

SB 56 A STAFF MEASURE SUMMARY
Joint Committee On Marijuana Regulation

Carrier: Rep. Fahey

Action Date: 06/06/17

Action: Do Pass the A-Eng bill.

House Vote

Yeas: 4 - Fahey, Lininger, Olson, Wilson

Exc: 1 - Helm

Senate Vote

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

Fiscal: Has minimal fiscal impact

Revenue: Revenue impact issued

Prepared By: Adam Crawford, LPRO Analyst

WHAT THE MEASURE DOES:

Allows a city or county that has enacted an ordinance prohibiting or allowing medical marijuana establishments to amend the ordinance to prohibit or allow exclusively medical licensees without referring the amendment to the jurisdiction's electors.

Allows Oregon Liquor Control Commission (OLCC) licensed Micro Tier I and Micro Tier II recreational marijuana producers to process marijuana into cannabinoid concentrates through specified concentration methods.

Finds and declares unregulated commerce of marijuana items is a serious danger to public health and safety. Allows OLCC to restrict, suspend, or refuse to renew a license issued if the OLCC concludes the licensee has sold, stored, or transferred marijuana in a manner not permitted by their license. Requires OLCC and Oregon Health Authority (OHA) to maintain a telephone line for informing a person designated by a city, county, the Water Resources Department, or a district watermaster as to whether an address or premises is an OLCC-licensed or OHA-registered marijuana establishment.

Allows marijuana retailer to retain customer information specified by OLCC administrative rule as necessary to make deliveries.

Exempts from immature plant limits Oregon Medical Marijuana Program growers applying for OLCC producers licensure on or before the effective date of the measure.

Allows transfer of marijuana between dispensaries owned or substantially owned by the same persons. Provides additional sanctioning authority for OLCC with specific findings against an applicant or licensee.

Declares emergency, effective on passage.

ISSUES DISCUSSED:

- Taxation of marijuana grown on federally recognized tribal lands
- Statutory prohibitions on OHA publicizing medical marijuana grow sites
- OLCC authority for regulating licensees

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

The changes to marijuana law made in the 2015, 2016, and 2017 legislative sessions, relating to the interaction between the recreational OLCC-licensed system and the medical OHA-registered system, created some legal ambiguities around those two systems.

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

SB 56 A STAFF MEASURE SUMMARY

Senate Bill 56 A would make a series of primarily technical changes to clarify OLCC licensing authority, local control options relating to the allowance or prohibition of marijuana establishments, authorities of OLCC licensees regarding holding information required to make deliveries, and OHA-registered medical marijuana growers trying to enter the recreational markets.