

# AOC

**Association of  
Oregon Counties**

## **Update for the Marion County Public Safety Coordinating Council Regarding Marijuana**

Tuesday, September 13, 2016

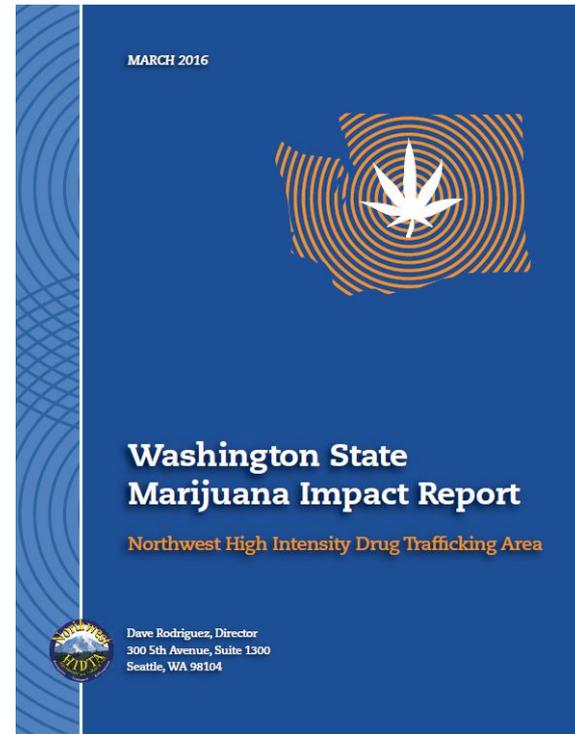
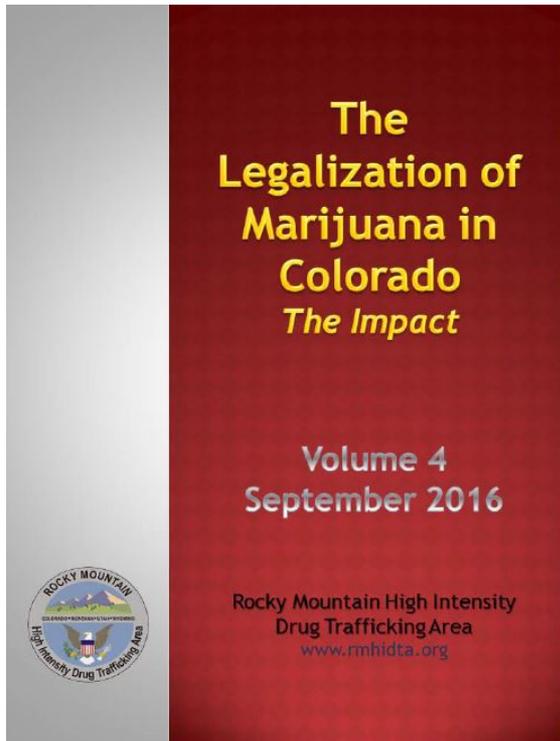
**Rob Bovett  
AOC Legal Counsel**

# Outline

- **1. Legalization impacts**
  - Colorado
  - Washington
- **2. Status and timing of Oregon's regulatory regime**
- **3. 2017 legislative proposals**
  - Offenses
  - MIP
  - Tax distribution formula
  - Merger

# 1. Impacts

- A word of caution about these . . .

