

REVENUE: No revenue impact

FISCAL: Fiscal statement issued

Action:	Do Pass as Amended and Be Printed Engrossed
Vote:	8 - 0 - 1
Yeas:	Barton, Cameron, Hicks, Krieger, Lininger, Olson, Williamson, Barker
Nays:	0
Exc.:	Tomei
Prepared By:	Bill Taylor, Counsel
Meeting Dates:	2/24

WHAT THE MEASURE DOES: Allows a county to impose restrictions on marijuana facilities that impose reasonable limitations on the hours that a medical marijuana facility may operate, reasonable limitations on the hours of operation, reasonable zoning restrictions, and reasonable conditions on the dispensing of medical marijuana. Allows the governing body of a city or county to adopt ordinances that prohibit the establishment of medical marijuana facilities or regulate these facilities. Prohibits the transfer of marijuana infused products unless the product is properly packaged. Requires the Oregon Health Authority to consider the federal Poison Prevention Packaging Act when adopting regulations for the packaging of marijuana infused products. Effective March 1, 2014.

ISSUES DISCUSSED:

- Local control
- Limited to local government jurisdiction

EFFECT OF COMMITTEE AMENDMENT: Allows the governing body of a city or county to adopt ordinances that prohibit the establishment of medical marijuana facilities or regulate these facilities. Prohibits the transfer of marijuana infused products unless the product is properly packaged. Requires the Oregon Health Authority to consider the federal Poison Prevention Packaging Act when adopting regulations for the packaging of marijuana infused products.

BACKGROUND: ORS 475.304 directs the Oregon Health Authority to establish by marijuana grow site registration system to authorize the production of marijuana by marijuana card holders or their caregivers. ORS 475.314 directs the health authority to establish by rule a medical marijuana facility system to authorize the transfer of useable marijuana from a marijuana cardholder, caregiver or person responsible for the marijuana grow site to a medical marijuana facility or from a medical marijuana facility to a medical marijuana cardholder or caregiver. These statutory provisions preclude county and city government from regulating medical marijuana.