

New state laws designed to protect against federal crackdown on marijuana

By PARIS ACHEN
Capital Bureau

PORTLAND—A new state marijuana law designed to protect customers from federal prosecution is already changing the nature of sales at dispensaries.

Effective as soon as it was signed by Gov. Kate Brown April 19, Senate Bill 863 prohibits dispensaries from recording, retaining or transferring the names or other identifying information of customers who purchase marijuana.

The regulation is one of several new state laws designed to shield the cannabis industry from a potential federal crackdown on the state's legal market and to refine overall rules governing the industry.

"Changes seem to be occurring on a daily if not an hourly basis on the federal side, and I personally am very concerned that we give as much protection to Oregon citizens to ensure their personal identification information isn't compromised through some kind of federal subpoena or some other act that a business is not going to have the fortitude or maybe the legal basis that the state would have to fight those type of requests," said Sen. Floyd Prozanski, D-Eugene, a chief sponsor of Senate Bill 863.

The absence of customer records would hinder authorities from prosecuting customers for federal marijuana crimes.

However, from a customer service perspective, the change brought some disadvantages to retailers.

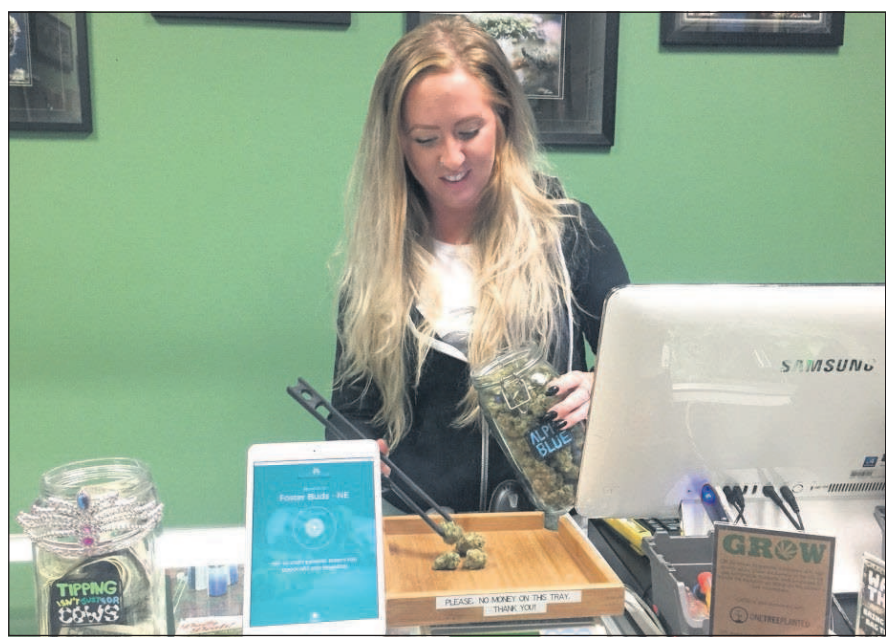
"It was nice to be able to bring up their sales history. We used to keep track of what products customers bought so if they forgot what they bought last time we could pull up a record of it," said Alex Richter, manager of Foster Buds' location on Northeast Glisan Street in Portland. "Now, we're like a bar or a convenience store. We just look at your I.D. to make sure you're over 21."

U.S. Attorney General Jeff Sessions has publicly disagreed with the Obama administration's acceptance of state marijuana programs, which violate federal law. In May, Sessions wrote to Congress asking it to scrap a budget amendment in effect since 2014 that effectively shields state medical marijuana programs from federal prosecution.

Sessions' comments on marijuana prompted Prozanski to add an emergency clause to Senate Bill 863, making it effective upon passage.

Rep. Ann Lininger, D-Lake Oswego, a lawyer who co-chairs the Legislature's Joint Committee on Marijuana Regulation, said other new laws also aim at fortifying the industry against federal backlash.