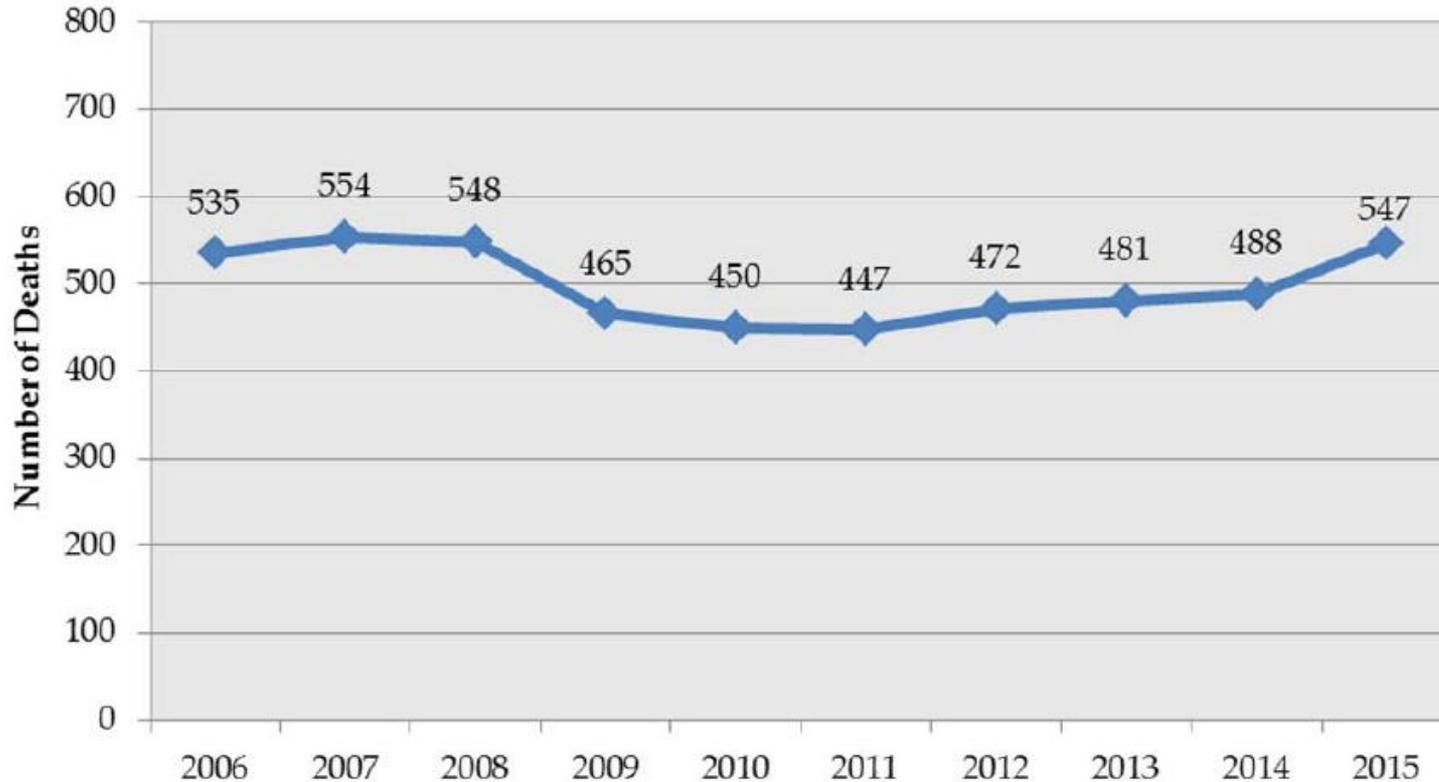


# Impacts - DUII



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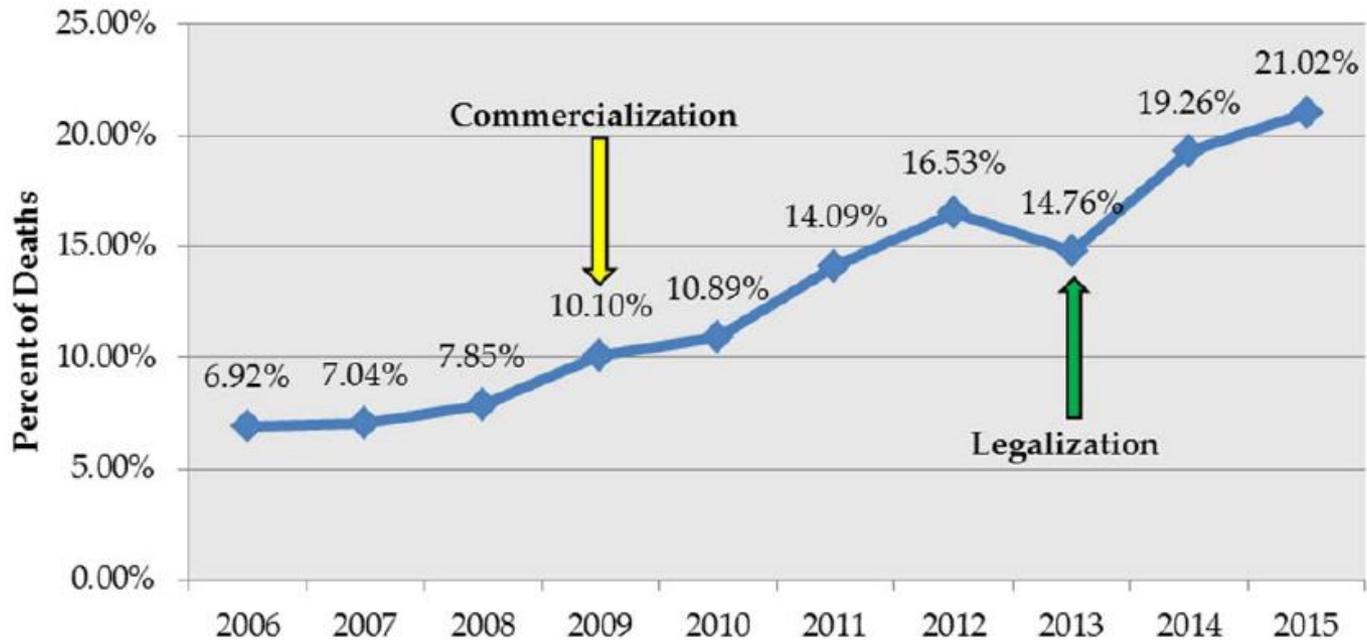
## Total Number of Statewide Traffic Deaths



SOURCE: National Highway Traffic Safety Administration, Fatality Analysis Reporting System (FARS) and Colorado Department of Transportation

# Impacts - DUII

## Percent of All Traffic Deaths That Were Marijuana-Related\*



\*Percent of All Fatalities Where the Operators Tested Positive for Marijuana

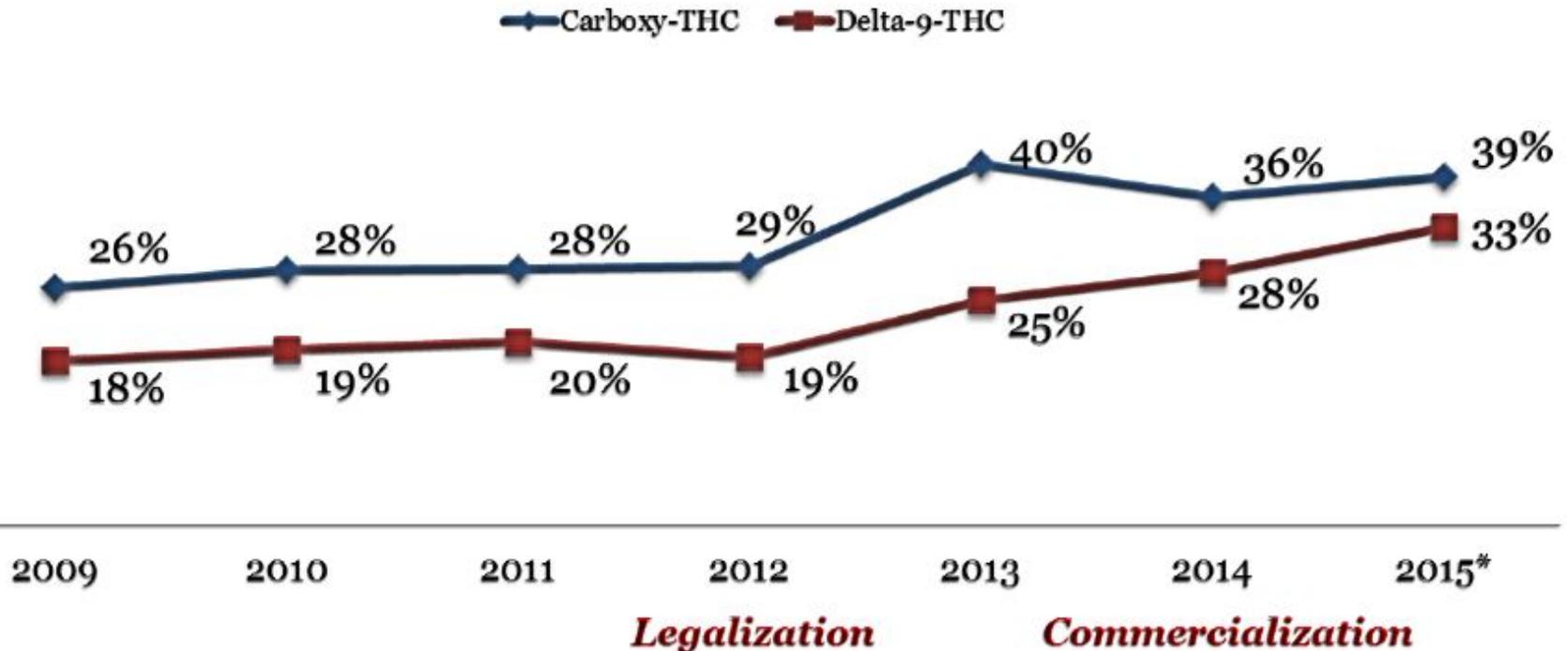
SOURCE: National Highway Traffic Safety Administration, Fatality Analysis Reporting System (FARS), 2006-2011 and Colorado Department of Transportation 2012-2015

