

COLUMBIA COUNTY  
EXPLANATORY STATEMENT

Prohibits recreational marijuana retailers and businesses; prohibits medical marijuana processors.

**Ballot Title Caption:**

Measure Number (if known):

262

Word Total (500 Max):

**Statement:**

Approval of this measure would prohibit the establishment of certain marijuana activities within the city. Ordinance 852, and this measure does not affect legal medical marijuana dispensaries.

The Oregon Medical Marijuana Act, as amended by the Legislature in 2015, provides that the Oregon Health Authority will register medical marijuana processors and medical marijuana dispensaries. Medical marijuana processors compound or convert marijuana into concentrates, extracts, edible products, and other products intended for human consumption and use. Medical marijuana dispensaries facilitate the transfer of marijuana and marijuana products between patients, caregivers, processors, and growers. Measure 91, approved by Oregon voters in 2014 and by the Legislature in 2015, provides that the Oregon Liquor Control Commission will license recreational marijuana producers (those who manufacture, plant, cultivate, grow or harvest marijuana), processors, wholesalers, and retailers.

A city council may adopt an ordinance prohibiting the establishment of any of those entities within the city, but the council must refer the ordinance to the voters at a statewide general election. The Scappoose City Council has adopted an ordinance prohibiting the establishment of medical marijuana processors, recreational marijuana producers, processors, wholesalers, and retailers within the city and, as a result, has referred this measure to the voters.

If approved, this measure would prohibit medical marijuana processors and recreational marijuana producers, processors, wholesalers, and retailers within the city. Medical marijuana processors that were registered with the state before the city council adopted the ordinance may continue operating in the city even if this measure is approved. Ordinance 852, and this measure, does not affect legal medical marijuana dispensaries.

Approval of this measure has revenue impacts. Currently, ten percent of state marijuana tax revenues will be distributed to cities to assist local law enforcement in performing their duties under Measure 91. If approved, this measure would make Scappoose ineligible to receive distributions of state marijuana tax revenues. State marijuana tax disbursements to cities will be determined by population through July 2017. After July 2017, disbursements will be determined by the number of licenses issued by OLCC in a given area.

Currently, under the 2015 legislation, a city may impose up to a three percent tax on the sale of marijuana items by a marijuana retailer in the city. However, a city that adopts an ordinance prohibiting the establishment of medical marijuana processors or recreational marijuana producers, processors, wholesalers, or retailers may not impose a local tax or fee on the production, processing or sale of marijuana or any product that incorporates marijuana. Approval of this measure would therefore prevent Scappoose from imposing a local tax on those activities. Should this measure pass by a majority of votes, the measure imposing a tax on marijuana sales in Scappoose will not become operative.

Approval of this measure will not affect individual use; individuals will continue to be able to use and possess marijuana products in Scappoose in accordance with state law.



**Person responsible for the content of the Explanatory Statement:**

Susan M Reeves

City Recorder

(Name: TYPED)

Position

X   
(Name: SIGNED)

August 19, 2016

Date signed

**Instructions**

- The explanatory statement shall be typed.
- Word total: not to exceed 500 words.
- Signature: signed by the person responsible for the content of statement and to include the name of the governing body that person represents.
- Deadline: The statement filing deadline is the same deadline date as that of filing the Notice of Measure election (5pm)
- The county clerk shall reject any referred measure submitted without an explanatory statement