Senate Bill 1057 allows recreational marijuana retailers to quickly switch their adult-use recreational licenses



Paris Achen/Capital Bureau
Kody Kern, assistant manager at Foster Buds, weighs some "Alpha Blue" marijuana buds at the company's location at Northeast Glisan Street in Portland Tuesday. The Legislature this session passed measures to help guard customers from federal prosecution if the Justice Department cracks down on recreational marijuana outlets.

"Changes seem to be occurring on a daily if not an hourly basis on the federal side."

— Sen. Floyd Prozanski, D-Eugene, a chief sponsor of Senate Bill 863

to a medical-only license in case of "federal obstacles," Lininger wrote in a memo on new cannabis laws. The law assumed that Congress would continue the budget amendment, known as the Rohrabacher-Farr amendment, to prohibit the federal government from spending money to interfere with medical marijuana programs.

The bill mandates that medical cannabis producers, processors, wholesalers and medical dispensaries undergo the same stringent seed-to-sale tracking of products that the recreational industry has been subject to since recreational sales were legalized.

The bill also directs state regulators to create a database of anonymized medical marijuana transactions to help detect and prevent diversion of product into the illicit market.

An analysis by Oregon State Police earlier this year showed product is leaking into the illegal market.

"Anything we can do to cut off leakage ... would put us in a stronger position" with the federal government, Sen. Ginny Burdick, D-Portland, co-chairwoman of the marijuana regulation committee, said in May.

House Bill 2198 gives the Oregon Liquor Control Commission additional authority to respond to applicant or licensee misconduct. Another new law, Senate Bill 56, allows the liquor control commission to immediately suspend any

licensee who has transferred product into the illegal market. The bill also orders the creation of a state hotline where local authorities can verify whether a grow site is registered or licensed.

Oregon is one of eight states, plus the District of Columbia, that has legalized recreational adult use of cannabis. Twenty-one other states have legalized medical marijuana.

Despite local efforts to protect the industry, the federal government may not need states' cooperation to enforce the federal ban.

The U.S. Department of Justice could shut down the marijuana industry through the federal courts, according to Mark Kleiman, a professor of public policy at NYU Marron Institute of Urban Management, when he was quoted in Business Insider in February.

The federal government would only need to obtain copies of marijuana license applicants and seek an injunction against the applicants from selling cannabis, Kleiman has said.

Such a shutdown would likely revive Oregon's illegal market, wipe out 12,500 jobs and drain state coffers of a projected \$105 million in annual recreational marijuana tax revenue, used to support public education and services, Lininger said.

The Capital Bureau is a collaboration between EO Media Group and Pamplin Media Group.

BRIEFLY

Man charged with murder in mother's death

BEAVERTON (AP) — An Oregon man accused of abusing his mother's corpse is now charged with her murder.

Court records show 24-year-old Matthew Gutierrez of Beaverton was arraigned on the charge Wednesday afternoon. He's due back in court next week.

Beaverton police arrested Gutierrez this week after being asked to do a welfare check on his mother — 57-year-old Katherine McDowell. Officer Bryan Dalton said Gutierrez told police he had burned his mother's body in the back yard fire pit.

Investigators found human remains in the fire pit that are believed to be McDowell.

Gutierrez is being held in the Washington County Jail.

A court-appointed lawyer assigned to represent him did not immediately return a message seeking comment.

than a dozen shark species live off the Oregon coast.

State awards \$1M to underage strip club dancer

PORTLAND (AP) — The Oregon Bureau of Labor and Industries has proposed a \$1 million award to a second woman who worked at a Beaverton strip club while underage.

The agency began an investigation in 2015, alleging civil rights violations against two minors who worked at Stars Cabaret.

The club recently agreed to pay \$1.25 million to a dancer it employed in 2012 when she was 13.

The proposed order filed Wednesday says Stars Cabaret and a manager are jointly liable for sexual harassment of the second victim, who was 15 when she worked there.

Man accused of violating restraining order 216 times

SALEM (AP) — An Oregon man who is accused of violating a restraining order 216 times has been arrested.