# Impacts - DUII



# Impacts - DUII

## Percentage of Total Driving Cases Positive for Carboxy-THC and Delta-9-THC 2009-2015\*



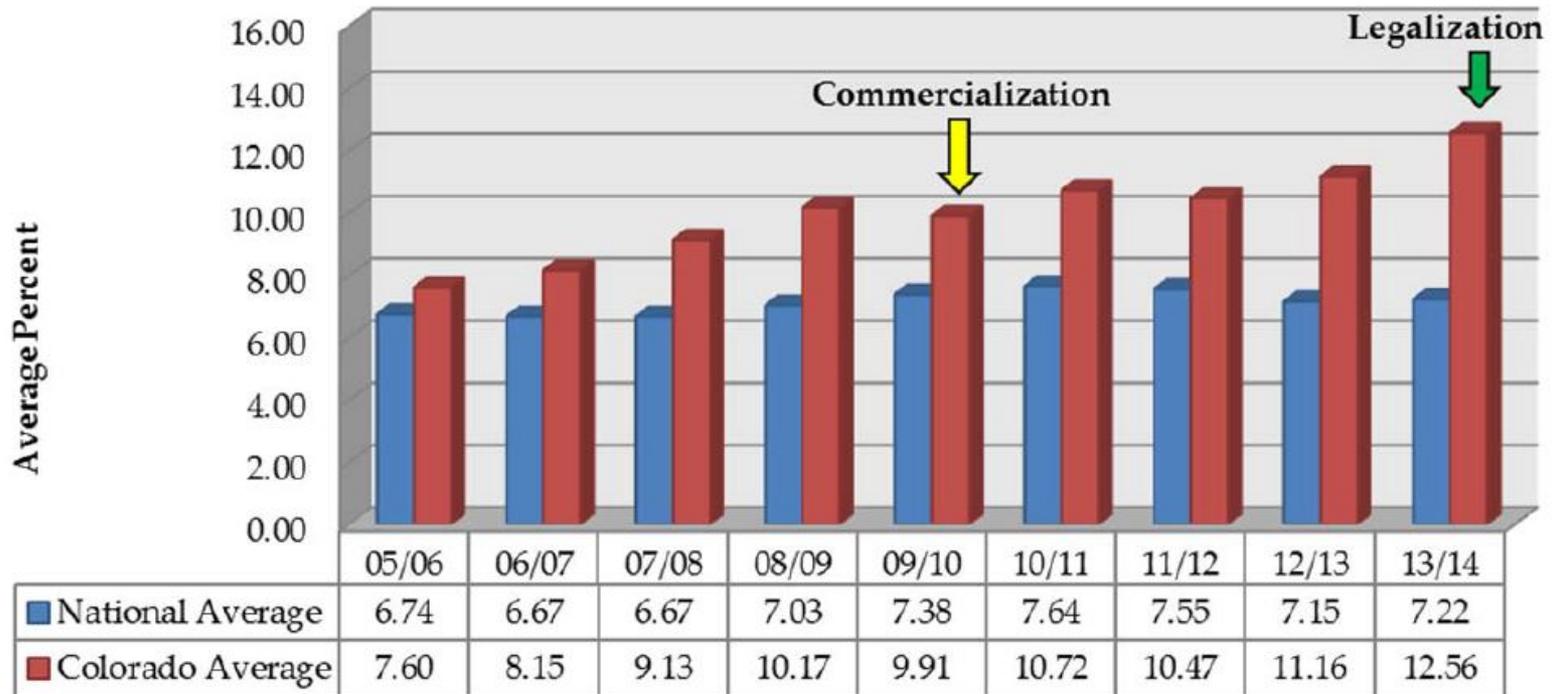
SOURCE: Washington State Patrol Toxicology Laboratory and NWHIDTA  
2015\*: January through April 2015

