

Enrolled
Senate Bill 218

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CHAPTER

AN ACT

Relating to cannabis; and declaring an emergency.

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

SECTION 1. (1) The Oregon Liquor Control Commission may, based on the supply of and demand for marijuana, as defined in ORS 475B.015, refuse to issue production licenses under ORS 475B.070 for an amount of time that the commission determines necessary.

(2) Subsection (1) of this section does not apply to the renewal of a production license under ORS 475B.070 or to the issuance or reissuance of a production license under ORS 475B.070 necessitated by a change in the location or ownership of a production facility or premises.

(3)(a) Except as provided in paragraph (b) of this subsection, the commission shall process an application for a production license under ORS 475B.070 if the application was received on or before June 15, 2018.

(b) An applicant that submitted an application described in paragraph (a) of this subsection that did not submit a land use compatibility statement required under ORS 475B.063 may submit the land use compatibility statement within 21 days of the effective date of this 2019 Act. If the land use compatibility statement is timely submitted, the commission shall process the application. If a land use compatibility statement is not timely submitted, the commission shall inactivate the application.

(4) An applicant that submitted an application for a production license under ORS 475B.070 on or before June 15, 2018, may not change:

(a) The location for which an application was submitted; or

(b) Fifty-one percent or more of the ownership of the production facility or the premises for which the application for licensure was submitted.

(5) The commission shall inactivate an application for a production license under ORS 475B.070 that was received after June 15, 2018.

(6)(a) The commission shall adopt rules to establish timelines for the completion of applications for production licenses under ORS 475B.070, including rules to specify times by which an applicant must complete any necessary steps for licensing after the applicant's application is assigned to a commission staff member for processing.

(b) The commission may adopt other rules as necessary to carry out this section, including rules that enable the commission to pause the processing of an application that has

been assigned to a commission staff member in consideration of commission resources to process applications.

(7)(a) The commission shall study the effects of subsections (1) to (6) of this section on the marijuana industry.

(b) Not later than December 31 of each year, the commission shall submit a report to an interim committee of the Legislative Assembly related to economic development, in the manner provided in ORS 192.245, on the findings of the study described in this subsection.

SECTION 2. Section 1 of this 2019 Act is repealed on January 2, 2022.

SECTION 3. This 2019 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2019 Act takes effect on its passage.

Passed by Senate April 29, 2019

Received by Governor:

Repassed by Senate June 6, 2019

.....M.,....., 2019

Approved:

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Lori L. Brocker, Secretary of Senate

.....M.,....., 2019

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Peter Courtney, President of Senate

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Kate Brown, Governor

Passed by House May 30, 2019

Filed in Office of Secretary of State:

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Tina Kotek, Speaker of House

.....M.,....., 2019

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Bev Clarno, Secretary of State