

EXPLANATORY STATEMENT:

Approval of this measure would prohibit the establishment of certain Psilocybin activities and facilities within the city.

Oregon Ballot Measure 109, approved Nov. 3, 2020, effective Dec. 3, 2020, created a state program for administering psilocybin products, such as psilocybin-producing mushrooms and fungi, to individuals aged 21 years or older. The Measure also provides that the Oregon Health Authority will register and license Psilocybin manufacturing sites, Psilocybin service centers, and entities that are any combination of the two. Psilocybin product manufacturers manufacture, grow, and harvest Psilocybin fungi into products intended for human consumption and use. Psilocybin service centers facilitate the transfer and administration of Psilocybin between a licensee or licensee agent and the client of the service center.

The Oregon Health Authority (OHA) will be responsible for establishing the program and creating regulations. OHA has a two-year period to develop the program. An Oregon Psilocybin Advisory Board (OPAB) advise the OHA. Clients would be allowed to purchase, possess, and consume psilocybin at a psilocybin service center and under the supervision of a psilocybin service facilitator after undergoing a preparation session. Under Measure 109, the Oregon Health Authority (OHA) determines who is eligible to be licensed as a facilitator, determine what qualifications, education, training, and exams are needed, and create a code of professional conduct for facilitators. OHA would set psilocybin dosage standards and labeling and packaging rules.

A city council may adopt an ordinance prohibiting the establishment of licensed psilocybin product manufacturers or licensed psilocybin service centers within the city, but the council must refer the ordinance to the voters at a statewide general election. The CITY OF HARRISBURG City Council has adopted an ordinance prohibiting the establishment of licensed psilocybin product manufacturers or licensed psilocybin service centers and, as a result, has referred this measure to the voters. Approval of this measure will prohibit any form of psilocybin service centers or manufacturer facilities within the limits of an incorporated city or town.

Approval of this measure may have revenue impacts. Currently, a state tax of fifteen percent will be added to all transactions relating to Psilocybin. A city may not impose any additional taxes on the sale of Psilocybin items by a Psilocybin product manufacturer or service center in the city.

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FILED

AUG 05 2022

By STEVEN KENMILLER, Clerk
02-06-jm Deputy