

House Bill 2921

Sponsored by Representative NELSON; Senator REYNOLDS (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 **as introduced**. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: This Act makes changes to how some redemption centers may be sited and approved. (Flesch Readability Score: 71.7).

Modifies provisions related to the siting and approval of full-service redemption centers.

Takes effect on the 91st day following adjournment sine die.

A BILL FOR AN ACT

1
2 Relating to full-service redemption centers; amending ORS 459A.735; and prescribing an effective
3 date.

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

5 **SECTION 1.** ORS 459A.735 is amended to read:

6 459A.735. (1) To facilitate the return of empty beverage containers and to serve dealers of
7 beverages, any person may establish a full-service redemption center, subject to the approval of the
8 Oregon Liquor and Cannabis Commission, at which any person may return empty beverage con-
9 tainers and receive payment of the refund value of such beverage containers.

10 (2) Application for approval of a full-service redemption center shall be filed with the commis-
11 sion. The application shall state the name and address of the person responsible for the establish-
12 ment and operation of the full-service redemption center, the kind of beverage containers that will
13 be accepted at the full-service redemption center, the names and addresses of the dealers to be
14 served by the full-service redemption center and proposals for up to two convenience zones de-
15 scribed in ORS 459A.738. The application shall include such additional information as the commis-
16 sion may require.

17 (3) The commission shall approve a full-service redemption center if it finds the redemption
18 center will provide a convenient service to persons for the return of empty beverage containers.
19 The order of the commission approving a full-service redemption center shall state:

20 (a) The location of the convenience zones specified by the commission under ORS 459A.738 (1);

21 (b) The dealers within the convenience zones to be served by the full-service redemption center;

22 (c) The dealers within the convenience zones not to be served by or not participating in the
23 full-service redemption center;

24 (d) The services to be provided by the redemption center and the equivalent services required
25 to be provided under ORS 459A.738 (5) by a dealer that does not participate in, and is not served
26 by, the full-service redemption center;

27 (e) The kind of empty beverage containers that the full-service redemption center must accept;

28 (f)(A) Whether the full-service redemption center will be located in an area zoned for commer-
29 cial use under state statute or local ordinance or will be located in an area that will provide more
30 convenient service **than feasible alternative locations in an area zoned for commercial use,**

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 given the proximity of the location to the dealers within the convenience zones to be served by the
 2 full-service redemption center; *[and]*

3 **(B) The commission may not approve a full-service redemption center if the full-service**
 4 **redemption center would be located in an area zoned for industrial use and:**

5 **(i) The full-service redemption center would be sited on a lot that is five acres or greater;**
 6 **or**

7 **(ii) Development of the full-service redemption center would trigger any requirement**
 8 **that a local government consider or update an analysis as required by a statewide planning**
 9 **goal relating to economic development;**

10 **(g) That the applicant has notified the state Senator and state Representative in whose**
 11 **districts the full-service redemption center will be located of the proposed full-service re-**
 12 **demption center and the applicant’s plan for community engagement; and**

13 *[(g)]* **(h)** Such other provisions to ensure that the full-service redemption center will provide a
 14 convenient service to the public as the commission may determine.

15 (4) A full-service redemption center approved by the commission under this section is not a re-
 16 cycling depot for purposes of ORS 90.318, 459A.007, 459A.010, 459A.050 or 459A.080.

17 (5)(a) No later than five days after approving a full-service redemption center under subsection
 18 (3) of this section, the commission shall provide written notice to each dealer that is identified in
 19 the order approving the full-service redemption center as a dealer within the convenience zones not
 20 to be served by or not participating in the full-service redemption center.

21 (b) The notice required under this subsection shall include:

22 (A) All information required to be in the order approving the full-service redemption center
 23 under subsection (3) of this section; and

24 (B) Notice of the provisions of ORS 459A.738 that are applicable to the dealer receiving the
 25 notice.

26 (6) The commission may review at any time approval of a full-service redemption center. After
 27 written notice to the person responsible for the establishment and operation of the full-service re-
 28 demption center, and to the dealers served by the full-service redemption center, the commission
 29 may, after hearing, withdraw approval of a full-service redemption center if the commission finds
 30 there has not been compliance with its order approving the full-service redemption center, or if the
 31 full-service redemption center no longer provides a convenient service to the public.

32 **(7) The commission shall provide the opportunity for public comment before concluding**
 33 **under subsection (3) or (6) of this section that a full service redemption center provides a**
 34 **convenient service to the public for the redemption of beverage containers. The commission**
 35 **may deny an application for approval of a full-service redemption center or withdraw ap-**
 36 **proval if the commission determines that the full-service redemption center would have a**
 37 **or has had a negative impact on the livability of the surrounding area that outweighs any**
 38 **convenient service to the public for the redemption of beverage containers.**

39 **SECTION 2. This 2025 Act takes effect on the 91st day after the date on which the 2025**
 40 **regular session of the Eighty-third Legislative Assembly adjourns sine die.**