# Impacts – Use – Youth



# Impacts – Use – Youth

## Past Month Marijuana Use Youth Ages 12 to 17 Years Old

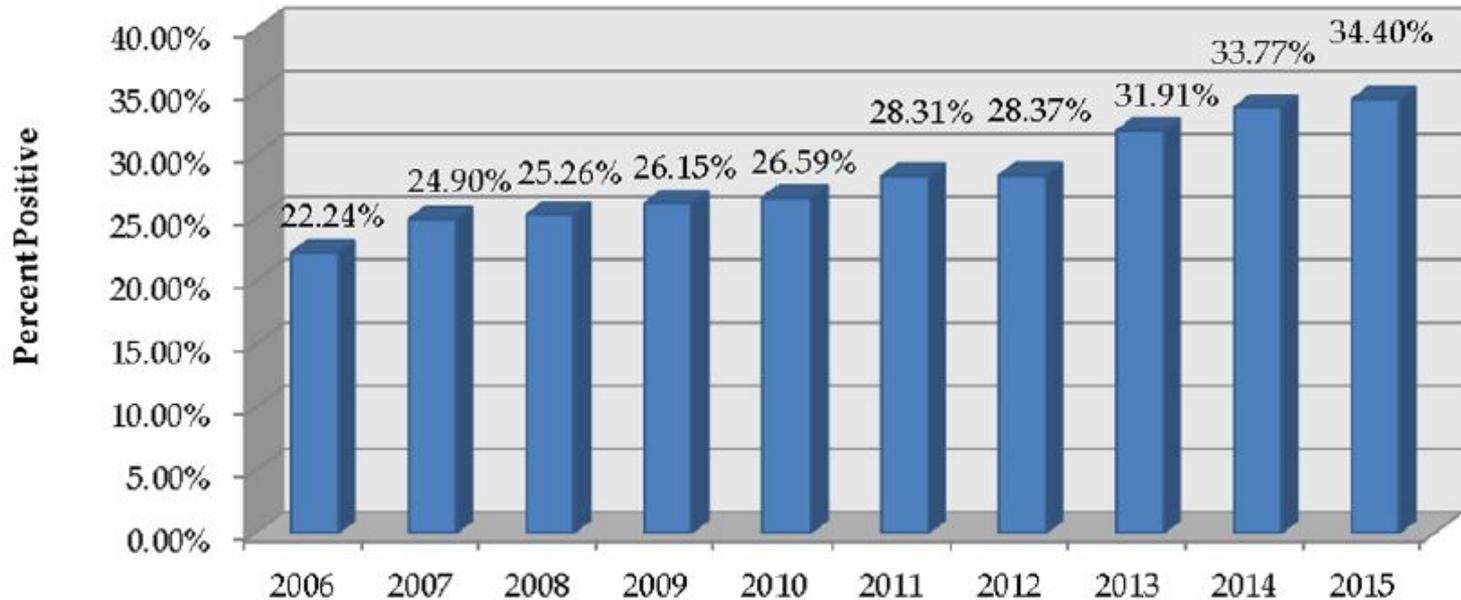


Annual Averages of Data Collection

SOURCE: SAMHSA.gov, National Survey on Drug Use and Health 2013 and 2014

# Impacts – Use – Youth

## Colorado Probation Percent of All Urinalysis Tests Positive for Marijuana Youth Ages 10 - 17 Years Old



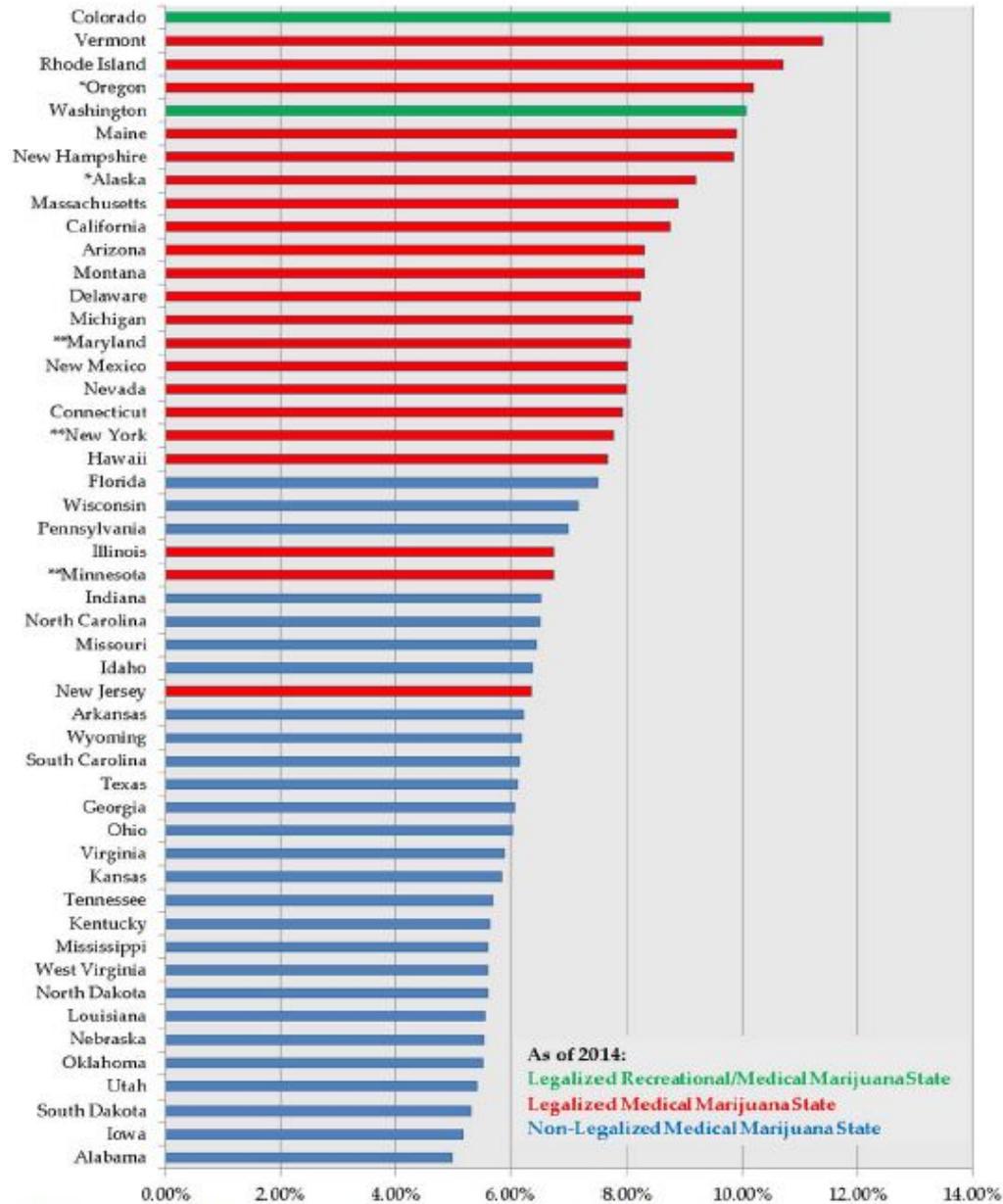
SOURCE:

Division of Probation Services/State Court Administrator's Office

