

HOUSE AMENDMENTS TO HOUSE BILL 2627

By COMMITTEE ON HEALTH CARE

April 16

- 1 On page 1 of the printed bill, line 3, after “430.256” insert “and 475B.759”.
2 Delete lines 10 through 21 and insert:
3 “(d) ‘Recovery community center’ means a physical space where peer support services are pro-
4 vided by a Recovery Community Organization.
5 “(e) ‘Recovery Community Organization’ means a nongovernmental organization that is:
6 “(A) Recognized as tax exempt under section 501(c)(3) of the Internal Revenue Code;
7 “(B) Is managed by individuals who are in recovery from substance use disorders; and
8 “(C) Offers peer support services for individuals who are seeking or in recovery from substance
9 use disorders.
10 “(2) The Oregon Health Authority, in accordance with criteria adopted by the Alcohol and Drug
11 Policy Commission under subsection (6) of this section, shall contract with at least four Recovery
12 Community Organizations to operate four recovery community centers, each in a different county.
13 Each recovery community center must provide, at a minimum:
14 “(a) Culturally relevant peer mentor support;
15 “(b) A 24-hour telephone support line to provide peer mentor support;
16 “(c) In-person peer support services for 12 hours each day; and
17 “(d) Multiple forms of community-based recovery sessions each day using various recovery
18 models, including but not limited to:
19 “(A) Traditional and nontraditional recovery groups offering peer support; and
20 “(B) Mindfulness and medication-assisted treatment.
21 “(3) Each Recovery Community Organization contracting with the authority shall:
22 “(a) Be a stand-alone entity organized and managed for the sole purpose of serving as a Recov-
23 ery Community Organization;
24 “(b) Have local leadership and community control;
25 “(c) Enter into a memorandum of understanding with all residential and outpatient substance
26 use disorder treatment providers located in the county served by the Recovery Community Organi-
27 zation to enable the organization to connect with individuals completing treatment and advise the
28 individuals of the services available from the organization; and
29 “(d) Maintain and enforce patient privacy and confidentiality as required by state and federal
30 laws.
31 “(4) A Recovery Community Organization contracting with the authority may:
32 “(a) Use an existing nonprofit organization to serve as the organization’s fiscal sponsor; and
33 “(b) Solicit and accept funds from public or private sources.
34 “(5) The authority shall appoint a full-time Recovery Advocate in the division of the authority
35 that administers addiction treatment, recovery and prevention programs who shall be responsible for

1 developing and maintaining the network of Recovery Community Organizations.

2 “(6) The Alcohol and Drug Policy Commission shall adopt:

3 “(a) Criteria for the selection of locations and local partners of Recovery Community Organiza-
4 tions; and

5 “(b) Annual performance goals for the Recovery Community Organizations.

6 “(7) The authority shall report, at the frequency prescribed by the commission, on each Recov-
7 ery Community Organization’s achievement of the organization’s annual performance goals.

8 “(8) The authority shall, out of funds transferred to the Oregon Health Authority Fund from
9 ORS 475B.759 (3)(c)(D):

10 “(a) Use \$150,000 for outreach to individuals living in rural areas to connect them with peer
11 mentor support and peer support services using telemedicine platforms; and

12 “(b) Use the remaining funds to carry out the provisions of this section.

13 **“SECTION 2. The recovery community centers described in section 1 of this 2019 Act**
14 **must be established and operating no later than January 1, 2021.”.**

15 In line 22, delete “2” and insert “3”.

16 On page 2, after line 20, insert:

17 **“SECTION 4.** ORS 475B.759, as amended by section 1, chapter 81, Oregon Laws 2018, is
18 amended to read:

19 “475B.759. (1) There is established the Oregon Marijuana Account, separate and distinct from
20 the General Fund.

21 “(2) The account shall consist of moneys transferred to the account under ORS 475B.760.

22 “(3)(a) The Department of Revenue shall certify quarterly the amount of moneys available in the
23 Oregon Marijuana Account.

