

## **SB 1587 -2 STAFF MEASURE SUMMARY**

### **Senate Committee On Judiciary and Ballot Measure 110 Implementation**

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**Meeting Dates:** 2/10, 2/10

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#### **WHAT THE MEASURE DOES:**

Permits lien against premises when the owner has used or permitted use for industrial hemp operations in violation of a state or local law regulating industrial hemp operations. Authorizes district attorneys to enforce lien by civil action to recover fines, fees and cleanup costs. Expands liens against premises for marijuana cultivation violations to include cleanup costs. Requires worker licenses to sample or test marijuana items. Allows transfer of marijuana retail license for relocation from inside to outside a school zone. Establishes operative date of Jan. 1, 2023, for provisions regarding liens. Declares emergency, effective on passage.

#### **ISSUES DISCUSSED:**

##### **EFFECT OF AMENDMENT:**

-2 Replaces the measure. Allocates \$3.25 million quarterly from Oregon Marijuana Account to the Criminal Justice Commission for deposit into the Illegal Marijuana Market Enforcement Grant Program Fund; provides priority over other fund transfers from the Marijuana Account; requires reports on recommended changes to the grant program. Increases limit on funds collected or received by the Criminal Justice Commission to \$4.5 million for financial assistance to community-based organizations.

Provides a one-time \$25 million transfer from the General Fund to cities, to be disbursed by population size and number of licenses issued. Provides a one-time transfer of \$25 million to counties, to be disbursed by amount of commercially available area of grow canopies associated with producer licenses and by number of licenses issued. Provides that cities and counties are ineligible for funds if they prohibit all marijuana production, processing, wholesale, or retail establishments. Permits a county with a prohibition to remain eligible if it allows continuation of operations in unincorporated parts of the county. Effective date of July 1, 2023 for provisions regarding transfers from the Marijuana Account. Declares emergency, effective upon passage.

##### **BACKGROUND:**

Growing and processing marijuana in Oregon is legal for businesses that are registered with the State and comply with state rules and laws, but illegal operations have overwhelmed some localities and Oregon counties, who have requested assistance from the Governor and Legislature. Illegal marijuana operations may claim to be lawful industrial hemp operations.

Senate Bill 1587, as introduced, provides for a lien on premises that an owner has used or permitted to be used for unlawful hemp growing operations, makes lien enforceable by district attorneys, adds licensure requirement for cannabis samplers and testers, and provides for transfer of marijuana retail license when the retailer relocates from inside to outside a school zone.