

# Senate Bill 863

Sponsored by Senator PROZANSKI, Representative LININGER; Senators BEYER, BURDICK, FERRIOLI, KRUSE, Representatives FAHEY, HELM, OLSON, WILSON

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Prohibits marijuana retailers and medical marijuana dispensaries from retaining identification information of consumers and registry identification cardholders for more than 48 hours after close of business on business day on which marijuana retailer or medical marijuana dispensary acquired information.

Prohibits marijuana retailers and medical marijuana dispensaries from transferring to any other person identification information of consumers and registry identification cardholders.

Declares emergency, effective on passage.

## A BILL FOR AN ACT

1  
2 Relating to cannabis; and declaring an emergency.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. Section 2 of this 2017 Act is added to and made a part of ORS 475B.010 to**  
5 **475B.395.**

6 **SECTION 2. (1) A marijuana retailer that holds a license issued under ORS 475B.110 may**  
7 **not retain the identification information of a consumer that the marijuana retailer acquires**  
8 **for purposes of ORS 475B.170 or rules adopted under ORS 475B.170, or that the marijuana**  
9 **retailer acquires for any other purpose, for more than 48 hours after the close of business**  
10 **on the business day on which the marijuana retailer acquired the information. Not later than**  
11 **48 hours after the close of business on the business day on which the marijuana retailer**  
12 **acquired the information, the marijuana retailer must destroy the information.**

13 **(2) Except as expressly authorized by law, a marijuana retailer that holds a license issued**  
14 **under ORS 475B.110 may not transfer to any other person the identification information of**  
15 **a consumer that the marijuana retailer acquires for purposes of ORS 475B.170 or rules**  
16 **adopted under ORS 475B.170, or that the marijuana retailer acquires for any other purpose.**

17 **SECTION 3. Section 4 of this 2017 Act is added to and made a part of ORS 475B.400 to**  
18 **475B.525.**

19 **SECTION 4. (1) A medical marijuana dispensary may not retain the identification infor-**  
20 **mation of a registry identification cardholder that the medical marijuana dispensary acquires**  
21 **for purposes of ORS 475B.450 or 475B.453 or rules adopted under ORS 475B.450 or 475B.453,**  
22 **or that the medical marijuana dispensary acquires for any other purpose, for more than 48**  
23 **hours after the close of business on the business day on which the medical marijuana**  
24 **dispensary acquired the information. Not later than 48 hours after the close of business on**  
25 **the business day on which the medical marijuana dispensary acquired the information, the**  
26 **medical marijuana dispensary must destroy the information.**

27 **(2) Except as expressly authorized by law, a medical marijuana dispensary may not**  
28 **transfer to any other person the identification information of a registry identification**

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 cardholder that the medical marijuana dispensary acquires for purposes of ORS 475B.450 or  
2 475B.453 or rules adopted under ORS 475B.450 or 475B.453, or that the medical marijuana  
3 dispensary acquires for any other purpose.

4 SECTION 5. This 2017 Act being necessary for the immediate preservation of the public  
5 peace, health and safety, an emergency is declared to exist, and this 2017 Act takes effect  
6 on its passage.

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