

**77th OREGON LEGISLATIVE ASSEMBLY – 2014 Regular Session**  
**STAFF MEASURE SUMMARY**  
**House Committee on Rules**

**MINORITY REPORT**  
**MEASURE: SB 1531 MRB**  
**CARRIER: Rep. Hicks**

**REVENUE: No revenue impact**  
**FISCAL: Fiscal statement issued**

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**Action:** Do Pass  
**Signers of the Report:** Rep. Hicks and Rep. Jenson  
**Prepared By:** Erin Seiler, Administrator  
**Meeting Dates:** 3/4

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

**ISSUES DISCUSSED:**

- Amendment
- Preemption by federal law
- Operation of moratorium
- Refunding of fees
- Relationship between alcohol and marijuana regulation
- Time, place and manner ordinances for cities and counties
- Interim work group
- Refusal to issue business license without city or county moratorium
- Potential litigation issues
- State preemption of local government

**EFFECT OF MINORITY AMENDMENT:** No amendment.

**BACKGROUND:** ORS 475.304 directs the Oregon Health Authority (OHA) 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 OHA 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.

3/5/2014 8:41:00 AM

*This summary has not been adopted or officially endorsed by action of the committee.*

Committee Services Form – 2014 Regular Session