24 “(b) Subject to subsection (4) of this section, the department shall transfer quarterly 20 percent
25 of the moneys in the Oregon Marijuana Account as follows:

26 “(A) Ten percent of the moneys in the account must be transferred to the cities of this state in
27 the following shares:

28 “(i) Seventy-five percent of the 10 percent must be transferred in shares that reflect the popu-
29 lation of each city of this state that is not exempt from this paragraph pursuant to subsection (4)(a)
30 of this section compared to the population of all cities of this state that are not exempt from this
31 paragraph pursuant to subsection (4)(a) of this section, as determined by Portland State University
32 under ORS 190.510 to 190.610, on the date immediately preceding the date of the transfer; and

33 “(ii) Twenty-five percent of the 10 percent must be transferred in shares that reflect the number
34 of licenses held pursuant to ORS 475B.070, 475B.090, 475B.100 and 475B.105 on the last business day
35 of the calendar quarter preceding the date of the transfer for premises located in each city compared
36 to the number of licenses held pursuant to ORS 475B.070, 475B.090, 475B.100 and 475B.105 on the
37 last business day of that calendar quarter for all premises in this state located in cities; and

38 “(B) Ten percent of the moneys in the account must be transferred to counties in the following
39 shares:

40 “(i) Fifty percent of the 10 percent must be transferred in shares that reflect the total commer-
41 cially available area of all grow canopies associated with marijuana producer licenses held pursuant
42 to ORS 475B.070 on the last business day of the calendar quarter preceding the date of the transfer
43 for all premises located in each county compared to the total commercially available area of all
44 grow canopies associated with marijuana producer licenses held pursuant to ORS 475B.070 on the
45 last business day of that calendar quarter for all premises located in this state; and

1 “(ii) Fifty percent of the 10 percent must be transferred in shares that reflect the number of li-
2 censes held pursuant to ORS 475B.090, 475B.100 and 475B.105 on the last business day of the cal-
3 endar quarter preceding the date of the transfer for premises located in each county compared to
4 the number of licenses held pursuant to ORS 475B.090, 475B.100 and 475B.105 on the last business
5 day of that calendar quarter for all premises in this state.

6 “(c) Eighty percent of the moneys in the Oregon Marijuana Account must be used as follows:

7 “(A) Forty percent of the moneys in the account must be used solely for purposes for which
8 moneys in the State School Fund established under ORS 327.008 may be used;

9 “(B) Twenty percent of the moneys in the account must be used solely for mental health treat-
10 ment or for alcohol and drug abuse prevention, early intervention and treatment;

11 “(C) Fifteen percent of the moneys in the account must be used solely for purposes for which
12 moneys in the State Police Account established under ORS 181A.020 may be used; and

13 “(D) Five percent of the moneys in the account must be used solely for purposes related to al-
14cohol and drug abuse prevention, early intervention and treatment services, **of which the lesser**
15 **of \$5 million or five percent of the moneys in the account must be transferred to the Oregon**
16 **Health Authority Fund established in ORS 413.101 and used for carrying out section 1 of this**
17 **2019 Act.**

18 “(4)(a) A city that has an ordinance prohibiting the establishment of a premises for which issu-
19ance of a license under ORS 475B.070, 475B.090, 475B.100 or 475B.105 is required is not eligible to
20 receive transfers of moneys under subsection (3)(b)(A) of this section.

21 “(b) A county that has an ordinance prohibiting the establishment of a premises for which is-
22suanace of a license under ORS 475B.070 is required is not eligible to receive transfers of moneys
23 under subsection (3)(b)(B)(i) of this section.

24 “(c) A county that has an ordinance prohibiting the establishment of a premises for which is-
25suanace of a license under ORS 475B.090, 475B.100 or 475B.105 is required is not eligible to receive
26 transfers of moneys under subsection (3)(b)(B)(ii) of this section.

27 “(5) In a form and manner prescribed by the Oregon Liquor Control Commission, each city and
28 county in this state shall certify with the commission whether the city or county has an ordinance
29 prohibiting the establishment of a premises for which issuance of a license under ORS 475B.070,
30 475B.090, 475B.100 or 475B.105 is required. If a city fails to comply with this subsection, the city is
31 not eligible to receive transfers of moneys under subsection (3)(b)(A) of this section. If a county fails
32 to comply with this subsection, the county is not eligible to receive transfers of moneys under sub-
33 section (3)(b)(B) of this section.

34 “**SECTION 5.** ORS 475B.759, as amended by sections 1 and 2, chapter 81, Oregon Laws 2018,
35 is amended to read:

36 “475B.759. (1) There is established the Oregon Marijuana Account, separate and distinct from
37 the General Fund.

38 “(2) The account shall consist of moneys transferred to the account under ORS 475B.760.

39 “(3)(a) The Department of Revenue shall certify quarterly the amount of moneys available in the
40 Oregon Marijuana Account.

