

SB 582 A STAFF MEASURE SUMMARY

Carrier: Sen. Prozanski

Senate Committee On Judiciary**Action Date:** 04/03/19**Action:** Do pass with amendments. (Printed A-Eng.)**Vote:** 5-2-0-0**Yeas:** 5 - Fagan, Gelser, Manning Jr, Prozanski, Thatcher**Nays:** 2 - Bentz, Linthicum**Fiscal:** Fiscal impact issued**Revenue:** No revenue impact, statement issued (Indeterminate Impact)**Prepared By:** Michael Lantz, Counsel**Meeting Dates:** 2/7, 4/3**WHAT THE MEASURE DOES:**

Authorizes Governor to make agreements regarding coordination and enforcement of licensed marijuana-related businesses with other states. Allows transportation and delivery of marijuana across state lines by marijuana producers, wholesalers, and researchers as authorized by agreement. Requires agreements to include enforceable public health, safety, and labeling standards, a system to regulate and track marijuana items, and that items delivered to Oregon must be tested, packaged, and labeled in compliance with current state law. Provides that agreements may be made only after federal law allows interstate transfer of marijuana or United States Department of Justice issues opinion or memorandum, stating that Department will allow or tolerate the interstate transfer of marijuana.

ISSUES DISCUSSED:

- Production levels of marijuana in Oregon
- Federal prohibition on interstate transfer of marijuana
- No agreement or transfer allowed without federal action

EFFECT OF AMENDMENT:

Replaces the measure.

BACKGROUND:

Under ORS 475B.227(2), importing or exporting marijuana to or from Oregon is prohibited. Depending on the severity, a violation of ORS 475B.227 is treated as a Class B violation, a Class A misdemeanor, or a Class C felony.

Senate Bill 582 A authorizes the Governor to make agreements with other states regarding the coordination and enforcement of licensed marijuana-related businesses. SB 582 A also allows for the transportation and delivery of marijuana across state lines by marijuana producers, wholesalers, and researchers as authorized by relevant agreements. Additionally, SB 582 A requires agreements to include enforceable public health, safety, and labeling standards, systems to regulate and track marijuana items, and that items delivered to Oregon must be tested, packaged, and labeled in compliance with current law. Finally, SB 582 A includes a provision stating that the legislation does not become operative until federal law is amended to allow for the interstate transfer of marijuana or the United States Department of Justice issues an opinion or memorandum stating that the Department will allow or tolerate the interstate transfer of marijuana. If such an event occurs, the Oregon Liquor Control Commission must notify the Judiciary Committees and Legislative Counsel.