

Requested by Representative LIVELY

**PROPOSED AMENDMENTS TO
HOUSE BILL 4016**

1 On page 1 of the printed bill, line 2, after “475C.608” insert “and sections
2 13, 14 and 16, chapter 103, Oregon Laws 2018; repealing sections 17 and 26,
3 chapter 103, Oregon Laws 2018”.

4 On page 4, after line 13, insert:
5

6 **“ILLEGAL MARIJUANA MARKET ENFORCEMENT
7 GRANT PROGRAM**
8

9 **“SECTION 13.** Section 13, chapter 103, Oregon Laws 2018, as amended
10 by section 1, chapter 3, Oregon Laws 2021 (second special session), is
11 amended to read:

12 **“Sec. 13.** (1) The Illegal Marijuana Market Enforcement Grant Program
13 is established to assist cities and counties with the costs incurred by local
14 law enforcement agencies **and community-based organizations** in ad-
15 dressing unlawful marijuana cultivation or distribution operations.

16 “(2) The Oregon Criminal Justice Commission shall administer the grant
17 program described in subsection (1) of this section and shall award the
18 grants described in this section.

19 “(3) The commission shall adopt rules to administer the grant program.
20 Rules adopted under this section must include:

21 “(a) A methodology for reviewing and approving grant applications and

1 awarding grants; and

2 “(b) A process for evaluating the efficacy of local law enforcement pro-
3 grams and services funded by the grant program.

4 “(4) Moneys distributed to grant recipients under this section must be
5 spent on costs associated with addressing and prosecuting unlawful
6 marijuana cultivation or distribution operations.

7 “(5) The commission shall prioritize the following when awarding grants
8 under this section:

9 “(a) Providing financial assistance to local law enforcement agencies and
10 district attorneys in rural areas of this state to address unlawful marijuana
11 cultivation or distribution operations;

12 “(b) Supporting local law enforcement agencies and district attorneys in
13 investigating and prosecuting large-scale unlawful marijuana cultivation or
14 distribution operations;

15 “(c) Providing financial assistance to local law enforcement agencies and
16 district attorneys in the investigation and prosecution of organized crime
17 involved in unlawful marijuana cultivation or distribution operations;

18 “(d) Providing financial assistance to local law enforcement agencies and
19 district attorneys in the investigation and prosecution of unlawful marijuana
20 cultivation or distribution operations that divert marijuana outside of this
21 state; and

22 “(e) Providing financial assistance to local law enforcement agencies [*to*
23 *partner with*] **and** community-based organizations in order to address the
24 ongoing humanitarian crisis associated with unlawful marijuana cultivation
25 or distribution operations and to facilitate connections to any necessary as-
26 sistance and services for individuals impacted by the humanitarian crisis,
27 including but not limited to language translation services and housing and
28 legal assistance.

29 “**SECTION 14.** Section 16, chapter 103, Oregon Laws 2018, as amended
30 by section 39, chapter 542, Oregon Laws 2021, is amended to read:

1 “**Sec. 16.** [(1)] Notwithstanding ORS [475B.759] **475C.726**, before making
2 any other distribution from the Oregon Marijuana Account established under
3 ORS [475B.759] **475C.726**, the Department of Revenue shall first distribute
4 quarterly from the account the following:

5 “[(a)] (1) \$875,000 to the Oregon Liquor and Cannabis Commission for
6 deposit in the Marijuana Control and Regulation Fund established under
7 ORS [475B.296] **475C.297**; and

8 “[(b)] (2) \$750,000 to the Oregon Criminal Justice Commission for deposit
9 into the Illegal Marijuana Market Enforcement Grant Program Fund estab-
10 lished under section 15, chapter 103, Oregon Laws 2018, for the purposes of
11 paying the costs incurred by the commission in carrying out the provisions
12 of section 13, chapter 103, Oregon Laws 2018.