The Statesman Journal reports 48-year-old Odilon Jimenez-Ramos was taken to Marion County Jail on Monday.

Court records show a Marion County woman filed a restraining order against Jimenez-Ramos in May. She said he threatened to take her son to Mexico and shoot her family. She also detailed months of verbal and physical abuse.

Jimenez-Ramos was barred from contacting the woman in person, calling her or texting her. But he is accused of sending 211 text messages and calling the woman at least five times from July 6 to July 16.

The woman contacted authorities, leading to Jimenez-Ramos' arrest.

Shark sightings near Seaside prompt advisory

CANNON BEACH (AP) — Authorities are warning beachgoers after several people reported shark sightings near Cannon Beach and Seaside.

KGW reports that lifeguards received reports of dorsal fin sightings on Saturday. A paddle-boarder reported seeing the shark's mouth and feeling it bump her board.

On Tuesday, state parks workers reported shark fin sightings between Cannon Beach, Ecola State Park and Seaside.

Oregon Parks and Recreation Department officials say the beaches will stay open and that warning signs have been posted.

Officials say the size and species of the sightings are unknown, and the reports haven't been verified. More

Corrections

The East Oregonian works hard to be accurate and sincerely regrets any errors. If you notice a mistake in the paper, please call 541-966-0818.

EAST OREGONIAN

— Founded Oct. 16, 1875 —

211 S.E. Byers Ave., Pendleton 541-276-2211
333 E. Main St., Hermiston 541-567-6211
Office hours: Monday through Friday, 8 a.m. to 5 p.m.
Closed major holidays

www.eastoregonian.com

To subscribe, call 1-800-522-0255
or go online to www.eastoregonian.com
and click on 'Subscribe'

East Oregonian (USPS 164-980) is published daily except Sunday, Monday and Dec. 25, by the EO Media Group, 211 S.E. Byers Ave., Pendleton, OR 97801. Periodicals postage paid at Pendleton, OR. Postmaster: send address changes to East Oregonian, 211 S.E. Byers Ave., Pendleton, OR 97801. Copyright © 2017, EO Media Group

Subscriber services:
For home delivery, vacation stops or delivery concerns: 1-800-522-0255

Didn't receive your paper? Call 1-800-522-0255
before noon Tuesday through Friday
or before 10 a.m. Saturday
for same-day redelivery

SUBSCRIPTION RATES

	Local home delivery	Savings off cover price
EZPay	\$14.50	41 percent
52 weeks	\$173.67	41 percent
26 weeks	\$91.86	38 percent
13 weeks	\$47.77	36 percent

*EZ Pay = one-year rate with a monthly credit or debit card/check charge

Single copy price:

\$1 Tuesday through Friday, \$1.50 Saturday

ADVERTISING

Advertising Director: Marissa Williams
541-278-2669 • adirector@eastoregonian.com

Advertising Services: Laura Jensen
541-966-0806 • ljensen@eastoregonian.com

Multimedia Consultants:
• Danni Halladay
541-278-2683 • dhalladay@eastoregonian.com

• Jeanne Jewett
541-564-4531 • jjewett@eastoregonian.com

• Dayle Stinson
541-278-2670 • dstinson@eastoregonian.com

• Angela Treadwell
541-966-0827 • atreadwell@eastoregonian.com

• Audra Workman
541-564-4538 • aworkman@eastoregonian.com

Classified & Legal Advertising

1-800-962-2819 or 541-278-2678
classifieds@eastoregonian.com or legals@eastoregonian.com

NEWS
• To submit news tips and press releases: • call 541-966-0818 • fax 541-278-8314 • email news@eastoregonian.com

• To submit community events, calendar items and Your EO News: email community@eastoregonian.com or call Tammy Malgesini at 541-564-4539 or Renee Struthers at 541-966-0818.

