

SB 558 -3 STAFF MEASURE SUMMARY

Senate Committee On Judiciary

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Meeting Dates: 2/17, 4/7

WHAT THE MEASURE DOES:

The measure permits marijuana licensees to provide samples of marijuana items to other licensees or marijuana workers.

Detailed Summary

- Permits license marijuana producers, processors, wholesalers, and retailers to provide samples of marijuana items to other licensees or marijuana workers at trade shows and temporary events registered with the Oregon Liquor and Cannabis Commission (OLCC).
- Allows a licensed wholesaler to sell or transfer items to licensed marijuana retailers at the events.
- Allows licensed marijuana producers to provide seeds and samples of immature plants to permitted workers.
- Sets minimum sample amounts that licensee must be allowed to provide to permitted workers.
- Authorizes the OLCC to adopt rules requiring tracking of sample transfers.
- Removes the requirement that two or more marijuana producers must have common ownership, to transfer usable marijuana between each other.
- Makes provisions regarding marijuana samples operative Jan. 1, 2026.
- Takes effect on the 91st day following adjournment sine die.

FISCAL: Has minimum fiscal impact.

REVENUE: Has minimum revenue impact.

ISSUES DISCUSSED:

- Workgroup convened to develop this proposal
- Facilitation of product transfer within industry
- No changes to consumer sales
- Wine industry model of vineyards selling grapes to wineries for production
- How tracking happens at events

EFFECT OF AMENDMENT:

-3 The amendment clarifies that permitted workers may not personally possess samples in quantities that exceed personal possession limitations for all adults, allows retailers to provide samples to workers, allows a licensee to provide samples to another licensee for its workers, and clarifies additional provisions of the measure.

Detailed Summary

- Clarifies that marijuana licensees may lawfully transfer marijuana items with another licensee at a trade show or authorized temporary event subject to ORS 475C.005 to ORS 475C.525 (the Adult and Medical Use of Cannabis Act) and rules thereunder.
- Prohibits marijuana producers from providing immature plant samples to its permitted workers in quantities greater than the personal possession limits for all adults under ORS 475C.337.
- Clarifies that permitted workers receiving immature plants or seeds may not possess more than the possession limits for all adults under ORS 475C.337.
- Adds licensed marijuana retailers to the minimum sample quantities that licensees may give to for permitted workers, and clarifies that the usable marijuana amounts are per strain, per harvest, per month.

- Allows a licensee to provide samples to another licensee for the purpose of giving the providing licensee's samples to the receiving licensee's permitted workers, in proportion to the number of permitted workers.
- Adds OLCC rulemaking authority to ensure that samples given to permitted workers are not provided to consumers, and to allow licensed wholesalers to provide the minimum permitted quantity of samples per originating licensee.

BACKGROUND:

Ballot Measure 91 (2014) legalized marijuana production, sale and possession in Oregon, and assigned the Oregon Liquor and Control Commission (OLCC) and the Oregon Department of Agriculture related regulatory powers and duties. The OLCC's current rules allow for the provision of trade samples in OAR [845-025-1330](#) and the provision of quality control samples to permitted workers in OAR [845-025-1360](#). However, no transfers are permitted at marijuana promotional events, per OAR [845-025-1335](#).