# Impacts – Use – Youth



## Past Month Usage, 12 to 17 Years Old, 2013/2014



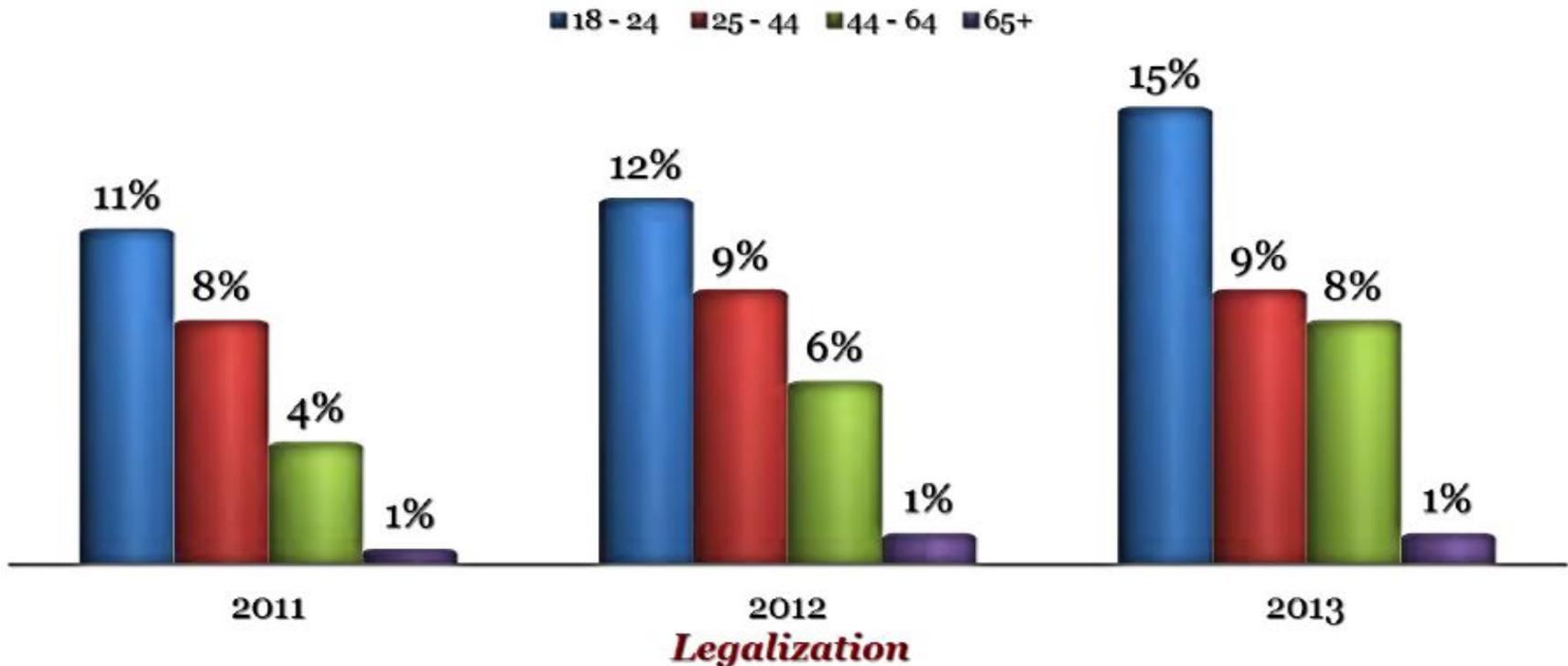
SOURCE: SAMHSA.gov, National Survey on Drug Use and Health 2013 and 2014

# Impacts – Use – Adults



# Impacts – Use – Adults

## Past 30 Day Use 2011-2014



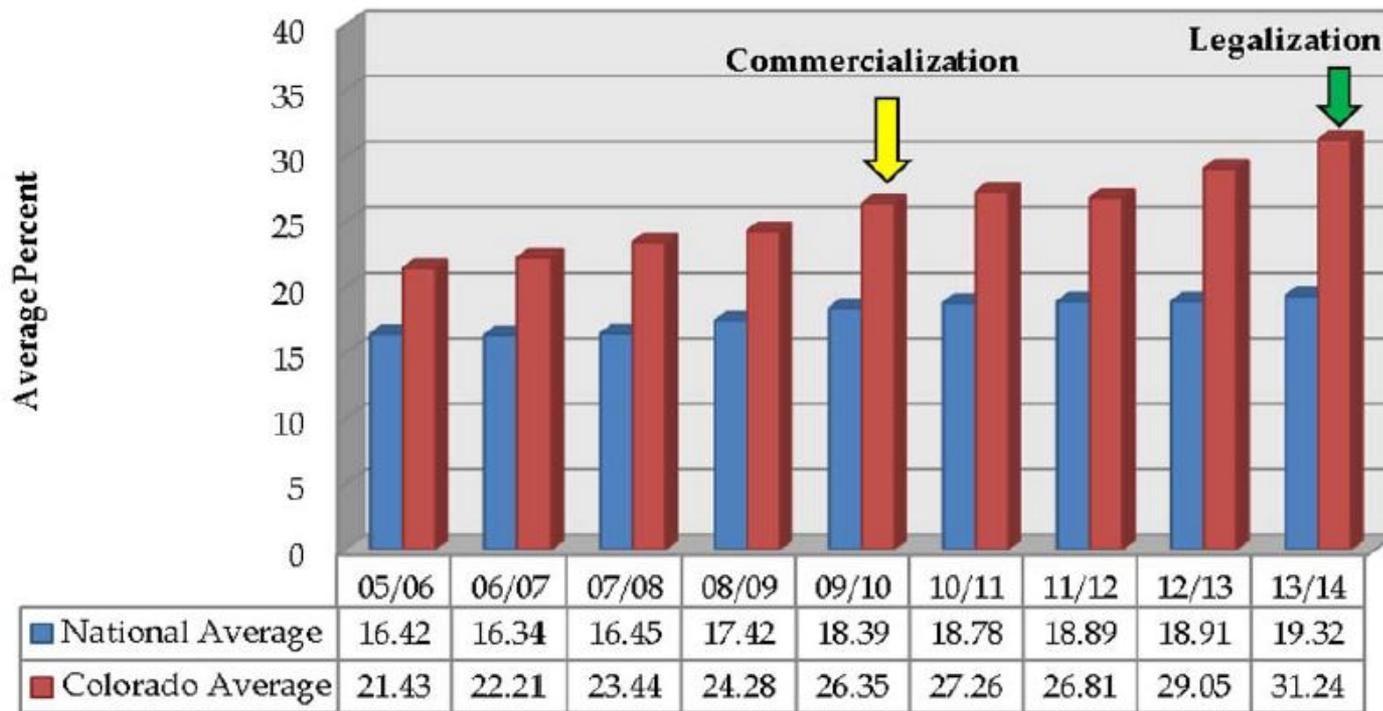
SOURCE: Behavior Risk Factor Surveillance System; Forecasting and Research Division, Washington State Office of Financial Management, and NWHIDTA

