

HB 3183 STAFF MEASURE SUMMARY

House Committee On Business and Labor

Action Date: 03/29/23

Action: Without recommendation as to passage and be referred to Rules.

Vote: 6-5-0-0

Yeas: 6 - Grayber, Holvey, Hudson, Nelson, Nosse, Sosa

Nays: 5 - Boshart Davis, Elmer, Osborne, Owens, Scharf

Fiscal: Fiscal impact issued

Revenue: Revenue impact issued

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Meeting Dates: 2/27, 3/29

WHAT THE MEASURE DOES:

Requires Oregon Liquor and Cannabis Commission (OLCC) to require applicant for cannabis-related license or license renewal to submit signed attestation that applicant will not interfere with labor organizing efforts or submit attestation that applicant and labor organization, certified to represent applicants' employees, have entered into and will abide by labor peace agreement.

ISSUES DISCUSSED:

- Worker safety in Oregon Liquor and Cannabis Commission (OLCC)-licensed businesses
- Application of National Labor Relations Act to cannabis-related businesses
- Ability of cannabis workers to organize
- Other states that have labor peace agreements as condition of licensure
- Process of license revocation

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

A labor peace agreement is a contract between an employer and a union, in which the employer agrees to be neutral during a union organizing campaign and not interfere with labor organizing efforts. The labor union agrees not to engage in picketing, work stoppages, boycotts, and any other economic interference with the employer.

House Bill 3183 requires an applicant for a cannabis producer, wholesaler, retailer, or processor license or license renewal to submit a signed attestation or declaration stating that either: the applicant will not interfere with communications between labor representatives and employees regarding organizing rights or the applicant and the labor organization that represents the applicants' employees have entered into a labor peace agreement. If a licensed cannabis business interferes with communications between employees and labor organization or fails to abide by the terms of a labor peace agreement, the Oregon Liquor and Cannabis Commission has the ability to suspend or revoke a license or deny an application for licensure or license renewal.

California, New Jersey, New York, Illinois, and Virginia have similar statutes requiring labor peace agreements between licensed cannabis businesses and labor organizations.