



**July 2, 2015**

## **2015 Legislative Session Bill Tracking Summary**

**Total Bills Tracked:** 109

### **Active Issues:**

1. Tax increases on cigarettes: HB 2555 - hearing (2/25)
2. Flavored tobacco: SB 415A – hearing (3/23), work session (3/30), hearing (4/7), hearing (5/27), work session (6/3)
3. E-Cigarettes: HB 2546A – Passed. Signed by Governor
4. Tobacco Retail Licensure : SB 416 – Passed the Senate (6/29), first reading in House (6/29), referred to Ways and Means (6/29), recommended do pass and second reading (7/1), third reading (7/2)
5. Colorectal Cancer: HB 2560A – Passed. Signed by Governor.
6. Cigar Tax: SB 925A-6 – Bill amended to include cigar tax (6/23), work session held (6/26)

### **Legislation Tracked:**

#### **Tobacco**

##### ***Taxation***

HB 2066 – Tax increase on cigarettes.

HB 2134 – Expands definition of “tobacco products” for purpose of taxation to include e-cigs and nicotine solution.

HB 2160 - Removes prohibition of taxation by counties on tobacco products and distributes 20% to be used for PH programs or services.

HB 2162 - Same as HB 2160, but without 20% distribution to PH language.



HB 2163 – Removes prohibition against local government imposition of certain taxes (tobacco tax included in language).

HB 2166 - Increases tax on cigarettes and distributes revenue.

HB 2489 – Administration of increase in cigarette tax.

HB 2555 – Increases cigarette tax on cigarettes distributed on or after 1/1/16.

HB 3053 – Increases tax rate on cigarettes and tobacco products, expands the definition of tobacco products to include e-cigarettes and distributes revenues to OHA.

SB 14 - Removes prohibition against local government imposition of taxes on cigarettes and tobacco products.

SB 925A - Gut and stuff, related to restructuring the tax system; includes tax on cigars.

### ***Tobacco Retail Licensure (TRL)***

HB 2969 – Allow consumption of food and non-alcoholic beverages at certified smoke shops.

SB 190 – Prohibits shipping or transporting nicotine products unless by a licensed distributor or retailer.

SB 416 - Imposes fees on entities subject to ICAA; requires payment of fee for smoke shop certification, renewal, transfer, and relocation.

SB 417 – Requires retailers to be licensed by OLCC and a fee for that license.

### ***Minors***

SB 545 – Makes smoking in vehicle primary offense (when person under 18 is in vehicle).

HB 2583 – Directs OHA to conduct study on effects of tobacco and nicotine on individuals 19 to 21 years of age and requires report on results on or before 9/15/16.

SB 732 - Raises minimum age to purchase tobacco product or device to 21. Creates offense to sell tobacco product or devices to anyone under 21.



### ***Flavored Tobacco***

SB 415A - Prohibits distributing, selling or allowing to be sold, flavored tobacco.

### ***Tobacco Master Settlement Agreement funding (TMSA) allocation***

HB 5039 – Financial administration of the Tobacco Settlement Funds Account (TSFA); requires DAS to transfer certain amounts from TSFA for certain purposes.

### ***E-cigarettes***

HB 2074 – Expands definition of tobacco products to include e-cigs and nicotine solution for taxation purposes.

HB 2546A - Defines “inhalant delivery system” and amends laws to be applied equally in relation to sale to minors.

HB 2918 – Defines “vapor products” and amends the tobacco use by minor laws include vapor products.

SB 797 – Defines “vapor products” and changes laws so that minors can not use vapor products.

SB 340 – Same as HB 2546.

### ***Marijuana***

HB 2854 – Modifies offense of smoking in a motor vehicle to include marijuana and use of electronic cigarette to vaporize cannabinoid solution.

HB 2885 – Delays licensing for marijuana edibles and liquid by the OLCC.

HB 3095 - Identify whether known cause of death is related to marijuana when reporting death to Center for Health Statistics.

HB 3298 – Requires labeling of cannabinoid products for sale by medical facilities and retailers.

HB 3299 - Funds to Dept. of Education for developing and implementing marijuana abuse prevention curricula and public information programs.

