

Requested by Representative SANCHEZ

**PROPOSED AMENDMENTS TO
HOUSE BILL 2627**

1 On page 1 of the printed bill, line 3, after “430.256” insert “and
2 475B.759”.

3 Delete lines 10 through 21 and insert:

4 “(d) ‘Recovery community center’ means a physical space where peer
5 support services are provided by a Recovery Community Organization.

6 “(e) ‘Recovery Community Organization’ means a nongovernmental or-
7 ganization that is:

8 “(A) Recognized as tax exempt under section 501(c)(3) of the Internal
9 Revenue Code;

10 “(B) Is managed by individuals who are in recovery from substance use
11 disorders; and

12 “(C) Offers peer support services for individuals who are seeking or in
13 recovery from substance use disorders.

14 “(2) The Oregon Health Authority, in accordance with criteria adopted
15 by the Alcohol and Drug Policy Commission under subsection (6) of this
16 section, shall contract with at least four Recovery Community Organizations
17 to operate four recovery community centers, each in a different county. Each
18 recovery community center must provide, at a minimum:

19 “(a) Culturally relevant peer mentor support;

20 “(b) A 24-hour telephone support line to provide peer mentor support;

21 “(c) In-person peer support services for 12 hours each day; and

1 “(d) Multiple forms of community-based recovery sessions each day using
2 various recovery models, including but not limited to:

3 “(A) Traditional and nontraditional recovery groups offering peer support;
4 and

5 “(B) Mindfulness and medication-assisted treatment.

6 “(3) Each Recovery Community Organization contracting with the au-
7 thority shall:

8 “(a) Be a stand-alone entity organized and managed for the sole purpose
9 of serving as a Recovery Community Organization;

10 “(b) Have local leadership and community control;

11 “(c) Enter into a memorandum of understanding with all residential and
12 outpatient substance use disorder treatment providers located in the county
13 served by the Recovery Community Organization to enable the organization
14 to connect with individuals completing treatment and advise the individuals
15 of the services available from the organization; and

16 “(d) Maintain and enforce patient privacy and confidentiality as required
17 by state and federal laws.

18 “(4) A Recovery Community Organization contracting with the authority
19 may:

20 “(a) Use an existing nonprofit organization to serve as the organization’s
21 fiscal sponsor; and

22 “(b) Solicit and accept funds from public or private sources.

23 “(5) The authority shall appoint a full-time Recovery Advocate in the di-
24 vision of the authority that administers addiction treatment, recovery and
25 prevention programs who shall be responsible for developing and maintaining
26 the network of Recovery Community Organizations.

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

28 “(a) Criteria for the selection of locations and local partners of Recovery
29 Community Organizations; and

30 “(b) Annual performance goals for the Recovery Community Organiza-

1 tions.

2 “(7) The authority shall report, at the frequency prescribed by the com-
3 mission, on each Recovery Community Organization’s achievement of the
4 organization’s annual performance goals.

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

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

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

11 **“SECTION 2. The recovery community centers described in section
12 1 of this 2019 Act must be established and operating no later than
13 January 1, 2021.”.**

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

15 On page 2, after line 20, insert:

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

18 “475B.759. (1) There is established the Oregon Marijuana Account, sepa-
19 rate and distinct from the General Fund.

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

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

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

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

29 “(i) Seventy-five percent of the 10 percent must be transferred in shares
30 that reflect the population of each city of this state that is not exempt from

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

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

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

15 “(i) Fifty percent of the 10 percent must be transferred in shares that re-
16 flect the total commercially available area of all grow canopies associated
17 with marijuana producer licenses held pursuant to ORS 475B.070 on the last
18 business day of the calendar quarter preceding the date of the transfer for
19 all premises located in each county compared to the total commercially
20 available area of all grow canopies associated with marijuana producer li-
21 censes held pursuant to ORS 475B.070 on the last business day of that cal-
22 endar quarter for all premises located in this state; and

23 “(ii) Fifty percent of the 10 percent must be transferred in shares that
24 reflect the number of licenses held pursuant to ORS 475B.090, 475B.100 and
25 475B.105 on the last business day of the calendar quarter preceding the date
26 of the transfer for premises located in each county compared to the number
27 of licenses held pursuant to ORS 475B.090, 475B.100 and 475B.105 on the last
28 business day of that calendar quarter for all premises in this state.

