

HB 2519 STAFF MEASURE SUMMARY

Senate Committee On Labor and Business

Prepared By: Tyler Larson, LPRO Analyst

Meeting Dates: 4/20, 4/29

WHAT THE MEASURE DOES:

Allows licensed marijuana retailers to deliver marijuana items to consumers, pursuant to bona fide orders received by the retailer, within the same city or county in which the retailer is located, or in an adjacent city or county if allowed by that jurisdiction by ordinance. Prohibits city or county that adopts ordinance allowing for delivery from imposing tax or fee on retail price or delivery cost of marijuana items delivered within the city or county. Sets conditions for delivery of marijuana items to consumers related to vehicle security and tracking, allowable value of items, and the collection of consumer data. Requires individual making deliveries to hold valid marijuana worker permit. Repeals existing delivery allowance. Becomes operative January 1, 2020. Takes effect 91st day following adjournment sine die.

House vote: Ayes, 34; Nays, 14--Boshart Davis, Breese-Iverson, Cate, Drazan, Lewis, Moore-Green, Noble, Owens, Post, Reschke, Sanchez, Stark, Weber, Wright; Excused, 12--Bonham, Bynum, Clem, Evans, Levy, Nearman, Pham, Reynolds, Wallan, Williams, Zika

Minimal fiscal impact; minimal revenue impact

ISSUES DISCUSSED:

- Function of current delivery limits
- Benefits of creating regional markets and competition
- Provisions of the measure

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

Oregon law allows a licensed marijuana retailer to deliver marijuana items to consumers pursuant to a bona fide order received at the retailers premises. ORS 475B.206(3) (2019). Orders must contain the requester's name, date of birth, the date delivery is requested, and address of residence for delivery; the marijuana items proposed for delivery; and statement that the marijuana is for personal use and not for resale purposes. OAR 845-025-2880. A retailer may only deliver marijuana items between 8:00 am and 9:00 pm to a residence which shares the same city, county, or unincorporated area of a county as the retailer. Deliveries must be made by motor vehicle and may not be made more than once per day to the same residence. OLCC rules limit a retailer to transporting no more than \$3,000 in retail value worth of marijuana items at any one time. Marijuana items must be kept in a lock-box securely affixed inside the delivery vehicle, and each delivery or series of deliveries must have appropriate documentation, including a manifest.

House Bill 2519 allows licensed marijuana retailers to deliver marijuana items to consumers, pursuant to bona fide orders received by the retailer, within the same city or county in which the retailer is located, or in an adjacent city or county if allowed by that jurisdiction. The measure increases the allowable value of marijuana items held in a delivery vehicle to \$10,000 and sets conditions and requirements for the delivery of marijuana items.