

Senate Bill 477

Sponsored by Senator HANSELL (Presession filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Directs Department of Revenue to make one-time transfer of funds to cities and counties in this state.

A BILL FOR AN ACT

1
2 Relating to marijuana revenue.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. (1) The Department of Revenue shall make a one-time transfer of \$25,000,000**
5 **to the cities of this state as follows:**

6 (a) **Seventy-five percent of the \$25,000,000 must be transferred in shares that reflect the**
7 **population of each city of this state that is not exempt from this subsection pursuant to**
8 **subsection (3)(a) of this section compared to the population of all cities of this state that are**
9 **not exempt from this subsection pursuant to subsection (3)(a) of this section, as determined**
10 **by Portland State University under ORS 190.510 to 190.610, on the date immediately preceding**
11 **the date of the transfer; and**

12 (b) **Twenty-five percent of the \$25,000,000 must be transferred in shares that reflect the**
13 **number of licenses held pursuant to ORS 475C.065, 475C.085, 475C.093 and 475C.097 on the last**
14 **business day of the calendar quarter preceding the date of the transfer for premises located**
15 **in each city compared to the number of licenses held pursuant to ORS 475C.065, 475C.085,**
16 **475C.093 and 475C.097 on the last business day of that calendar quarter for all premises in**
17 **this state located in cities.**

18 (2) **The department shall make a one-time transfer of \$25,000,000 to counties as follows:**

19 (a) **Fifty percent of the \$25,000,000 must be transferred in shares that reflect the total**
20 **commercially available area of all grow canopies associated with marijuana producer licenses**
21 **held pursuant to ORS 475C.065 on the last business day of the calendar quarter preceding the**
22 **date of the transfer for all premises located in each county compared to the total commer-**
23 **cially available area of all grow canopies associated with marijuana producer licenses held**
24 **pursuant to ORS 475C.065 on the last business day of that calendar quarter for all premises**
25 **located in this state; and**

26 (b) **Fifty percent of the \$25,000,000 must be transferred in shares that reflect the number**
27 **of licenses held pursuant to ORS 475C.085, 475C.093 and 475C.097 on the last business day of**
28 **the calendar quarter preceding the date of the transfer for premises located in each county**
29 **compared to the number of licenses held pursuant to ORS 475C.085, 475C.093 and 475C.097 on**
30 **the last business day of that calendar quarter for all premises in this state.**

31 (3)(a) **A city that has an ordinance prohibiting the establishment of a premises for which**

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 issuance of a license under ORS 475C.065, 475C.085, 475C.093 or 475C.097 is required is not
2 eligible to receive transfers of moneys under subsection (1) of this section.

3 (b) A county that has an ordinance prohibiting the establishment of a premises for which
4 issuance of a license under ORS 475C.065 is required is not eligible to receive transfers of
5 moneys under subsection (2)(a) of this section.

6 (c) A county that has an ordinance prohibiting the establishment of a premises for which
7 issuance of a license under ORS 475C.085, 475C.093 or 475C.097 is required is not eligible to
8 receive transfers of moneys under subsection (2)(b) of this section.

9 (d)(A) Paragraphs (b) and (c) of this subsection do not apply to a county ordinance
10 adopted on or after January 1, 2018, that prohibits the establishment of a premises for which
11 a license under ORS 475C.065, 475C.085, 475C.093 or 475C.097 is required but allows in the
12 unincorporated area of the county the continued operation of an existing premises for which
13 a license under ORS 475C.065, 475C.085, 475C.093 or 475C.097 is required.

14 (B) A county that adopts an ordinance described in subparagraph (A) of this paragraph
15 shall certify the adoption of the ordinance in the manner provided in ORS 475C.726 (6).

16 **SECTION 2.** Section 1 of this 2023 Act is repealed on June 30, 2025.

17 **SECTION 3.** There is appropriated to the Department of Revenue, for the biennium be-
18 ginning July 1, 2023, out of the General Fund, the amount of \$50,000,000 for the purpose of
19 carrying out the provisions of section 1 of this 2023 Act.

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