

HB 3200 STAFF MEASURE SUMMARY
House Committee On Economic Development

Prepared By: Melissa Leoni, LPRO Analyst

Meeting Dates: 3/27, 4/8

WHAT THE MEASURE DOES:

Requires applicant for marijuana production license that does not own premises where marijuana will be produced to submit signed informed consent of owner of premises to Oregon Liquor Control Commission (OLCC). Requires applicant for marijuana grow site registration that does not own premises of grow site to submit signed informed consent from the owner of premises to Oregon Health Authority (OHA). Applies to applications for initial and renewed licenses and registrations received by OLCC and OHA beginning January 1, 2020. Takes effect 91st day following adjournment sine die.

REVENUE: No revenue impact

FISCAL: No fiscal impact

ISSUES DISCUSSED:

- Property owner consent for production or grow site
- Production impacts and risks

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

Oregon voters approved Ballot Measure 67 in 1998 allowing the medical use of marijuana in Oregon within specified limits. The law provides legal protections for qualified patients (registry identification cardholders), allows a caregiver to provide assistance to a patient, and mandates an Oregon Health Authority (OHA) registration system. Cardholders may grow plants for themselves, designate a grower and grow site on their behalf, or purchase marijuana items from medical marijuana dispensaries or licensed recreational retail establishments. In January 2019, OHA reported 12,408 registered grow sites.

In 2014 Oregon voters enacted Measure 91, allowing the recreational use of marijuana for persons 21 years or older in Oregon. The measure directed the Oregon Liquor Control Commission (OLCC) to administer and regulate the recreational system. Under the OLCC licensing process, applicants submit a license application in the online licensing system and pay an application fee. OLCC receives the application and a license investigator begins a completeness review, followed by a compliance review. An OLCC inspector also visits the site to determine compliance with physical requirements. If an applicant meets all application and premise inspection requirements, and all fees are paid, the license is issued. Licenses must be renewed annually. As of March 21, 2019, OLCC has 1,124 active producer licenses.

House Bill 3200 requires an applicant for a marijuana production license or marijuana grow site registration that does not own premises where marijuana will be produced or grown to submit signed informed consent of owner of premises to OLCC or OHA. This requirement will apply to applications for initial and renewed licenses and registrations received by OLCC and OHA beginning January 1, 2020.