# Impacts – Use – Adults



# Impacts – Use – Adults

## Past Month Marijuana Use College Age 18 to 25 Years Old

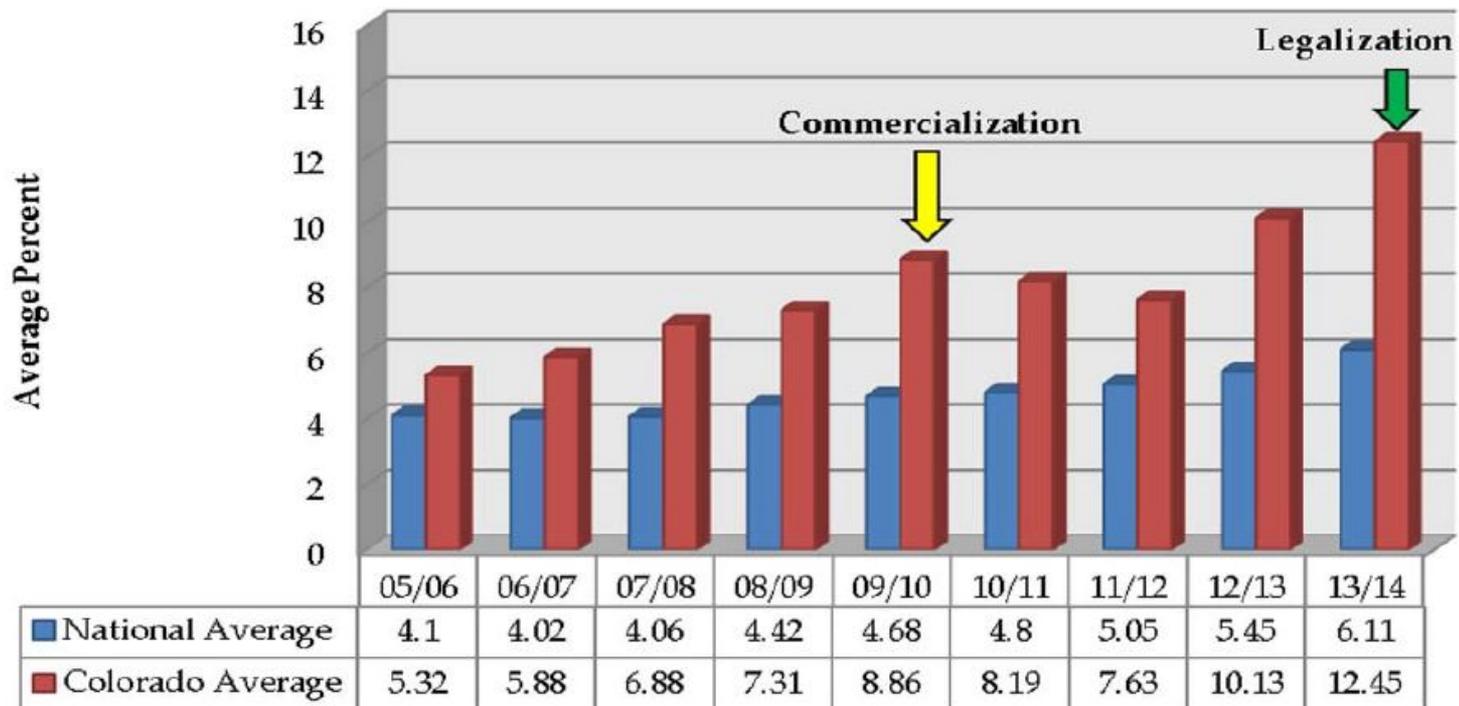


Annual Averages of Data Collection

SOURCE: SAMHSA.gov, National Survey on Drug Use and Health 2013 and 2014

# Impacts – Use – Adults

## Past Month Marijuana Use Adults Age 26+ Years Old



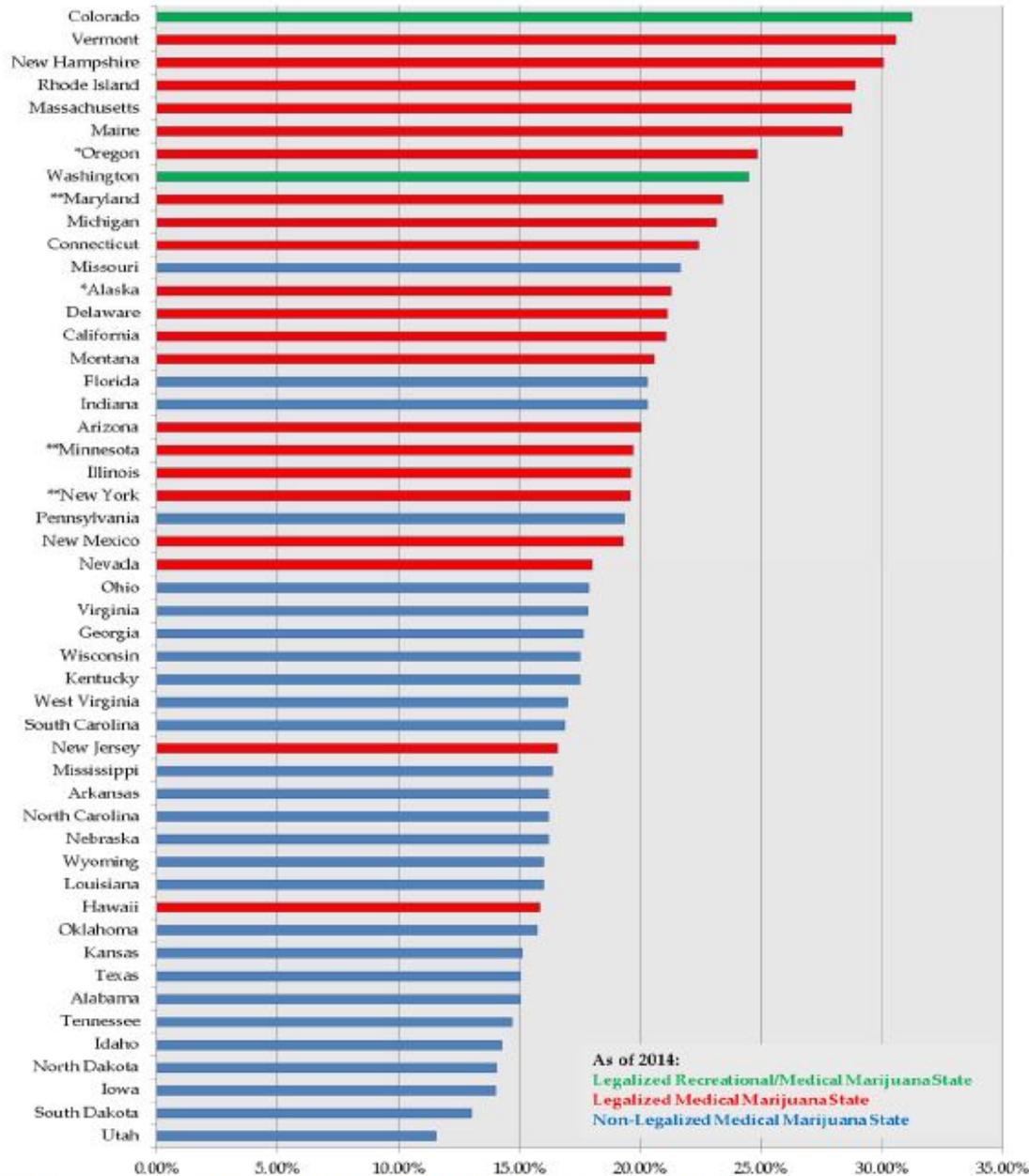
Annual Averages of Data Collection

SOURCE: SAMHSA.gov, National Survey on Drug Use and Health 2013 and 2014.

