

**Joint Committee On Implementing Measure 91**

**Fiscal:** Fiscal impact issued  
**Revenue:** Revenue impact issued

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**Action Date:** 06/25/15

**Action:** Do Pass.

**Meeting Dates:** 03/04, 06/23, 06/25

**Vote:**

**House**

Yeas: 5 - Buckley, Helm, Lininger, Olson, Wilson

**Senate**

Yeas: 5 - Beyer, Burdick, Ferrioli, Kruse, Prozanski

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**WHAT THE MEASURE DOES:**

Allows medical marijuana dispensaries to sell up to one quarter ounce of dried leaves and flowers and four immature marijuana plants to persons at least 21 years of age starting October 1, 2015. Requires Oregon Health Authority (OHA) to create rules implementing measure. Allows local governments to pass ordinances prohibiting sales. Sunsets December 31, 2016. Declares emergency, effective on passage.

**ISSUES DISCUSSED:**

- Prevalence of commercial land near schools
- Public safety issues associated with medical marijuana dispensaries
- Sale of marijuana by medical marijuana dispensaries
- Taxation system rollout times

**EFFECT OF COMMITTEE AMENDMENT:**

Replaces measure.

**BACKGROUND:**

Measure 91, passed by Oregon voters in 2014, allows persons 21 years of age to possess, gift and grow marijuana starting July 1, 2015. However, Measure 91 does not allow the Oregon Liquor Control Commission to start licensing marijuana growers or retailers until January 4, 2016. This creates a system wherein a person can legally possess or grow marijuana but does not have a legal way to buy marijuana or immature marijuana plants.

There are over 300 registered medical marijuana dispensaries in Oregon, regulated by the Oregon Health Authority. These dispensaries can only sell marijuana to registered medical marijuana cardholders of the Oregon Medical Marijuana Program (OMMP).

Senate Bill 460 A allows medical marijuana dispensaries to sell up to one quarter ounce of marijuana and four immature marijuana plants to persons who are not registered with the OMMP starting October 1, 2015. The measure further allows city or county governing boards to pass ordinances prohibiting those sales.