

Senate Bill 1556

Sponsored by Senator JOHNSON (Presession 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 **as introduced**.

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.

A BILL FOR AN ACT

Relating to the Oregon Liquor Control Commission.

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 personally identifiable information.

(6) The commission may adopt rules to:

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

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

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

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

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

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

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

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20 **PRICE NEGOTIATIONS**

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

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

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

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33 **CAPTIONS**

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

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