# Impacts – Use – Adults

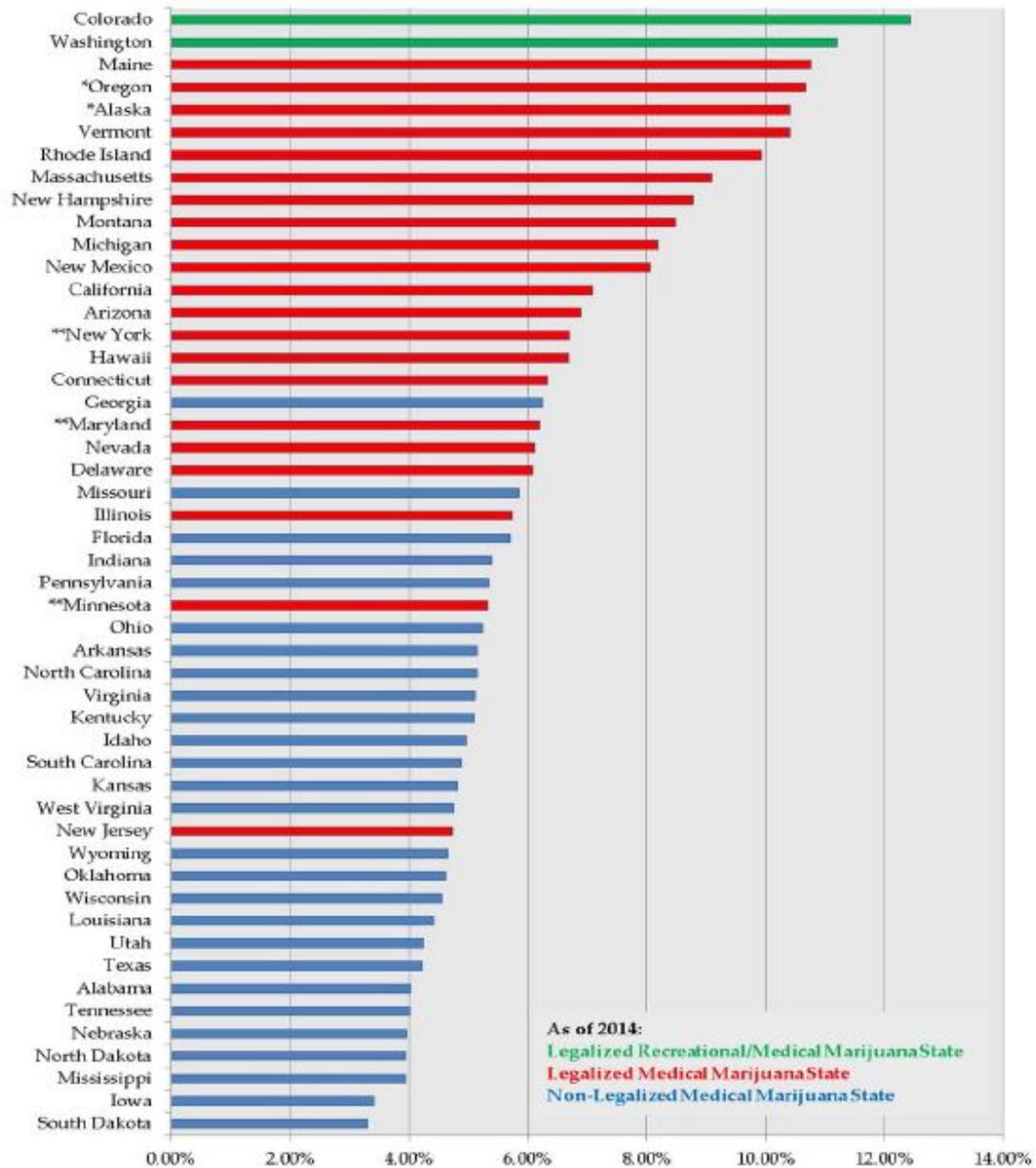


## Past Month Usage, 18 to 25 Years Old, 2013/2014



SOURCE: SAMHSA.gov, National Survey on Drug Use and Health 2013 and 2014

## Past Month Usage, 26+ Years Old, 2013/2014



SOURCE: SAMHSA.gov, National Survey on Drug Use and Health 2013 and 2014

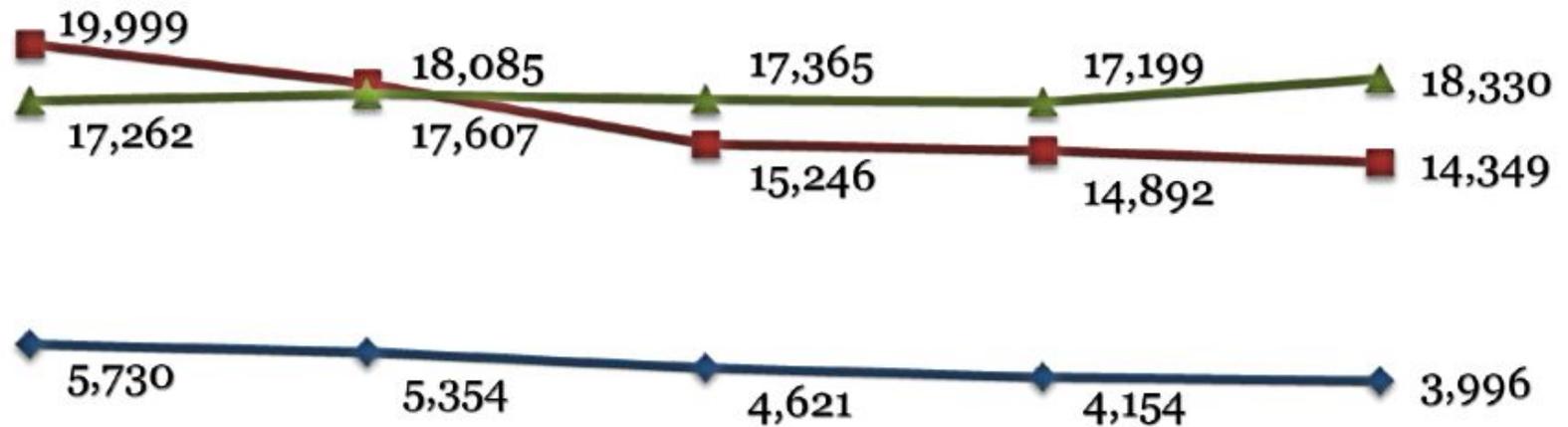
# Impacts – Treatment



# Impacts – Treatment

## Adult Treatment Admissions 2010-2014

— Marijuana — Alcohol — All Other



2010

2011

2012

2013

2014

*Legalization*

*Commercialization*

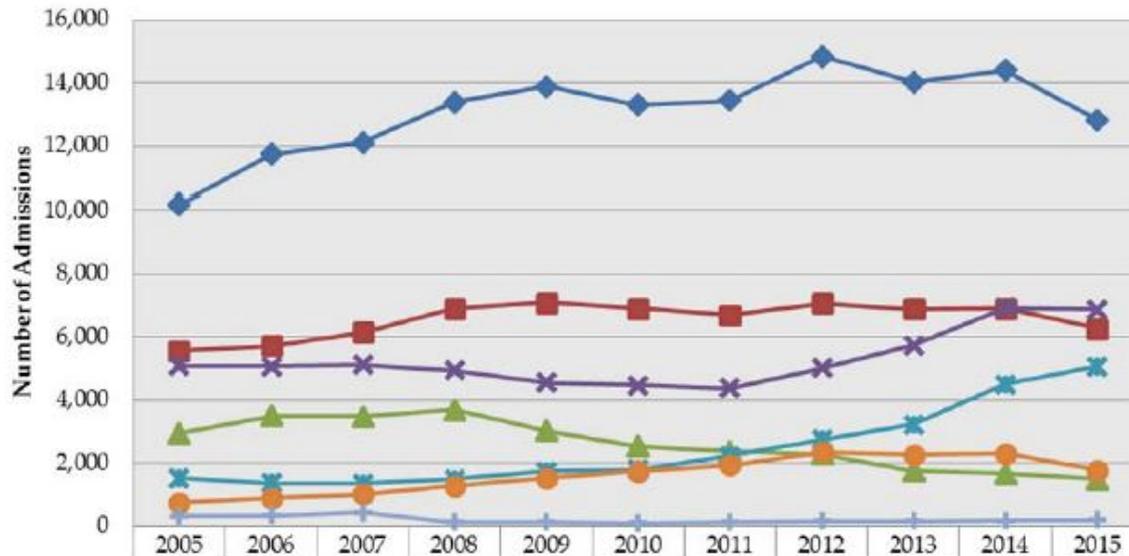
SOURCE: SCOPE and NWHIDTA

# Impacts – Treatment



# Impacts – Treatment

## Drug Type for Treatment Admissions All Ages



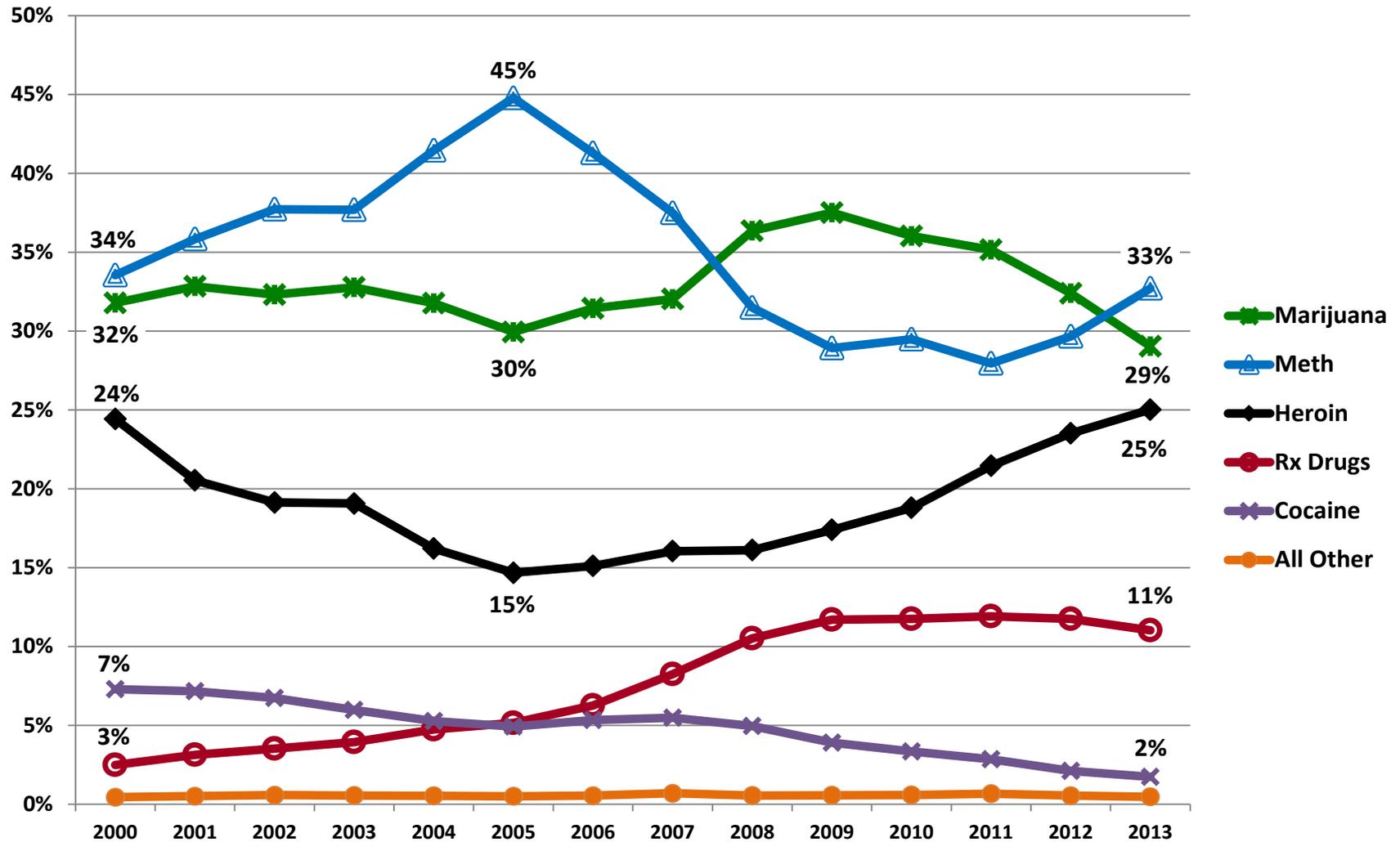
	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015
Alcohol	10,168	11,721	12,094	13,382	13,873	13,292	13,422	14,834	14,008	14,381	12,810
Marijuana	5,558	5,708	6,144	6,900	7,074	6,903	6,687	7,056	6,877	6,907	6,267
Cocaine	2,934	3,481	3,459	3,685	3,031	2,521	2,368	2,276	1,748	1,657	1,484
Methamphetamine	5,081	5,066	5,109	4,939	4,543	4,451	4,361	5,002	5,723	6,924	6,859
Heroin	1,519	1,369	1,349	1,487	1,728	1,785	2,225	2,746	3,223	4,491	5,063
Prescription	749	875	1,014	1,274	1,526	1,734	1,929	2,345	2,270	2,306	1,771
Other	324	330	420	131	121	91	125	151	152	177	192

