

General Discussion: May 31, 2016

3:00 p.m. – BCC Conference Room

Commissioners Cheryl Walker, Keith Heck, and Simon G. Hare (unavailable); Wendy Watkins, Recorder

Chair Cheryl Walker called the meeting to order at 3:00 p.m.

1. Court Facilities Survey

Kurt Brust, Court Administrator, stated AOC Judicial Department sent out a questionnaire to all the counties asking whether their courthouse will need improvements or replacements in the next 12 years and said the State is willing to put up a 50% match. Kurt discussed that back in 2008 an estimate to replace the Courthouse was \$27 million. After a short discussion, Commissioner Walker and Commissioner Heck both agreed there is a need to improve or replace the Courthouse in 12 years and asked Ryan Johnson, Building Operations Manager, to complete the questionnaire and send it back.

2. 3% Tax on Retail Marijuana Sales

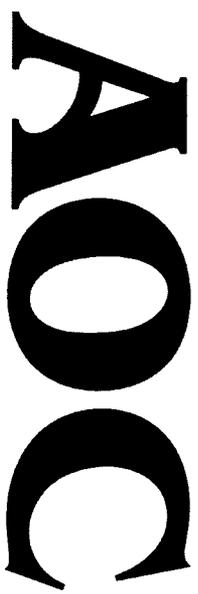
Wally Hicks, County Legal Counsel, reviewed AOC Update for the Joint Marijuana Legalization Committee regarding local option implementation in Oregon Counties (**Exhibit A**) and asked if the Board wanted to go forward with putting the 3% Tax on the November ballot. It should be submitted to the County Clerk no later than August 17, 2016.

- 3. Other** (*ORS 192.640(1)* “. . . notice shall include a list of the principal subjects anticipated to be considered at the meeting, but this requirement shall not limit the ability of a governing body to consider additional subjects”.)
None reported.

The meeting adjourned at 4:00 p.m.

EXHIBITS

Exhibit 1 – AOC Update for the Joint Marijuana Legalization Committee



**Association of
Oregon Counties**

**Update for the
Joint Marijuana Legalization Committee
regarding local option implementation
in Oregon Counties**

Monday, May 23, 2016

**Rob Bovett
AOC Legal Counsel**

Exhibit A

General Discussion

*5/31/16 3:00
p.m.*

Report on Local Options

- **1. Opt In/Out of Marijuana Businesses**
 - **A. With election** (ORS 475B.800) **6/36**
 - **B. Without election**
 - **Opt out** (*only certain counties; limited time to act*) **12/36**
(2015 HB 3400 § 133)
 - **Opt back in** (2016 HB 4014 § 30) **1/36**
 - **C. Through initiative** **0/36**
(OC Art IV, Sec 1a, Art VI, § 10; ORS 475B.325, 250.155 et seq)
 - **D. Through referendum** **2/36**
(OC Art IV, Sec 1a, Art VI, § 10; ORS 250.155 et seq)
 - **E. Other** (OC Art VI, § 10; ORS 203.035) **0/36**

Report on Local Options

- **2. Reasonable Time Place and Manner (TPM) Ordinances** (ORS 475B.340; 475B.500) **12/36**
- **3. Local Option Retail Tax, with election** (ORS 475B.345) **>6/36**

Measure 91 Election Results

■ Yes = 847,865 (56%) ■ No = 663,346 (44%)



Measure 91 Election Results

• Baker	59.47%	No	• Lake	61.86%	No
• Benton	60.49%	Yes	• Lane	60.65%	Yes
• Clackamas	52.12%	Yes	• Lincoln	61.98%	Yes
• Clatsop	56.47%	Yes	• Linn	52.74%	No
• Columbia	53.43%	Yes	• Malheur	68.72%	No
• Coos	53.55%	Yes	• Marion	51.56%	No
• Crook	58.85%	No	• Morrow	65.98%	No
• Curry	57.08%	Yes	• Multnomah	71.38%	Yes
• Deschutes	51.86%	Yes	• Polk	52.25%	No
• Douglas	54.51%	No	• Sherman	61.45%	No
• Gilliam	59.12%	No	• Tillamook	55.43%	Yes
• Grant	64.80%	No	• Umatilla	62.80%	No
• Harney	65.72%	No	• Union	59.04%	No
• Hood River	57.64%	Yes	• Wallowa	61.16%	No
• Jackson	53.37%	Yes	• Wasco	51.02%	No
• Jefferson	56.28%	No	• Washington	55.40%	Yes
• Josephine	50.0003%*	No	• Wheeler	65.53%	No
• Klamath	56.12%	No	• Yamhill	50.008%**	No