HB 3369 – Prohibits OLCC from issuing retail marijuana license if premises within 1,000 feet of school.



- HB 3370 – Prohibits sale or transfer of certain marijuana products by a licensed retailer if item not labeled.
- HB 3400 – OHA develops and maintains database of information related to producing and processing of marijuana by persons responsible for grow sites under medical program.
- SB 540 - Prohibits retail sellers of marijuana for recreational use and medical marijuana facilities from being within 1,000 feet of certified child care facility or preschool.
- SB 542 - Repeals section of Ballot Measure 91 that allows local governments regulation of marijuana in regards to production, processing, wholesale and retail sale, and taxation.
- SB 756 – Includes smoking marijuana and vaporizing cannabinoid solution in motor-vehicle when a minor is present as a primary offense.
- SB 843 - Requires OLCC to develop and maintain system for tracking marijuana items offered for retail sale.
- SB 844 - Retail licensed premises may only receive marijuana items from producer, processor or wholesaler operating as a business at a licensed premise.
- SB 936 - Requires registration of medical marijuana grow site

## **Health Systems**

- HB 2005A -Requires all employers to implement paid sick time for employees.
- HB 2010 - Authorizes employees of certain employers to request flexible, predictable or stable work schedule.
- HB 2027 – Requires metrics and scoring committee of OHA to adopt at least outcomes and quality measures for oral health care provided by CCO's.
- HB 2185 – Creates position of State School Nursing Consultant in OHA and specifies duties. Establishes task force on School Nursing.
- HB 2297 – Establishes task force to Build a More Effective System for Preventing Children's Behavioral, Psychological and Health Problems.



- HB 2390 – Employer pays \$300 in cash dividends to employee after participation in workplace wellness programs.
- HB 2560A - Requires health benefit plan to cover cost of colonoscopy for insured 50 years or older that receive positive fecal immunochemical test results.
- HB 2937 – Specifies criteria of and provides medical assistance coverage of medical equipment.
- SB 213A - Early Learning Hubs (ELH); requires ELH Council to develop metrics for funding. Permits the council to require matching funds from ELH's that receives funding.
- SB 608A - Creates Palliative Care and Quality of Life Advisory Council in OHA.
- SB 631 – Provides universal health care coverage for all Oregonians.
- SB 874 – Requires OHA to provide or contract to conduct training on adrenal insufficiency for certain health care professionals.
- SB 875 - Requires State Board of Education to adopt rules to permit personnel to administer meds that treat adrenal insufficiency to students and provides training.

### ***Family Leave***

- HB 2606 – Includes siblings for family leave.
- HB 2607 – Reduces minimum hours worked required for eligibility for family leave.
- HB 3202 – Creates income tax credit for certain employers that provide paid family leave, with restrictions. (*See HB 3203, 3204, 3205, 3270*)
- HB 3203 – (*See HB 3202, 3204, 3205, 3270*)
- HB 3204 – (*See HB 3202, 3203, 3205, 3270*)
- HB 3205 – (*See HB 3202, 3203, 3204, 3270*)
- HB 3270 – (*See HB 3202, 3203, 3204, 3270*)
- SB 654 – Creates income tax credit for certain employers to provide paid family leave.



### ***Pharmaceutical***

- HB 2026 – Permits pharmacists to substitute interchangeable products for certain prescribed medicines.
- HB 2028 – Permits pharmacists to engage in the practice of clinical pharmacy and provide patient care services.
- HB 2298 – Requires health insurers to provide payment or reimbursement for services provided by pharmacists under clinical pharmacy agreement. Defines “clinical pharmacy agreement”.
- HB 2951 – Requires prescription drug coverage to meet cost sharing requirements.
- SB 93A - Requires reimbursement for up to 60 day supply of prescription drugs prescribed for chronic condition.
- SB 558 - Requires health benefit plan to reimburse cost of pharmacist consultation that meets specified criteria.
- SB 625 – Regulates pharmacy benefit manager practices.

### ***Protected Health Information***

- HB 2948 – Specifies under what condition protected health information can be disclosed.
- SB 564 – Removes personally identifiable information from cancer registry and specifies it may not be reported to OHA.
- SB 838A – Requires Health Evidence Review Commission to develop prioritized list of prescription drugs.

