



JOHN LIVELY
STATE REPRESENTATIVE
DISTRICT 12
HOUSE OF REPRESENTATIVES

Feb. 24th, 2022

Dear Chair Wagner, Vice-Chair Knopp and Members of the Senate Rules Committee

Regarding HB 4016 A:

The intent is to allow OLCC to issue a new license for each license lost to the system. It was not intended to expand the overall number of licensees. Each “lost” license is intended to allow OLCC to assign a new license availability to the assignment program for potential issuance to a qualified applicant under the rules the OLCC may adopt.

Section 4(1) the word ASSIGN is intended to allow OLCC to replace the expired, relinquished or otherwise suspended license through issuance of a new license to qualified applicants under rules the OLCC may adopt. It is understood for instance that an expired license no longer legally exists and it would be nonsensical to reassign the literal license. Assign, or assignment, is a reference to the process of making a new license available.

Section 5 of HB 4016 clearly designates July 1, 2022 as the operative date for the program. The legislative intent here was to implement the Marijuana License Assignment Program despite the general moratorium on licensing within HB 4016A. Any licensing associated with this program is intended to proceed as of the operative date of July 1 2022. So, notwithstanding the moratorium, mandated in section 1, it is expected that OLCC can issue new licenses only within the Marijuana License Assignment Program it may create.

I wanted to make this intention is clear for the record as your committee considers HB 4016A and affirms the intent of the Marijuana License Assignment Program. This intent will ensure that OLCC will implement the program as the legislature intends.

Sincerely,

Representative John Lively

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