

Requested by Representative LININGER

**PROPOSED AMENDMENTS TO
HOUSE BILL 2198**

1 On page 1 of the printed bill, line 2, after “cannabis;” delete the rest of
2 the line and insert “amending section 2, chapter 18, Oregon Laws 2017 (En-
3 rolled Senate Bill 863); and declaring an emergency.”.

4 Delete lines 3 through 23.

5 On page 2, delete lines 1 through 15.

6 Delete lines 17 through 45 and delete pages 3 through 186 and insert:

7 **“SECTION 1.** Section 2, chapter 18, Oregon Laws 2017 (Enrolled Senate
8 Bill 863), is amended to read:

9 **“Sec. 2.** (1) As used in this section, ‘information that may be used to
10 identify a consumer’ means information that may be acquired through the
11 production of a piece of identification as described in ORS 475B.170, whether
12 the information is contained in a piece of identification described in ORS
13 475B.170 or in a different document or record.

14 **“(2)** A consumer may not be required to procure for the purpose of ac-
15 quiring or purchasing a marijuana item a piece of identification other than:

16 **“(a)** A piece of identification described in ORS 475B.170; and

17 **“(b)** If the consumer is a registry identification cardholder, as defined in
18 ORS 475B.410, a registry identification card, as defined in ORS 475B.410.

19 **“(3)** A marijuana retailer may not record and retain any information that
20 may be used to identify a consumer[.], **except as necessary to make de-**
21 **liveries to consumers pursuant to ORS 475B.160 (3), as required by any**

1 **rules adopted under ORS 475B.160 (3).**

2 “(4) A marijuana retailer may not transfer any information that may be
3 used to identify a consumer to any other person.

4 “(5)(a) Notwithstanding subsection (3) of this section, a marijuana retailer
5 may record and retain the name and contact information of a consumer for
6 the purpose of notifying the consumer of services that the marijuana retailer
7 provides or of discounts, coupons and other marketing information if:

8 “(A) The marijuana retailer asks the consumer whether the marijuana
9 retailer may record and retain the information; and

10 “(B) The consumer consents to the recording and retention of the infor-
11 mation.

12 “(b) This subsection does not authorize a marijuana retailer to transfer
13 information that may be used to identify a consumer.

14 “(6) This section does not apply to deidentified information the documen-
15 tation and transfer of which is required by the Department of Revenue for
16 purposes of section 2, chapter 91, Oregon Laws 2016.

17 **“SECTION 2. This 2017 Act being necessary for the immediate**
18 **preservation of the public peace, health and safety, an emergency is**
19 **declared to exist, and this 2017 Act takes effect on its passage.”.**

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