

HB 2519 STAFF MEASURE SUMMARY
House Committee On General Government

Carrier: Rep. Helm

Action Date: 03/25/21
Action: Do Pass.
Vote: 4-1-0-0
Yeas: 4 - Leif, Lively, Smith Warner, Wilde
Nays: 1 - Zika
Fiscal: Has minimal fiscal impact
Revenue: Has minimal revenue impact
Prepared By: Caine Francis, LPRO Analyst
Meeting Dates: 2/2, 3/23, 3/25

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. Specifies that city or county governing body must first adopt ordinance to allow delivery of marijuana items to consumers within that jurisdiction from an adjacent city or county and provide text of this ordinance to the Oregon Liquor Control Commission. 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. Takes effect 91st day following adjournment sine die.

ISSUES DISCUSSED:

- Provisions of measure
- Eligibility to receive deliveries

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

Licensed marijuana retailers may currently deliver to customers, pursuant to an order placed at the retailer prior to delivery, as outlined by rules established by the Oregon Liquor Control Commission (OLCC) (OAR 845-025-2880). Rules specify that 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. 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 consumer. 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.

In the 2019 Regular Session, House Bill 2909 was introduced to allow licensed marijuana retailers to deliver to consumers residing in cities or counties adjacent to the location of the retailer, pursuant to ordinances adopted by the governing bodies of those adjacent localities allowing for the delivery of said marijuana items. The House Committee on Economic Development held two hearings on the measure, but no action was taken.

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

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a delivery vehicle to \$10,000 and sets conditions and requirements for the delivery of marijuana items.