower license search database** – This database downloads as an excel spreadsheet and is organized by license number. This spreadsheet also contains license holder information as well as site location; the delivery location should match the site location on the license information. This will be the quickest way to determine if a hemp site is registered.

To scan the QR code to the right, open the mobile phone camera, focus on the QR code to the right, and click on the link when it appears on screen. Or, access the database at:

<http://oda.state.or.us/dbs/licenses/search.lasso?&division=nursery>



2. **Hemp records inquiry** – you can also email [hemp-records@oda.oregon.gov](mailto:hemp-records@oda.oregon.gov). ODA staff will typically respond within one business day for simple inquiries such as address checks and license verification.

Licensed hemp growers may also opt to provide their water haulers with their hemp growers license number and/or a copy of their license from ODA for the most recent year.

#### *Recreational Marijuana Sites*

OLCC is the agency that licenses recreational marijuana producers in Oregon. There are two ways to access recreational marijuana producer information:

1. **Approved marijuana license database** – This database downloads as an excel spreadsheet or PDF and is organized by license number. The spreadsheet contains information for recreational marijuana producers, processors, retailers, wholesalers, and researchers and contains the name of a business, the license number, and the county that the site is located (the full address is exempt from public records).

Filter the spreadsheet by “Recreational Producer” to locate the proper license number. This will be the quickest way to determine if a recreational marijuana site is registered.

To scan the QR code to the right, open mobile phone camera, focus on QR code, click on link when it appears on screen, or access this database at:

<https://www.oregon.gov/olcc/marijuana/Pages/Recreational-Marijuana-Licensing.aspx>.



- 2. Recreational marijuana records inquiry** –Email [marijuana@oregon.gov](mailto:marijuana@oregon.gov). OLCC staff will typically respond within one business day for simple inquiries such as license number verifications. *Note that OLCC staff cannot confirm address locations for registered sites.*

Licensed recreational marijuana producers may opt to provide their OLCC producers license number and/or a copy of their license from OLCC for the most recent year; a copy of their license should have the registered site address listed.

All registered recreation marijuana production sites should have the following characteristics:

- Less than an acre of flowering plants
- Have video cameras
- All the people working at the grow will have worker permits

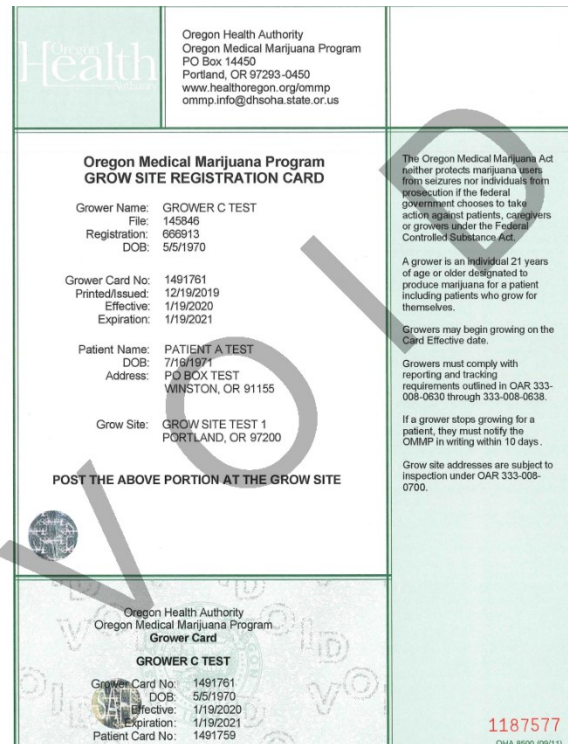
If a recreational marijuana site does not appear to conform with the above provisions, it may not be a registered operation and should be reported to [marijuana@oregon.gov](mailto:marijuana@oregon.gov).

### Medical Marijuana Sites

The Oregon Medical Marijuana Program (OMMP) registers medical marijuana growers and grow sites in Oregon. The OMMP resides within the agency, Oregon Health Authority. There are strict confidentiality statutes that prohibit the program from publicly disclosing participants and locations registered, which would include verifying information with water haulers.

Although water haulers will not be able to verify with the program directly, they could verify a registered grow site by requesting the customer provide a copy of the grower’s state issued grow site placard:

- The grow site placard has a silver foil seal and includes the grower’s name, grow site location, and the effective and expiration dates the grower is approved and registered to grow at that location (example placard to the right).
- Growers are required by law to post the placard at the grow site location.
- Growers may also have a registry card on their person, which they may opt to provide to a water hauler.



If a medical marijuana site does not appear to conform with the above provisions, it may not be a registered operation and should be reported to [medmj@dispensaries@state.or.us](mailto:medmj@dispensaries@state.or.us) or 971-673-1234.