

Requested by Representative OWENS

**PROPOSED AMENDMENTS TO
A-ENGROSSED SENATE BILL 1524**

1 On page 1 of the printed A-engrossed bill, line 2, delete “and” and insert
2 a comma.

3 In line 3, after “317A.137” insert “and 475C.453”.

4 On page 13, after line 3, insert:

5 **“SECTION 12.** ORS 475C.453 is amended to read:

6 “475C.453. (1)(a) Except as expressly authorized by this section, the au-
7 thority to impose a tax or fee on the production, processing or sale of
8 marijuana items in this state is vested solely in the Legislative Assembly.

9 “(b) Except as expressly authorized by this section, a county, city or other
10 municipal corporation or district may not adopt or enact ordinances impos-
11 ing a tax or fee on the production, processing or sale of marijuana items in
12 this state.

13 “(2) Subject to [*subsection (4)*] **subsections (4) and (5)** of this section, the
14 governing body of a city or county may adopt an ordinance to be referred
15 to the electors of the city or county as described in subsection (3) of this
16 section that imposes a tax or a fee on the sale of marijuana items that are
17 sold in the area subject to the jurisdiction of the city or the unincorporated
18 area subject to the jurisdiction of a county by a marijuana retailer that
19 holds a license issued under ORS 475C.097.

20 “(3) If the governing body of a city or county adopts an ordinance under
21 this section, the governing body shall refer the measure of the ordinance to

1 the electors of the city or county for approval at the next statewide general
2 election.

3 “(4) An ordinance adopted under this section may not impose a tax or fee:

4 “(a) **Except as provided in subsection (5) of this section**, in excess of
5 three percent; or

6 “(b) On a registry identification cardholder or on a designated primary
7 caregiver who is purchasing a marijuana item for a registry identification
8 cardholder.

9 “(5) **The governing body of a city may by ordinance impose a tax**
10 **or fee not in excess of 10 percent if the city is located in a county that:**

11 “(a) **Is bordered by a neighboring state in which marijuana items**
12 **may not be lawfully sold; and**

13 “(b) **Has a population exceeding 30,000 in the most recent federal**
14 **decennial census.”.**

15 In line 4, delete “12” and insert “13”.

16 After line 16, insert:

17 “(6) The amendments to ORS 475C.453 by section 12 of this 2022 Act apply
18 to marijuana items produced, processed or sold on or after January 1,
19 2023.”.

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

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

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