

RESOLUTION 1353

RESOLUTION BY THE PARK COUNTY COMMISSION TO SUBMIT THE QUESTION TO THE ELECTORATE ON THE NOVEMBER 2021 BALLOT FOR A THREE PERCENT (3%) LOCAL-OPTION EXCISE TAX ON THE RETAIL VALUE OF ALL MARIJUANA AND MARIJUANA PRODUCTS SOLD AT AN ADULT-USE DISPENSARY OR MEDICAL MARIJUANA DISPENSARY.

WHEREAS, House Bill (HB) 701 allows for the operation of various categories of marijuana businesses and taxation of marijuana retail sales in Montana counties in which a majority of voters approved Initiative Measure 190 in the November 3, 2020, election beginning January 1, 2021.; and

WHEREAS, Park County, Montana, being a county in which the majority of voters voted to approve Initiative Measure 190 in the November 2020 general election which is now eligible to place on the ballot the issue of whether there should be a local-option marijuana excise tax; and

WHEREAS, on June 22, 2021, the Commission decided to authorize the Park County Clerk and Recorder to place the issue on the November 2021 ballot pursuant to Section 96 of HB 701; and

WHEREAS, the Commission decided to have an election to see if the electors vote to impose a three percent (3%) local-option excise tax on the retail value of all marijuana and marijuana products sold at an adult-use dispensary or medical marijuana dispensary.

WHEREAS, the local-option marijuana excise tax, if approved by a majority of qualified electors of Park County, would become effective on February 11, 2022; and

WHEREAS, the resulting tax revenue will be distributed as follows: fifty percent (50%) to law enforcement and fifty percent (50%) to general fund of Park County and the municipalities. Fifty percent (50%) of the total revenue will go to Park County, five percent (5%) of the revenue will go to the State for administrative expenses, and Forty-five percent (45%) will go to the county's incorporated municipalities to be apportioned to each municipality by the percentage of their population compared to the aggregated population of all municipalities.

WHEREAS, the Commission will consider written and verbal comments from the public; and

WHEREAS, the Commission authorizes the Park County Election Administrator to prepare the ballot to be submitted to the electors of the County as set forth below.

NOW THEREFORE, BE IT RESOLVED, the Commission hereby refer the following question to qualified electors of Park County:

OFFICIAL MAIL BALLOT
PARK COUNTY LOCAL-OPTION MARIJUANA EXCISE TAX

Shall the Park County impose a three percent (3%) local-option marijuana excise tax on the retail value of all marijuana and marijuana products sold at adult-use dispensaries and medical marijuana dispensaries within Park County, Montana.

FOR a three percent (3%) Local- Option Marijuana Excise Tax - (YES)

AGAINST a three percent (3%) Local- Option Marijuana Excise Tax - (NO)

Dated this 3RD day of August ~~July~~, 2021.

Steve Caldwell, Chairman

Clint Tinsley

Bill Berg

Approved as to form:

Park County Attorney's Office



County Clerk and Recorder