

**Written Testimony in Support of Senate Bill 1531
and the Dash-3 and Dash-4 Amendments**

Chair Prozanski, Vice-Chair Close, and Senators Dembrow, Kruse, and Roblan,

The Association of Oregon Counties (AOC) strongly urges you to support Senate Bill 1531, and the Dash-3 and Dash-4 amendments.

Last year, the Legislature passed House Bill 3460, creating the most unregulated marijuana dispensary program in the Nation. The marijuana industry is saying “trust us.” Many counties and cities are willing to do just that. Others want to wait and see. They should have that right.

Here is the issue: The seed preemption bill, Senate Bill 863, passed in the Special Session a few months ago, arguably preempts local authority to regulate or opt out of having dispensaries, an unintended consequence of that bill. However, federal law likely trumps that preemption. But the legal uncertainty of these conclusions will certainly be litigated. **Senate Bill 1531 clarifies that cities and counties have the right to regulate or opt out of having dispensaries, and avoids years of protracted, expensive, and needless litigation.**

Dash-3 amendments: House Bill 3460 has many deficiencies. The Dash-3 amendments would fix only two of those:

(1) Most states with dispensaries provide at least some **basic regulation of THC-infused products that are marketed or attractive to kids** (*see* the examples on the reverse). Not Oregon. The Dash-3 amendments fix that by providing the Oregon Health Authority (OHA) with some basic authority to regulate the packaging of those types of products.

(2) Under current law, a dispensary cannot be **located within 1,000 feet of a school**. However, **preschools were left out** of the definition. The Dash-3 amendments fix that.

The Dash-4 amendments fix some technical language issues, as requested by OHA.

Please support Senate Bill 1531, and the Dash-3 and Dash-4 amendments.

Sincerely,



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Examples of THC-infused products attractive to youth



Gummi Bears



Suckers



Candy Bars



Cotton Candy



Ice Cream Bars



Toaster Treats



Sodas

**Top 10 Deficiencies with House Bill 3460
and the
Oregon Medical Marijuana Dispensary Program**

- 1. Only 4 employees to run the whole Program.**
Colorado struggled to run a similar program with over two dozen employees. The Governor has called for “extraordinarily vigorous . . . enforcement of the rules.” With only four employees, there will be virtually no enforcement of the rules.
- 2. Dispensers are unlicensed and unregulated.**
Unlike others who lawfully dispense drugs and alcohol in our community, such as pharmacists and alcohol servers, those who will dispense marijuana in dispensaries are unlicensed and unregulated.
- 3. Testing facilities are unlicensed and unregulated.**
- 4. Manufacturers are unlicensed and unregulated.**
- 5. Product types are unregulated.**
(e.g., BHO, RSO, hashish, etc)
- 6. Packaging and marketing are unregulated.**
(e.g., gummi bears, candy bars, etc)
The Dash-3 amendments to House Bill 1531 partially address this.
- 7. Labeling is largely unregulated.**
- 8. Zoning issues are convoluted.**
- 9. Local control issues will be litigated.**
The Dash-3 amendments to House Bill 1531 address this.
- 10. The Indoor Clean Air Act doesn't apply.**
Smoking on premises by employees will be allowed.