Source: Oregon Secretary of State, Elections Division

* Difference of 2 votes ** Difference of 60 votes

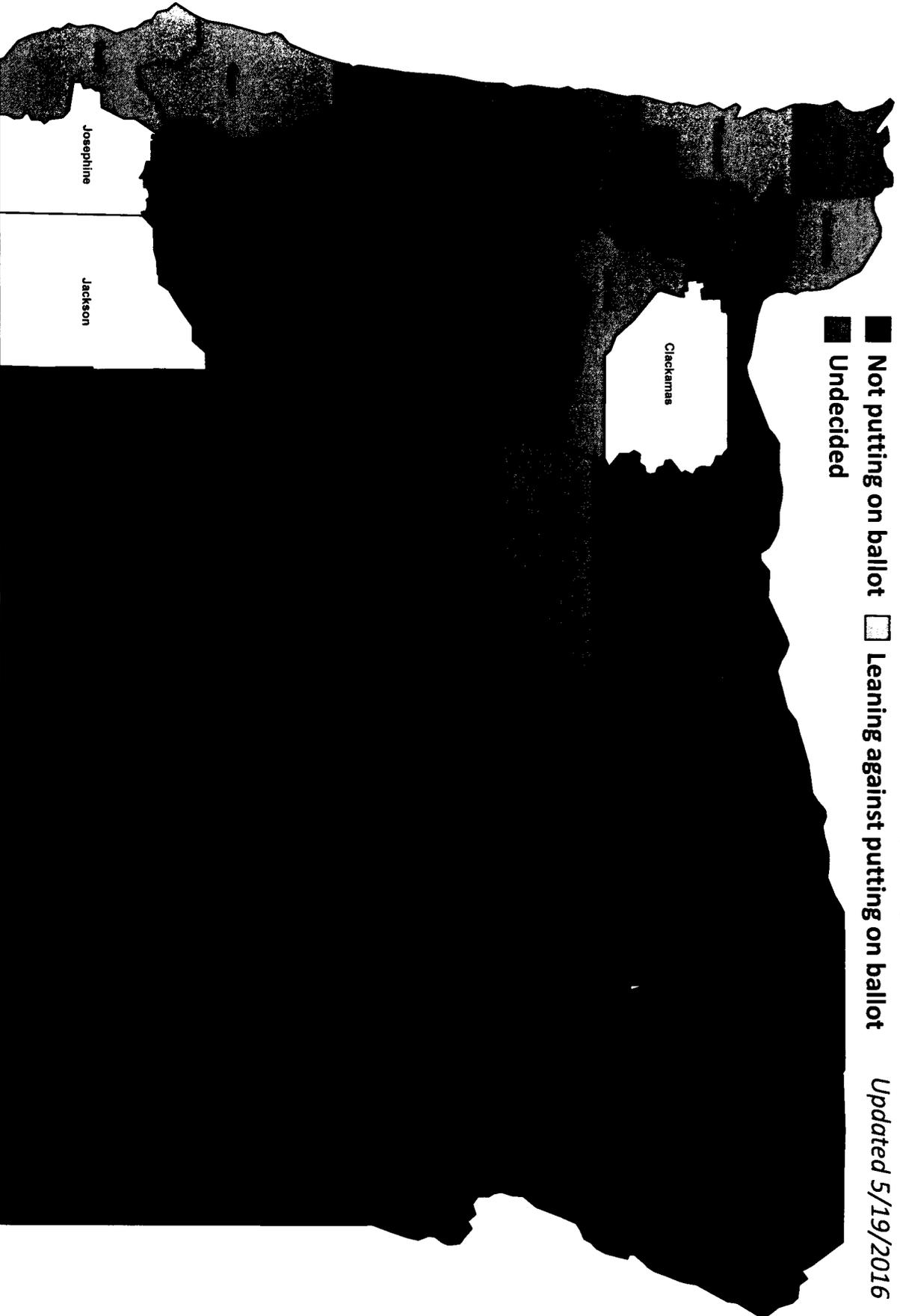
Notes

- **Douglas, Gilliam, Jefferson, Lake, Linn, and Marion Counties: Referral election on county opt out to be held on November 8, 2016.**
- **Jackson County: TPM ordinance on appeal to LUBA.**
- **Grant County: Referendum election held on May 17, 2016, to reverse county opt out (Ballot Measure 12-58). The measure failed 46.4% Yes to 53.6% No.**
- **Klamath County: Referendum election held on May 17, 2016, to reverse county opt out (Ballot Measure 18-105). The measure failed 43.1 Yes to 56.9% No.**

Marijuana Local Option Tax in Oregon Counties

- Putting on ballot Leaning toward putting on ballot
- Not putting on ballot Leaning against putting on ballot
- Undecided

Updated 5/19/2016



AOC Publications

<http://oregoncounties.org/news/publications/marijuana/>

AOC | Association of Oregon Counties

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Marijuana



This page contains AOC publications relating to regulation and taxation of marijuana in Oregon.

In 1973, Oregon became the first state in the Nation to decriminalize certain user amounts of marijuana (1973 Oregon House Bill 2956). In 1998, Oregon became the second state in the Nation to legalize medical marijuana (1998 Oregon Ballot Measure 57). In 2014, Oregon became the third state in the Nation to legalize recreational marijuana (2014 Oregon Ballot Measure 91).

Marijuana touches on many policy areas in which counties are heavily involved, such as **public health, public safety, land use, governance, and economic development**. To name just a few, AOC and its steering committees are therefore directly involved in marijuana policy in the Oregon Legislature. The lead role for AOC is the **AOC Governance Committee** and **AOC Legal Counsel Rob Boveit**.

Publications

2016 Oregon Marijuana Laws (Selected)
(1.1 Mb) (last updated April 6, 2016)

Index/Summary of 2016 Oregon Marijuana Legislation
(PDF) (3 pages) (82kb) (last updated April 3, 2016)

- Regulation of Marijuana in Oregon (history, laws, rules, local issues)
- **PowerPoint (PDF)** (154 slides) (6mb) (last updated April 6, 2016)
- New Oregon Marijuana Offenses (effective March 3, 2016)
- **Booklet (PDF)** (12 page booklet) (1.71kb) (last updated March 10, 2016)
- **PowerPoint (PDF)** (55 slides) (1mb) (last updated March 10, 2016)

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Questions?