13 “[(2) *The final distribution made under subsection (1) of this section shall*
14 *be made in the fiscal quarter beginning on October 1, 2023.*]

15 “**SECTION 15.** Section 16, chapter 103, Oregon Laws 2018, as amended
16 by section 39, chapter 542, Oregon Laws 2021, and section 14 of this 2022 Act,
17 is amended to read:

18 “**Sec. 16.** Notwithstanding ORS 475C.726, before making any other dis-
19 tribution from the Oregon Marijuana Account established under ORS
20 475C.726, the Department of Revenue shall first distribute quarterly from the
21 account the following:

22 “(1) \$875,000 to the Oregon Liquor and Cannabis Commission for deposit
23 in the Marijuana Control and Regulation Fund established under ORS
24 475C.297; [and]

25 “[(2) *\$750,000 to the Oregon Criminal Justice Commission for deposit into*
26 *the Illegal Marijuana Market Enforcement Grant Program Fund established*
27 *under section 15, chapter 103, Oregon Laws 2018, for the purposes of paying*
28 *the costs incurred by the commission in carrying out the provisions of section*
29 *13, chapter 103, Oregon Laws 2018.*]

30 “(2) **\$3,250,000 to the Oregon Criminal Justice Commission for de-**

1 **posit into the Illegal Marijuana Market Enforcement Grant Program**
2 **Fund established under section 15, chapter 103, Oregon Laws 2018, for**
3 **the purposes of paying the costs incurred by the commission in**
4 **awarding grants to law enforcement agencies under section 13, chapter**
5 **103, Oregon Laws 2018; and**

6 **“(3) \$750,000 to the Oregon Criminal Justice Commission for deposit**
7 **into the Illegal Marijuana Market Enforcement Grant Program Fund**
8 **established under section 15, chapter 103, Oregon Laws 2018, for the**
9 **purposes of paying the costs incurred by the commission in awarding**
10 **grants to community-based organizations under section 13, chapter**
11 **103, Oregon Laws 2018.**

12 **“SECTION 16. The amendments to section 16, chapter 103, Oregon**
13 **Laws 2018, by section 15 of this 2022 Act become operative on July 1,**
14 **2023.**

15 **“SECTION 17. Section 14, chapter 103, Oregon Laws 2018, is amended to**
16 **read:**

17 **“Sec. 14. (1) [Not later than January 1, 2020, and] Not later than January**
18 **1 each year [thereafter], the Oregon Criminal Justice Commission shall sub-**
19 **mit a report in the manner provided in ORS 192.245 on the status and effec-**
20 **tiveness of the Illegal Marijuana Market Enforcement Grant Program**
21 **established under section 13 [of this 2018 Act], chapter 103, Oregon Laws**
22 **2018, to the interim committees of the Legislative Assembly related to the**
23 **judiciary.**

24 **“(2) Not later than January 1 each year, the commission shall sub-**
25 **mit a report in the manner provided in ORS 192.245 to the interim**
26 **committees of the Legislative Assembly related to the judiciary on**
27 **recommendations for changes to the funding of the Illegal Marijuana**
28 **Market Enforcement Grant Program. In making the recommendations**
29 **described in this subsection, the commission shall consider the best**
30 **available information and projections regarding unlawful marijuana**

1 cultivation and distribution operations in this state and any human
2 trafficking related to those operations.

3 **“SECTION 18. Notwithstanding any other law limiting expenditures,
4 the limitation on expenditures established by section 3, chapter 379,
5 Oregon Laws 2021, for the biennium ending June 30, 2023, as the max-
6 imum limit for payment of expenses from fees, moneys or other reve-
7 nues, including Miscellaneous Receipts, but excluding lottery funds
8 and federal funds, collected or received by the Oregon Criminal Justice
9 Commission, is increased by \$4,500,000 for financial assistance to
10 community-based organizations for the purposes described in section
11 13, chapter 103, Oregon Laws 2018.**

12 **“SECTION 19. Sections 17 and 26, chapter 103, Oregon Laws 2018,
13 are repealed.”.**

14 In line 17, delete “13” and insert “20”.

15 In line 29, delete “14” and insert “21”.

16 In line 42, delete “15” and insert “22”.

17 On page 5, line 14, delete “16” and insert “23”.

18 In line 20, delete “17” and insert “24”.

19 In line 21, delete “13 to 15” and insert “20 to 22”.

20 In line 27, delete “13 to 15” and insert “20 to 22”.

21 In line 29, delete “18” and insert “25”.

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