• To submit engagements, weddings and anniversaries: email rstruthers@eastoregonian.com or visit www.eastoregonian.com/community/announcements

• To submit a Letter to the Editor: mail to Managing Editor Daniel Wattenburger, 211 S.E. Byers Ave., Pendleton, OR 97801 or email editor@eastoregonian.com.

• To submit sports or outdoors information or tips: 541-966-0838 • sports@eastoregonian.com

COMMERCIAL PRINTING
Production Manager: Mike Jensen
541-215-0824 • mjensen@eastoregonian.com

AccuWeather.com Forecast

TODAY	FRIDAY	SATURDAY	SUNDAY	MONDAY
Mostly sunny and breezy	Plenty of sunshine	Plenty of sun	Sunny and hot	Mostly sunny

PENDLETON TEMPERATURE FORECAST				
84°	55°	88°	58°	93°
67°	63°	93°	63°	99°
65°	99°	65°	94°	61°

HERMISTON TEMPERATURE FORECAST				
87°	57°	91°	61°	97°
67°	102°	69°	98°	66°

ALMANAC

PENDLETON

through 3 p.m. yesterday

TEMPERATURE

HIGH LOW

Yesterday 90° 61°

Normals 90° 59°

Records 107° (1931) 43° (1932)

PRECIPITATION

24 hours ending 3 p.m. 0.00"

Month to date Trace

Normal month to date 0.19"

Year to date 11.30"

Last year to date 7.27"

Normal year to date 7.76"

HERMISTON

through 3 p.m. yesterday

TEMPERATURE

HIGH LOW

Yesterday 90° 67°

Normals 90° 59°

Records 108° (1960) 47° (1932)

PRECIPITATION

24 hours ending 3 p.m. 0.00"

Month to date 0.00"

Normal month to date 0.13"

Year to date 6.59"

Last year to date 4.94"

Normal year to date 5.83"

SUN AND MOON

Sunrise today 5:25 a.m.

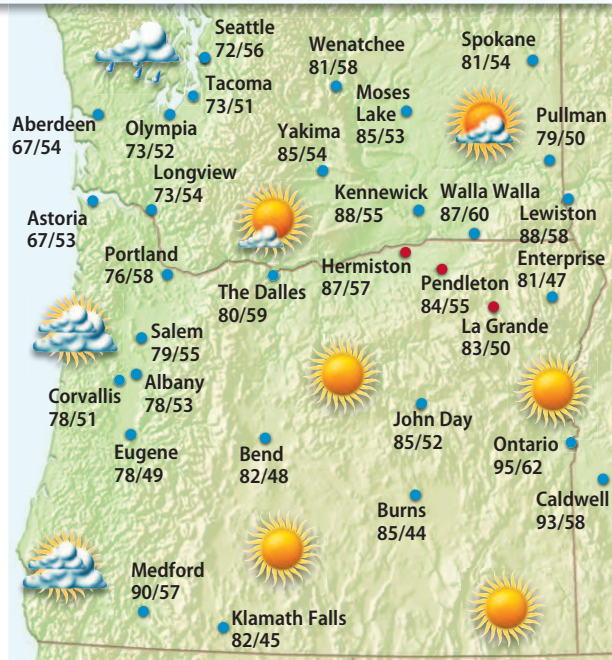
Sunset tonight 8:37 p.m.

Moonrise today 2:46 a.m.

Moonset today 6:00 p.m.

New First Full Last

July 23 July 30 Aug 7 Aug 14



Shown is today's weather. Temperatures are today's highs and tonight's lows.

REGIONAL FORECAST

Coastal Oregon: Clouds limiting sun today; a shower in spots across the north.

Eastern Washington: Partly sunny today. Clear tonight. Mostly sunny tomorrow.

Eastern and Central Oregon: Plenty of sunshine today. Tonight: a starry night. Plenty of sunshine tomorrow.

Cascades: Partly sunny today; a morning shower in spots across the north. Clear tonight.

Northern California: Partly sunny at the coast today; sunny elsewhere.