41 “(b) Subject to subsection (4) of this section, the department shall transfer quarterly 20 percent
42 of the moneys in the Oregon Marijuana Account as follows:

43 “(A) Ten percent of the moneys in the account must be transferred to the cities of this state in
44 the following shares:

45 “(i) Seventy-five percent of the 10 percent must be transferred in shares that reflect the popu-

1 lation of each city of this state that is not exempt from this paragraph pursuant to subsection (4)(a)
2 of this section compared to the population of all cities of this state that are not exempt from this
3 paragraph pursuant to subsection (4)(a) of this section, as determined by Portland State University
4 under ORS 190.510 to 190.610, on the date immediately preceding the date of the transfer; and

5 “(ii) Twenty-five percent of the 10 percent must be transferred in shares that reflect the number
6 of licenses held pursuant to ORS 475B.070, 475B.090, 475B.100 and 475B.105 on the last business day
7 of the calendar quarter preceding the date of the transfer for premises located in each city compared
8 to the number of licenses held pursuant to ORS 475B.070, 475B.090, 475B.100 and 475B.105 on the
9 last business day of that calendar quarter for all premises in this state located in cities; and

10 “(B) Ten percent of the moneys in the account must be transferred to counties in the following
11 shares:

12 “(i) Fifty percent of the 10 percent must be transferred in shares that reflect the total commer-
13 cially available area of all grow canopies associated with marijuana producer licenses held pursuant
14 to ORS 475B.070 on the last business day of the calendar quarter preceding the date of the transfer
15 for all premises located in each county compared to the total commercially available area of all
16 grow canopies associated with marijuana producer licenses held pursuant to ORS 475B.070 on the
17 last business day of that calendar quarter for all premises located in this state; and

18 “(ii) Fifty percent of the 10 percent must be transferred in shares that reflect the number of li-
19 censes held pursuant to ORS 475B.090, 475B.100 and 475B.105 on the last business day of the cal-
20 endar quarter preceding the date of the transfer for premises located in each county compared to
21 the number of licenses held pursuant to ORS 475B.090, 475B.100 and 475B.105 on the last business
22 day of that calendar quarter for all premises in this state.

23 “(c) Eighty percent of the moneys in the Oregon Marijuana Account must be used as follows:

24 “(A) Forty percent of the moneys in the account must be used solely for purposes for which
25 moneys in the State School Fund established under ORS 327.008 may be used;

26 “(B) Twenty percent of the moneys in the account must be used solely for purposes for which
27 moneys in the Mental Health Alcoholism and Drug Services Account established under ORS 430.380
28 may be used;

29 “(C) Fifteen percent of the moneys in the account must be used solely for purposes for which
30 moneys in the State Police Account established under ORS 181A.020 may be used; and

31 “(D) Five percent of the moneys in the account must be used solely for purposes related to al-
32cohol and drug abuse prevention, early intervention and treatment services, **of which the lesser**
33**of \$5 million or five percent of the moneys in the account must be transferred to the Oregon**
34**Health Authority Fund established in ORS 413.101 and used for carrying out section 1 of this**
35**2019 Act.**

36 “(4)(a) A city that has an ordinance prohibiting the establishment of a premises for which issu-
37ance of a license under ORS 475B.070, 475B.090, 475B.100 or 475B.105 is required is not eligible to
38receive transfers of moneys under subsection (3)(b)(A) of this section.

39 “(b) A county that has an ordinance prohibiting the establishment of a premises for which is-
40suaunce of a license under ORS 475B.070 is required is not eligible to receive transfers of moneys
41under subsection (3)(b)(B)(i) of this section.

42 “(c) A county that has an ordinance prohibiting the establishment of a premises for which is-
43suaunce of a license under ORS 475B.090, 475B.100 or 475B.105 is required is not eligible to receive
44transfers of moneys under subsection (3)(b)(B)(ii) of this section.

45 “(5) In a form and manner prescribed by the Oregon Liquor Control Commission, each city and

1 county in this state shall certify with the commission whether the city or county has an ordinance
2 prohibiting the establishment of a premises for which issuance of a license under ORS 475B.070,
3 475B.090, 475B.100 or 475B.105 is required. If a city fails to comply with this subsection, the city is
4 not eligible to receive transfers of moneys under subsection (3)(b)(A) of this section. If a county fails
5 to comply with this subsection, the county is not eligible to receive transfers of moneys under sub-
6 section (3)(b)(B) of this section.”

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