

A-Engrossed
Senate Bill 1046

Ordered by the Senate May 6
Including Senate Amendments dated May 6

Sponsored by Senator PROZANSKI

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.

Clarifies age range for purposes of protection from age discrimination in place of public accommodation.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to minimum age restrictions in places of public accommodation; amending ORS 659A.403
3 and 659A.409; and declaring an emergency.

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

5 **SECTION 1.** ORS 659A.403 is amended to read:

6 659A.403. (1) Except as provided in subsection (2) of this section, all persons within the juris-
7 diction of this state are entitled to the full and equal accommodations, advantages, facilities and
8 privileges of any place of public accommodation, without any distinction, discrimination or re-
9 striction on account of race, color, religion, sex, sexual orientation, national origin, marital status
10 or age if the individual is [*of age, as described in this section,*] **18 years of age** or older.

11 (2) Subsection (1) of this section does not prohibit:

12 (a) The enforcement of laws governing the consumption of alcoholic beverages by minors and
13 the frequenting by minors of places of public accommodation where alcoholic beverages are served;

14 (b) The enforcement of laws governing the use of marijuana items, as defined in ORS 475B.015,
15 by persons under 21 years of age and the frequenting by persons under 21 years of age of places
16 of public accommodation where marijuana items are sold; or

17 (c) The offering of special rates or services to persons 50 years of age or older.

18 (3) It is an unlawful practice for any person to deny full and equal accommodations, advantages,
19 facilities and privileges of any place of public accommodation in violation of this section.

20 **SECTION 2.** ORS 659A.409 is amended to read:

21 659A.409. Except as provided by laws governing the consumption of alcoholic beverages by mi-
22 nors, the use of marijuana items, as defined in ORS 475B.015, by persons under 21 years of age, the
23 frequenting by minors of places of public accommodation where alcoholic beverages are served and
24 the frequenting by persons under 21 years of age of places of public accommodation where
25 marijuana items are sold, and except for special rates or services offered to persons 50 years of age
26 or older, it is an unlawful practice for any person acting on behalf of any place of public accom-
27 modation as defined in ORS 659A.400 to publish, circulate, issue or display, or cause to be published,
28 circulated, issued or displayed, any communication, notice, advertisement or sign of any kind to the

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 effect that any of the accommodations, advantages, facilities, services or privileges of the place of
2 public accommodation will be refused, withheld from or denied to, or that any discrimination will
3 be made against, any person on account of race, color, religion, sex, sexual orientation, national
4 origin, marital status or age if the individual is [*of age, as described in this section,*] **18 years of age**
5 or older.

6 **SECTION 3. This 2019 Act being necessary for the immediate preservation of the public**
7 **peace, health and safety, an emergency is declared to exist, and this 2019 Act takes effect**
8 **on its passage.**

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