## **Nutrition**

### ***School Nutrition***

- HB 2404 – Adjusts school food and beverage nutritional standards to comply with federal.
- HB 2545 – Requires school district to provide lunch free of charge to students eligible for reduced price lunches and directs Dept. of Education to reimburse school district for cost.



HB 2721A- Modifies Dept. of Education school food grant program.

HB 2846 – Provides that time spent by students eating breakfast is instructional time in certain circumstances.

HB 3363 – Prohibits school district from allowing certain promotion activities for food or beverages that do not meet minimum nutritional standards.

### ***SNAP / Oregon Trail Card***

HB 2778 – DHS operates pilot project to prohibit purchase of foods of minimal nutritional value, as defined by US Dept. of Agriculture using SNAP benefits.

HB 2779 – Selects recipients to participate in pilot project described in HB 2778.

SB 225 - Removes requirement to notify SNAP recipients when reduction, suspension or closure of grant assistance is caused by change in benefit or standard by federal government.

SB 489 - Prohibits use of Oregon Trail Card to purchase junk food.

SB 490A - DHS would be required to seek federal approval and funding to implement pilot program that increases purchase and consumption of fruits and vegetables by SNAP recipients.

### ***Farm Direct Program***

SB 700 - Appropriates money from General Fund to OHA for the Senior and WIC Farm Direct Nutrition Programs.

### ***Transportation***

HB 2736A - Establishes Task Force on Vision Zero: Achieving Zero Traffic Crashes, Injuries and Fatalities.

HB 2979 – Funds free, or reduced-fare transit passes to students attending public secondary schools and increases public transit in schools' vicinities.

HB 3255A -Fine of up to \$250 for failure of bicyclists to wear reflective clothing.

SB 177 – Imposes \$10 registration fee to register bicycles and requires registration.



SB 551 – Imposes \$15 registration fee to register bicycles and requires registration.

SJR 16 - Amends the Oregon Constitution to authorize the use of motor vehicle related revenue for infrastructure that reduces traffic burden and pollution.

## Other

HB 2135 – Removes prohibition against local government to enact taxes on alcoholic beverages.

HB 2724 – Applies to rule waiver of applications for agencies.

HB 2809 – Certain school employees in elementary schools will be required to have valid CPR certification.

HB 2931 – OHA provides information to school districts related to radon levels.

HB 3068A -Directs DEQ to conduct study for cleaner burning woodstoves.

HB 3100A -Modernization of Public Health.

HB 3232 - Directs ODOT to establish breast cancer awareness registration plate.

HB 3253 – Directs DEQ to conduct a study and develop recommendations for legislation to encourage transition to cleaner heating options

HB 3254 – If an area is projected to exceed air quality standards DEQ is required to notify local government.

HB 3310 - Requires Environmental Quality Commission to adopt by rules standards related to on-road and off-road diesel engines by January 1, 2020.

HB 3351 - Prohibits retailer from selling, leasing, offering or distributing cell phone unless packaging has specific labeling.

SB 23 – Directs DEQ to conduct study for cleaner burning woodstoves.

SB 79 – Requires school district to provide instruction in CPR to students.

SB 150 – Ensures foster children receive a minimum of one extracurricular activity.

SB 186 – Relating to administration of epinephrine.

SB 447 – Establishes grant program to provide matching fund grants to school districts for capital costs.





- SB 663 – Modernization of Public Health. *Amended to be Tobacco Retail Licensure, HB 3100 is now bill through which modernization will taken up.*
- SB 773 - Changes the name of OLCC to Adult Substances Control Commission and the OLCC Account to Oregon Liquor Control Account.
- SB 752 - Conditionally exempts certain air pollution CO2 emissions caused by combustion or decomposition of biomass from regulation.
- SB 937 - Prohibits retail sale of granulated alcohol. Can be sold at wholesale for scientific, industrial, manufacturing or other purposes by OLCC approval.
- SB 951 - Modifies size and membership of Alcohol and Drug Policy Commission and directs it to include certain recommendations in the strategic plan for alcohol and drug abuse prevention and treatment programs.