House Bill 3371

Sponsored by Representative J SMITH

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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.**

Creates Task Force on Driving Under the Influence of Marijuana. Requires task force to submit report and any recommendations to interim legislative committee on crime by October 1, 2010. Sunsets task force on date of convening of next regular biennial legislative session.

Declares emergency, effective on passage.

A BILL FOR AN ACT

- 2 Relating to driving under the influence of marijuana; and declaring an emergency.
- 3 Be It Enacted by the People of the State of Oregon:
- 4 <u>SECTION 1.</u> (1) There is created the Task Force on Driving Under the Influence of Marijuana, consisting of four members appointed as follows:
 - (a) The Superintendent of State Police shall appoint:
 - (A) One member from the Department of State Police who is knowledgeable about controlled substances; and
 - (B) One member from sheriffs recommended by the Oregon State Sheriffs' Association who is knowledgeable about controlled substances.
 - (b) The Director of Human Services shall appoint two members from the Department of Human Services who are knowledgeable about controlled substances.
 - (2) The task force shall:
 - (a) Study methods of determining whether a person is under the influence of marijuana; and
 - (b) Determine whether a roadside test can rapidly and qualitatively detect whether a person is driving under the influence of marijuana.
 - (3) A majority of the members of the task force constitutes a quorum for the transaction of business.
 - (4) Official action by the task force requires the approval of a majority of the members of the task force.
 - (5) The task force shall elect one of its members to serve as chairperson.
 - (6) If there is a vacancy for any cause, the appointing authority shall make an appointment to become immediately effective.
 - (7) The task force shall meet at times and places specified by the call of the chairperson or of a majority of the members of the task force.
 - (8) The task force may adopt rules necessary for the operation of the task force.
 - (9) The task force shall submit a report, and may include recommendations for legislation, to an interim legislative committee on crime no later than October 1, 2010.
 - (10) The Department of State Police shall provide staff support to the task force.

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.

(11) Members of the task force are not entitled to compensation, but may be reimbursed
for actual and necessary travel and other expenses incurred by them in the performance of
their official duties in the manner and amounts provided for in ORS 292.495. Claims for ex-
penses shall be paid out of funds appropriated to the Department of State Police for purposes
of the task force.

- (12) All agencies of state government, as defined in ORS 174.111, are directed to assist the task force in the performance of its duties and, to the extent permitted by laws relating to confidentiality, to furnish such information and advice as the members of the task force consider necessary to perform their duties.
- <u>SECTION 2.</u> Section 1 of this 2009 Act is repealed on the date of the convening of the next regular biennial legislative session.

SECTION 3. This 2009 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2009 Act takes effect on its passage.