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

1 “(A) Forty percent of the moneys in the account must be used solely for
2 purposes for which moneys in the State School Fund established under ORS
3 327.008 may be used;

4 “(B) Twenty percent of the moneys in the account must be used solely for
5 mental health treatment or for alcohol and drug abuse prevention, early
6 intervention and treatment;

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

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

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

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

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

28 “(5) In a form and manner prescribed by the Oregon Liquor Control
29 Commission, each city and county in this state shall certify with the com-
30 mission whether the city or county has an ordinance prohibiting the estab-

1 lishment of a premises for which issuance of a license under ORS 475B.070,
2 475B.090, 475B.100 or 475B.105 is required. If a city fails to comply with this
3 subsection, the city is not eligible to receive transfers of moneys under sub-
4 section (3)(b)(A) of this section. If a county fails to comply with this sub-
5 section, the county is not eligible to receive transfers of moneys under
6 subsection (3)(b)(B) of this section.

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

9 “475B.759. (1) There is established the Oregon Marijuana Account, sepa-
10 rate and distinct from the General Fund.

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

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

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

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

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

27 “(ii) Twenty-five percent of the 10 percent must be transferred in shares
28 that reflect the number of licenses held pursuant to ORS 475B.070, 475B.090,
29 475B.100 and 475B.105 on the last business day of the calendar quarter pre-
30 ceding the date of the transfer for premises located in each city compared

1 to the number of licenses held pursuant to ORS 475B.070, 475B.090, 475B.100
2 and 475B.105 on the last business day of that calendar quarter for all prem-
3 ises in this state located in cities; and

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

6 “(i) Fifty percent of the 10 percent must be transferred in shares that re-
7 flect the total commercially available area of all grow canopies associated
8 with marijuana producer licenses held pursuant to ORS 475B.070 on the last
9 business day of the calendar quarter preceding the date of the transfer for
10 all premises located in each county compared to the total commercially
11 available area of all grow canopies associated with marijuana producer li-
12 censes held pursuant to ORS 475B.070 on the last business day of that cal-
13 endar quarter for all premises located in this state; and

14 “(ii) Fifty percent of the 10 percent must be transferred in shares that
15 reflect the number of licenses held pursuant to ORS 475B.090, 475B.100 and
16 475B.105 on the last business day of the calendar quarter preceding the date
17 of the transfer for premises located in each county compared to the number
18 of licenses held pursuant to ORS 475B.090, 475B.100 and 475B.105 on the last
19 business day of that calendar quarter for all premises in this state.

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

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

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

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

1 “(D) Five percent of the moneys in the account must be used solely for
2 purposes related to alcohol and drug abuse prevention, early intervention
3 and treatment services, **of which the lesser of \$5 million or five percent**
4 **of the moneys in the account must be transferred to the Oregon**
5 **Health Authority Fund established in ORS 413.101 and used for carry-**
6 **ing out section 1 of this 2019 Act.**

7 “(4)(a) A city that has an ordinance prohibiting the establishment of a
8 premises for which issuance of a license under ORS 475B.070, 475B.090,
9 475B.100 or 475B.105 is required is not eligible to receive transfers of moneys
10 under subsection (3)(b)(A) of this section.

11 “(b) A county that has an ordinance prohibiting the establishment of a
12 premises for which issuance of a license under ORS 475B.070 is required is
13 not eligible to receive transfers of moneys under subsection (3)(b)(B)(i) of
14 this section.

15 “(c) A county that has an ordinance prohibiting the establishment of a
16 premises for which issuance of a license under ORS 475B.090, 475B.100 or
17 475B.105 is required is not eligible to receive transfers of moneys under
18 subsection (3)(b)(B)(ii) of this section.

19 “(5) In a form and manner prescribed by the Oregon Liquor Control
20 Commission, each city and county in this state shall certify with the com-
21 mission whether the city or county has an ordinance prohibiting the estab-
22 lishment of a premises for which issuance of a license under ORS 475B.070,
23 475B.090, 475B.100 or 475B.105 is required. If a city fails to comply with this
24 subsection, the city is not eligible to receive transfers of moneys under sub-
25 section (3)(b)(A) of this section. If a county fails to comply with this sub-
26 section, the county is not eligible to receive transfers of moneys under
27 subsection (3)(b)(B) of this section.”.

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