

CANNIBIS ADVISORY PANEL

October 2021

I. Background

Introduced by Representative Jason Kropf (D, Bend), sponsored by Representative Jack Zika (R, Redmond), and ultimately adopted by the Oregon Legislature on June 26, 2021, House Bill (HB) 3295 ensures that counties that participate in Oregon’s marijuana economy receive a share of marijuana revenue. For Deschutes County, to receive marijuana tax revenue, the Board of County Commissioners (Board) must appoint a Cannabis Advisory Panel (CAP).

Marijuana tax revenue has not been paid to Deschutes County by the Oregon Department of Revenue since 2019, when the Board passed Ordinance 2019-014, prohibiting the establishment of future (new) marijuana production and processing businesses in unincorporated Deschutes County (commonly referred to as an Opt Out). Ordinance No. 2019-015, adopted on October 16, 2019, further clarified that Ordinance No. 2019-014 has no impact on the County’s past marijuana production land use decisions and does not preclude those applicants from moving forward in the licensure process with the Oregon Liquor Control Commission (OLCC). On November 3, 2020, Ballot Measure 9-134 asked voters if they wanted to repeal the opt-out ordinances—a “yes” vote would once again allow new marijuana production and processing businesses in Deschutes County, and a “no” vote would continue to prohibit new marijuana production and processing businesses in Deschutes County. Ultimately, Deschutes County residents voted “no” to Measure 9-134, thereby upholding the opt-out and prohibiting future/new recreational marijuana production and processing businesses from being established in the unincorporated county.

II. Purpose

The Board appointed the CAP on October 6, 2021 to meet quarterly and provide at least three recommendations:

1. The use of moneys transferred to the county under ORS 475B.759;
2. Increases in public safety measures related to marijuana use and marijuana entitles in the county; and
3. Issues presented by the production, processing, wholesaling and distribution of marijuana in the unincorporated area subject to the jurisdiction of the county.

III. Structure and Membership

The CAP consists of 8 voting members appointed by the Board. Appointments and reappointments shall be made by the Board. Terms are staggered for two or three years. The Board’s role on the CAP is as an

ex-officio member because the CAP provides recommendations to the county commission per HB 3295. County commission representation on the CAP will be determined annually by the Board.

A Project Management Team consisting of county staff will support the CAP in the following areas:

- Meeting facilitation and communications
- Website updates and maintenance
- Provide an overview of public meeting laws and ethics, education (i.e., applicable laws and rules), technical information and memorandums, and options for decision making
- Meeting minutes

IV. Meeting Agendas

The Board will establish and/or delegate the quarterly CAP meeting agendas to staff.

V. Record Keeping and Transparency

As an official public body, meeting minutes will be taken and posted on a designated website. They will be shared via email with all members prior to the meeting for review, and be approved as drafted or modified by the CAP at a subsequent meeting. All opinions, perspectives, and views will be captured in meeting minutes. This Charter also will be posted to the project website and remain a publically available document.

VI. Membership

The CAP is comprised of 8 members listed in the table below.

Name	Organization / Background	Terms
Hunter Neubauer	A person who holds a license issued under ORS 475B.070 for a premises located in the county (i.e. MJ production license)	October 18, 2021 to October 17, 2023
Joseph Stapleton	A person who holds a license issued under ORS 475B.105 for a premises located in the county (i.e. MJ retail license)	October 18, 2021 to October 17, 2023
Dustin Miller, Detective	A designee of the county sheriff	October 18, 2021 to October 17, 2023
Andrew Aasen	A member of the public	October 18, 2021 to October 17, 2023
Mary Fleischmann	A member of the public	October 18, 2021 to October 17, 2024
Liz Lotochinski	A member of the public	October 18, 2021 to October 17, 2024
Kyle Gorman or designee from Oregon Water Resources Department	A watermaster, as described in ORS 540.020, who is appointed for a water district in, partially in or near the county	October 18, 2021 to October 17, 2024

Gary Bracelin	A representative of the county who is knowledgeable about economic development in the county	October 18, 2021 to October 17, 2024
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VII. CAP Chair

Starting on October 18, 2021, the CAP shall elect from among its membership a chair. No panelist shall be chair for more than two consecutive years.

VIII. Ground Rules and Expectations

1. Attendance. The CAP strives for full attendance at every meeting.
2. Inclusivity and Civility. CAP members are expected to create space for diverse or contradictory opinions, and support collaboration in all meetings.

IX. Meeting Times, Quorum, Participation, Schedule

CAP meetings will be scheduled quarterly starting on October 18 from 6:00 to 8:00 p.m. at the Deschutes Services Center, 1300 NW Wall Street, Barnes and Sawyer rooms, Bend, OR. Meetings will be conducted in-person and electronically. Meeting agendas will be posted on the project website and provided to CAP members via email approximately one (1) week prior to each meeting.

Regular check-ins with the Board by the Project Management Team may occur monthly or more frequently if necessary. A quorum (majority) of the CAP members shall be required to make recommendations.

SCHEDULE

Date	Topics of Discussion
October 18, 2021	Welcome, Introductions, Electing a Chair, Public Meeting Laws and Conflict of Interest, Public Comments, Next Steps
January TBD	HB 3295 recommendations, other issues
April TBD	TBD
July TBD	TBD
The CAP will meet continue to meet quarterly in January, April, July, and October.	