

# Prospective Petition

SEL 370

Local Initiative and Referendum *Amended 2022-23-3*

rev 01/18 ORS 250.045,  
250.165, 250.265, 255.135

**Warning** Supplying false information on this form may result in conviction of a felony with a fine of up to \$125,000 and/or prison for up to 5 years. Each chief petitioner is required to provide, on the same form, their name, residence address, a contact phone number and a signature attesting that the information on the form is true and correct. Changes to the information provided for a chief petitioner or to the circulator pay status below must be reported to the Elections Division no later than the 10th day after you first have knowledge or should have had knowledge of the change.

<b>Petition Information</b>	<input checked="" type="checkbox"/> Original	<input checked="" type="checkbox"/> Amendment	<input checked="" type="checkbox"/> Initiative	<input type="checkbox"/> Referendum
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<b>Jurisdiction</b>	<input checked="" type="checkbox"/> County	<input type="checkbox"/> City	<input type="checkbox"/> District	<b>Some Circulators may be Paid</b>	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
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**Title** Subject or name you give your petition.  
Legalize Malheur—Allows Marijuana Licensees in Malheur County

**Website** if applicable  
<https://MalheurMJ.com>

**Petition Correspondence** Select the method of receiving notices or other correspondence from the Filing Officer.

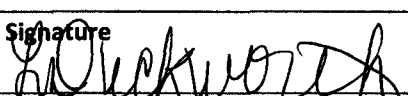
Correspondence Recipient     Email Chief Petitioners     Mail Chief Petitioners

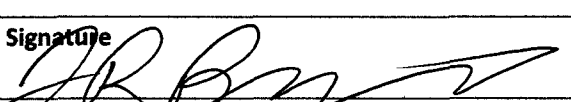
**Recipient Information**

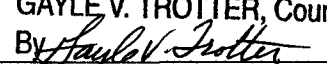
Name	Email Address
John Russell Belville	radicalruss@gmail.com

**Chief Petitioner Information** At least one original chief petitioner must remain throughout the petition process or the petition is void.

→ By signing this document, I hereby state that all information on the form is true and correct and attest that no circulators will be compensated money or other valuable consideration on this petition based on the number of signatures obtained by the circulator.

<b>Name</b> Laura Ruth Duckworth	<b>Contact Phone</b> (541) 324-7605
<b>Residence Address</b> street, city, state, zip 1369 Southwest 30th St, Ontario, OR 97914	
<b>Mailing Address</b> if different	<b>Email Address</b> momduck05@gmail.com
<b>Signature</b> 	<b>Date Signed</b> 6/8/2021

<b>Name</b> John Russell Belville	<b>Contact Phone</b> (971) 312-5446
<b>Residence Address</b> street, city, state, zip 304 W. Logan St, Caldwell, ID 83605	
<b>Mailing Address</b> if different	<b>Email Address</b> radicalruss@gmail.com
<b>Signature</b> 	<b>Date Signed</b> 6/8/21

<b>Name</b>	<b>Contact Phone</b>
<b>Residence Address</b> street, city, state, zip	
<b>FILED</b> M	
<b>Mailing Address</b> if different	<b>Email Address</b>
JUN 08 2021	
<b>Signature</b>	<b>Date Signed</b>
GAYLE V. TROTTER, County Clerk By  Deputy	

# Legalize Malheur Initiative

## Text

AN INITIATIVE TO ALLOW LICENSED MARIJUANA BUSINESSES IN MALHEUR COUNTY UNDER OREGON LAWS

WHEREAS the Oregon legislature passed House Bill 3460 (2013) authorizing the establishment and licensing of medical marijuana facilities and empowering cities and counties to regulate their operation; and

WHEREAS in response to House Bill 3460 (2013), Malheur County passed Court Ordinance 206 prohibiting licensed medical marijuana facilities from operating in Malheur County; and

WHEREAS the people of Oregon during the statewide general election held on November 4, 2014, voted in favor of Ballot Measure 91 to legalize the commercial production, processing, distribution, and sale of marijuana to adults twenty-one (21) years of age and older; and

WHEREAS the Oregon legislature enacted House Bill 3400 (2015), which allows counties to prohibit commercial activities related to marijuana if the county voted in opposition to Measure 91 at 55 percent or greater, as Malheur County did; and

WHEREAS in response to House Bill 3400 (2015), Malheur County passed Court Ordinance 210 prohibiting adult marijuana facilities licensed by the Oregon Liquor Control Commission from operating in Malheur County; and

WHEREAS the people of the city of Ontario in 2018 repealed the city's ban on adult marijuana facilities licensed by the Oregon Liquor Control Commission; and

WHEREAS the city of Ontario in the year 2021 is currently averaging roughly \$10 million in monthly marijuana sales, contributing roughly \$300,000 in monthly tax revenue to the city; and

WHEREAS the continuing ban by Court Ordinance 206 and Court Ordinance 210 on licensed marijuana businesses in unincorporated Malheur County represents an ongoing loss of potential tax revenue and improved economy and job prospects for the people;

**NOW THEREFORE, BE IT ENACTED BY THE PEOPLE OF MALHEUR COUNTY:**

**SECTION 1: Repeal. Malheur County Code Title 3 Chapter 14 is hereby repealed in full.**

**SECTION 2: Severability. If any part or section of this chapter is invalid or unenforceable in any respect for any reason, the validity and enforceability of any such provision in any other respect and of the remaining provisions of this chapter shall not be in any way impaired.**

**SECTION 3: Emergency. The people hereby adjudge that it is necessary for the immediate preservation of the peace, health, and safety of the county that this chapter shall take effect immediately upon its passage and approval, and an emergency is hereby declared to exist and this chapter shall be in full force and effect immediately upon its passage.**

# Legalize Malheur Initiative

## Caption

ALLOWS LICENSED MARIJUANA BUSINESSES IN MALHEUR COUNTY UNDER OREGON LAWS.

## Question

Should Court Ordinances 206 and 210 be repealed to allow marijuana businesses licensed by OLCC to operate in Malheur County?

## Summary

This measure repeals Malheur County Court Ordinances 206 and 210 in order to allow marijuana producers, processors, wholesalers, and retailers licensed by the Oregon Liquor Control Commission, and medical marijuana dispensaries regulated by the Oregon Health Authority, to exist in Malheur County pursuant to Oregon law. The measure does not apply within the boundaries/limits of any incorporated city within Malheur County (Ontario, Vale, Nyssa, Adrian, Jordan Valley). Malheur County would receive 3 percent local tax revenue from recreational marijuana sales, plus a portion of the 17 percent state tax revenue from recreational marijuana sales.