

A-Engrossed
Senate Bill 1556

Ordered by the Senate February 12
Including Senate Amendments dated February 12

Sponsored by Senator JOHNSON; Senators BOQUIST, MONNES ANDERSON, RILEY (Pre-session filed.)

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.

Authorizes Oregon Liquor Control Commission to create data and analysis regarding commercial sales and commercial industries. Authorizes commission to contract for services related to creating, marketing, selling or licensing use of data and analysis.

Establishes Oregon Liquor Control Commission Information Technology Infrastructure Fund. Appropriates fund moneys to commission for paying costs related to data and analysis program and for procuring, operating, maintaining, staffing and servicing information system hardware, software and supplies related to operational or revenue generating functions of commission. Appropriates commission net share of revenue from data and analysis program to fund.

Authorizes commission to negotiate certain distilled liquor prices with Indian tribes and commercial airlines.

Takes effect on 91st day following adjournment sine die.

A BILL FOR AN ACT

Relating to the Oregon Liquor Control Commission; and prescribing an effective date.

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

DATA, ANALYSIS AND INFORMATION SYSTEMS

SECTION 1. (1) The Oregon Liquor Control Commission may create reports and analysis of commission data regarding commercial sales and commercial industries. The commission may market, sell, license the use of or offer other forms of value-added access to data and analysis described in this subsection to private entities.

(2) The commission may enter into contracts with private entities for the entities to:

(a) Capture and compile commission data to create reports and analysis regarding commercial sales and commercial industries; and

(b) Receive a share of revenue derived by the commission from selling or licensing the use of the data and analysis.

(3) Commission data that a private entity captures or compiles under an agreement described in subsection (2) of this section is proprietary information of the commission.

(4) The commission may enter into contracts with private entities for the entities to accept payments, and distribute shares of revenue, from sales or licenses for use of data and analysis described in subsection (1) of this section or any systems, processes or business models developed from that data or analysis.

(5) The commission shall ensure that data and analysis that the commission sells or licenses for use are in a format that preserves anonymity of the source and do not contain

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 personally identifiable information.

2 (6) The commission may adopt rules to:

3 (a) Ensure that personally identifiable information is not included in data or analysis;

4 (b) Control the use of data and analysis; and

5 (c) Establish prices or fees for the purchasing of, or other access to, data and analysis.

6 (7) Net revenue from selling or licensing the use of data and analysis described in this
7 section remaining after payments of revenue shares to private entities described under sub-
8 section (2) or (4) of this section shall be deposited to the Oregon Liquor Control Commission
9 Information Technology Infrastructure Fund established under section 2 of this 2020 Act.

10 **SECTION 2.** The Oregon Liquor Control Commission Information Technology
11 Infrastructure Fund is established in the State Treasury, separate and distinct from the
12 General Fund. Interest earned by the Oregon Liquor Control Commission Information
13 Technology Infrastructure Fund shall be credited to the fund. Moneys in the fund are con-
14 tinuously appropriated to the Oregon Liquor Control Commission for the purposes of:

15 (1) Paying costs directly or indirectly related to the duties, functions and powers of the
16 commission under section 1 of this 2020 Act; and

17 (2) Procuring, operating, maintaining, staffing or servicing information system hardware,
18 software and supplies directly or indirectly related to supporting the operational or revenue
19 generating functions of the commission. Commission actions under this subsection to im-
20 prove information technology must be carried out in accordance with Oregon Department
21 of Administrative Services procurement policies and the Enterprise Information Resources
22 Management Strategy.

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24 **PRICE NEGOTIATIONS**

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26 **SECTION 3.** Sections 4 and 5 of this 2020 Act are added to and made a part of ORS
27 chapter 471.

28 **SECTION 4.** Notwithstanding ORS 471.175, an Indian tribe that holds a full on-premises
29 sales license may purchase distilled liquor for sale by the drink on tribal reservation land
30 directly from the Oregon Liquor Control Commission at a price negotiated by the Indian
31 tribe and the commission.

32 **SECTION 5.** Notwithstanding ORS 471.175, an airline described in ORS 471.182 that holds
33 a full on-premises sales license may purchase distilled liquor for sale to ticketed passengers
34 aboard a commercial aircraft directly from the Oregon Liquor Control Commission at a price
35 negotiated by the airline and the commission.

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37 **CAPTIONS**

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39 **SECTION 6.** The unit captions used in this 2020 Act are provided only for the convenience
40 of the reader and do not become part of the statutory law of this state or express any leg-
41 islative intent in the enactment of this 2020 Act.

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43 **EFFECTIVE DATE**

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45 **SECTION 7.** This 2020 Act takes effect on the 91st day after the date on which the 2020

1 **regular session of the Eightieth Legislative Assembly adjourns sine die.**

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