SOURCE: Colorado Department of Health Services, Office of Behavioral Health, 2005-2015

# Impacts – Treatment



# Impacts – Treatment

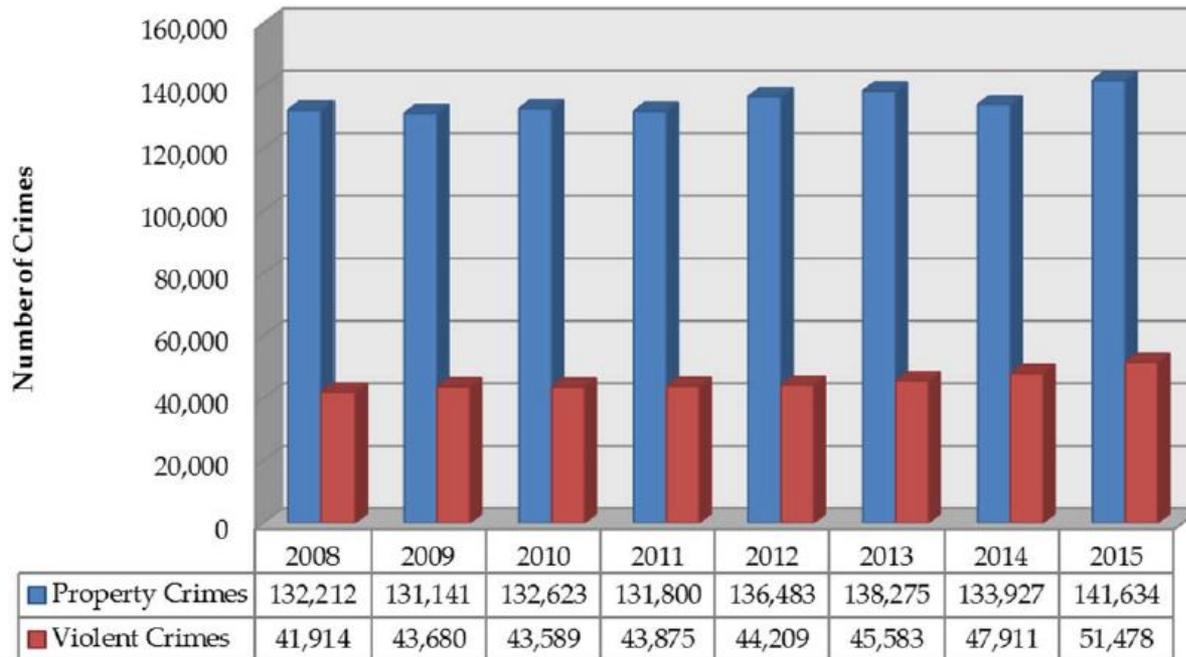


# Overall Crime Rates



# Overall Crime Rates

## Colorado Crime



SOURCE: Colorado Bureau of Investigation, <http://crimenco.cbi.state.co.us/>

- ❖ From 2014 to 2015:
  - Property crime increased 6.2 percent
  - Violent crime increased 6.7 percent
  - All crime increased 6.2 percent

# Overall Crime Rates

- Any connection to marijuana?



## 2. Status and Timing

- Early Start Phase ends December 31



# 3. 2017 Legislative Proposals

- Offenses
- MIP
- Tax distribution formula
- Merger



FIFTH DRAFT - DISCUSSION ITEM ONLY  
- NOT APPROVED BY AOC -

**AOC** Association of Oregon Counties

8/21/16 (REB)

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THIRD DRAFT - DISCUSSION ITEM ONLY  
- NOT APPROVED BY AOC -

**AOC** Association of Oregon Counties

8/26/16 (REB)

**[The Current Retail Marijuana Tax Distribution Formula]**

Sec. 44. (1) There is established the Oregon Marijuana Account, separate and distinct from the General Fund.

(2) The account shall consist of moneys transferred to the account under section 11 of this 2015 Act [475B.260].

(3) Subject to subsection (4) of this section, the Department of Revenue shall certify the amount of moneys available for distribution into the Oregon Marijuana Account and distribute the moneys as follows:

(A) Fifty percent must be transferred to the Common School Fund.

(B) Twenty percent must be transferred to the Mental Health, Alcoholism and Drug Services Account established under ORS 430.380.

(C) Fifteen percent must be transferred to the State Police Account established under ORS 181.115 [renumbered 192A.020].

(D) To assist local law enforcement in performing its duties under sections 3 to 70, chapter 1, Oregon Laws 2015 [475B.010 to 475B.393], 10 percent must be transferred to the clerk of this state in the following shares:

(A) For all distributions made from the Oregon Marijuana Account before July 1, 2017, in such shares as the population of each city bears to the population of the clerk of this state, as determined by Portland State University last preceding such appointment, under ORS 190.510 to 190.610; and

(B) For all distributions made from the Oregon Marijuana Account on or after July 1, 2017:

(1) Fifty percent of the 10 percent must be transferred in such shares as the number of licenses issued by the commission under section 19 to 21, chapter 1, Oregon Laws 2015 [475B.070, 475B.090 and 475B.100], during the calendar year preceding the date of the distribution for premises located in each city bears to the number of such licenses issued by the commission during such calendar year for all premises in this state; and

(2) Fifty percent of the 10 percent must be transferred in such shares as the number of licenses issued by the commission under section 22, chapter 1, Oregon Laws 2015 [475B.110], during the calendar year preceding the date of the distribution for premises located in each city bears to the number of such licenses issued by the commission during such calendar year for all premises in this state; and

(4) To assist local law enforcement in performing its duties under sections 3 to 70, chapter 1, Oregon Laws 2015, 10 percent must be transferred to counties in the following shares:

(A) For all distributions made from the Oregon Marijuana Account before July 1, 2017, in such shares as their respective populations bear to the total population of this state, as estimated from time to time by Portland State University; and

(B) For all distributions made from the Oregon Marijuana Account on or after July 1, 2017:

(1) Fifty percent of the 10 percent must be transferred in such shares as the number of licenses issued by the commission under section 19 to 21, chapter 1, Oregon Laws 2015, during the calendar year preceding the date of the distribution for premises located in each county bears to the number of such licenses issued by the commission during such calendar year for all premises in this state; and

(2) Fifty percent of the 10 percent must be transferred in such shares as the number of licenses issued by the commission under section 22, chapter 1, Oregon Laws 2015, during the calendar year preceding the date of the distribution for premises located in each county bears to the number of such licenses issued by the commission during such calendar year for all premises in this state; and

(4) Five percent must be transferred to the Oregon Health Authority to be used for the establishment, operation and maintenance of alcohol and drug abuse prevention, early intervention and treatment services.

(4) A city or county that adopts ordinances prohibiting the establishment of premises for which a license is issued under sections 19, 20, 21 or 22, chapter 1, Oregon Laws 2015, or prohibiting the establishment of an entity for which registration is required under ORS 475.300 to 475.346 [renumbered 475B.400 to 475B.525], is not eligible to receive distributions under this section.

(5) It is the intent of the Legislative Assembly that the moneys distributed from the Oregon Marijuana Account to the persons listed in subsection (3) of this section are in addition to, and not in lieu of, any other moneys available to such persons. [2015 c.1144, 2015 c. 659 §14, 2015 c.767 §219, 2016 c.24 §69]

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# Questions?

