

SB 863 A STAFF MEASURE SUMMARY
Joint Committee On Marijuana Regulation

Carrier: Rep. Wilson

Action Date: 03/07/17
Action: Do Pass.
Senate Vote
Yeas: 5 - Beyer, Burdick, Ferrioli, Kruse, Prozanski
House Vote
Yeas: 5 - Fahey, Helm, Lininger, Olson, Wilson
Fiscal: Has minimal fiscal impact
Revenue: No revenue impact
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WHAT THE MEASURE DOES:

Prohibits marijuana retailer from recording, retaining, or transferring information that may be used to identify a customer. Provides exception for customers that voluntarily offer name and contact information for marketing purposes. Requires marijuana retailer to destroy any information that may be used to identify a customer within 30 days of the effective date. Declares emergency, effective on passage.

ISSUES DISCUSSED:

- Marijuana customer privacy
- Transaction tracking and tax-free purchases
- Oregon Health Authority rulemaking authority

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

Under current Oregon law, a person buying marijuana without a medical marijuana card is required to prove they are over the age of 21 by producing either a passport, driver's license, identification card, United States military identification, or any other state-issued identification card that shows a picture, name, and date of birth of a person. Nowhere within current Oregon law or administrative rule is there a requirement that this information be kept or recorded.

Senate Bill 863 A would prohibit recreational marijuana retailers from keeping or transferring any identifying customer information unless that customer offers their contact information in order to receive marketing materials or coupons. The measure would also require the marijuana retailer to destroy any information they currently hold on file within 30 days of the effective date of the measure.