

Senate Bill 124

Sponsored by Senator WHITSETT, Representative WHITSETT (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**.

Creates crimes of unlawful manufacture of marijuana within 1,000 feet of school zone and unlawful delivery of marijuana within 1,000 feet of school zone. Punishes by maximum five years' imprisonment, \$125,000 fine, or both.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to marijuana; creating new provisions; amending ORS 475.858 and 475.862; and declaring
3 an emergency.

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

5 **SECTION 1.** ORS 475.858 is amended to read:

6 475.858. (1) It is unlawful for any person to manufacture marijuana within 1,000 feet of:

7 (a) The real property comprising a public or private elementary, secondary or career school
8 attended primarily by minors.

9 (b) **A school zone, as defined in ORS 801.462.**

10 (2)(a) Unlawful manufacture of marijuana within 1,000 feet of a school is a Class A felony.

11 (b) **Unlawful manufacture of marijuana within 1,000 feet of a school zone is a Class C**
12 **felony.**

13 **SECTION 2.** ORS 475.862 is amended to read:

14 475.862. (1) It is unlawful for any person to deliver marijuana within 1,000 feet of:

15 (a) The real property comprising a public or private elementary, secondary or career school
16 attended primarily by minors.

17 (b) **A school zone, as defined in ORS 801.462.**

18 (2)(a) Unlawful delivery of marijuana within 1,000 feet of a school is a Class A felony.

19 (b) **Unlawful delivery of marijuana within 1,000 feet of a school zone is a Class C felony.**

20 **SECTION 3. The amendments to ORS 475.858 and 475.862 by sections 1 and 2 of this 2015**
21 **Act apply to conduct occurring on and after the effective date of this 2015 Act.**

22 **SECTION 4. This 2015 Act being necessary for the immediate preservation of the public**
23 **peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect**
24 **on its passage.**

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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.