Senate Bill 477

Sponsored by Senator HANSELL (Presession filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure as introduced.

Directs Department of Revenue to make one-time transfer of funds to cities and counties in this state.

A BILL FOR AN ACT

Relating to marijuana revenue.

Be It Enacted by the People of the State of Oregon:

SECTION 1. (1) The Department of Revenue shall make a one-time transfer of $25,000,000 to the cities of this state as follows:

(a) Seventy-five percent of the $25,000,000 must be transferred in shares that reflect the population of each city of this state that is not exempt from this subsection pursuant to subsection (3)(a) of this section compared to the population of all cities of this state that are not exempt from this subsection pursuant to subsection (3)(a) of this section, as determined by Portland State University under ORS 190.510 to 190.610, on the date immediately preceding the date of the transfer; and

(b) Twenty-five percent of the $25,000,000 must be transferred in shares that reflect the number of licenses held pursuant to ORS 475C.065, 475C.085, 475C.093 and 475C.097 on the last business day of the calendar quarter preceding the date of the transfer for premises located in each city compared to the number of licenses held pursuant to ORS 475C.065, 475C.085, 475C.093 and 475C.097 on the last business day of that calendar quarter for all premises in this state located in cities.

(2) The department shall make a one-time transfer of $25,000,000 to counties as follows:

(a) Fifty percent of the $25,000,000 must be transferred in shares that reflect the total commercially available area of all grow canopies associated with marijuana producer licenses held pursuant to ORS 475C.065 on the last business day of the calendar quarter preceding the date of the transfer for all premises located in each county compared to the total commercially available area of all grow canopies associated with marijuana producer licenses held pursuant to ORS 475C.065 on the last business day of that calendar quarter for all premises in this state located in counties.

(b) Fifty percent of the $25,000,000 must be transferred in shares that reflect the number of licenses held pursuant to ORS 475C.085, 475C.093 and 475C.097 on the last business day of the calendar quarter preceding the date of the transfer for premises located in each county compared to the number of licenses held pursuant to ORS 475C.085, 475C.093 and 475C.097 on the last business day of that calendar quarter for all premises in this state.

(3)(a) A city that has an ordinance prohibiting the establishment of a premises for which
issuance of a license under ORS 475C.065, 475C.085, 475C.093 or 475C.097 is required is not eligible to receive transfers of moneys under subsection (1) of this section.

(b) A county that has an ordinance prohibiting the establishment of a premises for which issuance of a license under ORS 475C.065 is required is not eligible to receive transfers of moneys under subsection (2)(a) of this section.

(c) A county that has an ordinance prohibiting the establishment of a premises for which issuance of a license under ORS 475C.085, 475C.093 or 475C.097 is required is not eligible to receive transfers of moneys under subsection (2)(b) of this section.

(d)(A) Paragraphs (b) and (c) of this subsection do not apply to a county ordinance adopted on or after January 1, 2018, that prohibits the establishment of a premises for which a license under ORS 475C.065, 475C.085, 475C.093 or 475C.097 is required but allows in the unincorporated area of the county the continued operation of an existing premises for which a license under ORS 475C.065, 475C.085, 475C.093 or 475C.097 is required.

(B) A county that adopts an ordinance described in subparagraph (A) of this paragraph shall certify the adoption of the ordinance in the manner provided in ORS 475C.726 (6).

SECTION 2. Section 1 of this 2023 Act is repealed on June 30, 2025.

SECTION 3. There is appropriated to the Department of Revenue, for the biennium beginning July 1, 2023, out of the General Fund, the amount of $50,000,000 for the purpose of carrying out the provisions of section 1 of this 2023 Act.