REGIONAL CITIES

	Today			Fri.		
	Hi	Lo	W	Hi	Lo	W
Astoria	67	53	c	70	56	pc
Baker City	83	43	s	83	46	s
Bend	82	48	s	86	51	s
Brookings	63	51	pc	66	53	pc
Burns	85	44	s	87	46	s
Enterprise	81	47	s	83	50	s
Eugene	78	49	c	85	53	s
Heppner	81	54	s	85	57	s
Hermiston	87	57	s	91	61	s
John Day	85	52	s	88	54	s
Klamath Falls	82	45	s	86	48	s
La Grande	83	50	s	85	51	s
Meacham	79	45	s	82	49	s
Medford	90	57	pc	94	60	pc
Newport	62	50	pc	63	51	pc
North Bend	66	53	pc	66	53	pc
Ontario	95	62	s	94	62	s
Pasco	87	53	s	90	57	s
Pendleton	84	55	s	88	58	s
Portland	76	58	c	83	61	s
Redmond	83	45	s	87	48	s
Salem	79	55	c	85	59	s
Spokane	81	54	pc	81	59	s
Ukiah	79	42	s	81	47	s
Vancouver	75	56	c	82	59	s
Walla Walla	87	60	s	90	65	s
Yakima	85	54	s	89	60	s

WORLD CITIES

	Today			Fri.		
	Hi	Lo	W	Hi	Lo	W
Beijing	93	75	t	78	73	r
Hong Kong	87	80	r	88	80	t
Jerusalem	86	70	s	88	70	s
London	71	58	pc	73	58	r
Mexico City	75	56	pc	76	53	pc
Moscow	69	55	pc	68	52	r
Paris	75	58	t	78	61	pc
Rome	84	67	s	86	72	s
Seoul	92	79	pc	92	79	c
Sydney	62	46	s	63	45	s
Tokyo	89	78	pc	88	80	pc

WINDS

(in mph)	Today	Friday
Boardman	WSW 10-20	WSW 6-12
Pendleton	W 8-16	W 6-12

UV INDEX TODAY

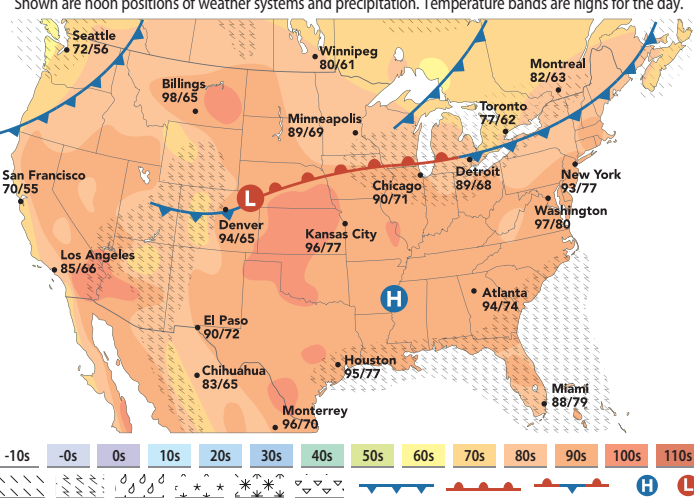
2 5 7 7 5 2
8 a.m. 10 a.m. Noon 2 p.m. 4 p.m. 6 p.m.
0-2, Low 3-5, Moderate 6-7, High; 8-10, Very High; 11+, Extreme

The higher the AccuWeather.com UV Index™ number, the greater the need for eye and skin protection.

Forecasts and graphics provided by AccuWeather, Inc. ©2017

NATIONAL WEATHER TODAY

Shown are noon positions of weather systems and precipitation. Temperature bands are highs for the day.



National Summary: Part of the Central states will continue to broil today. Locally drenching storms will dot the Deep South and interior West. Heavy showers and thunderstorms will focus around the Great Lakes.

Yesterday's National Extremes: (for the 48 contiguous states)
High 112° in Valentine, Neb. Low 29° in Bodie State Park, Calif.