

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON**

ORDINANCE NO. _____

Amending Multnomah County Code Chapter 21 – Health – Relating to Licensing of Tobacco Retailers in Multnomah County and Declaring an Emergency.

(Language ~~stricken~~ is deleted; double underlined language is new.)

The Multnomah County Board of Commissioners Finds:

1. This amendment clarifies the authority of the appointed Tobacco Retail Licensing (TRL) Advisory Committee to advise on administrative rules.
2. This Ordinance amends and clarifies Ordinance 1225 passed on November 12, 2015.

Multnomah County Ordains as Follows:

Section 1. MCC § 21.564 is amended as follows:

§ 21.564 – ADMINISTRATIVE ~~RULEMAKING COMMITTEE~~ RULES.

(A) ~~The Department shall promulgate administrative rules to carry out and enforce this subchapter.~~

~~(A)(B)~~ The Board will appoint by Resolution a Tobacco Retail Licensing Advisory administrative Rulemaking Committee.

~~(B)(C)~~ The powers, duties, membership, terms of office of members, provisions as to meetings and conduct of business of and by the Committee will be in accordance with its adopted bylaws.

~~(C)(D)~~ The Committee will ~~adopt~~ advise the Department on administrative rules that include but are not limited to the following:

- (1) License application and issuance process;
- (2) Licensing inspection;
- (3) Licensing enforcement, including a notice of violation process that may allow a Tobacco Retailer to:
 - (a) Correct a violation prior to imposition of civil penalty, license suspension, or license revocation.

- (b) Reapply for a license two years following revocation, upon showing all violations have been remedied, as determined at the sole discretion of the Director, or designee.
- (c) Immediately apply for a license if they are operating without a Tobacco Retail license;
- (4) Data collection by licensees regarding sales of tobacco products; and
- (5) Educational information.

(E) The Committee may be reconvened by the Department to advise on matters involving Tobacco Retail Licensing.

FIRST READING:

(type in meeting date)

**BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON**

Deborah Kafoury, Chair

**REVIEWED:
JENNY M. MADKOUR, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON**

By _____
Bernadette D. Nunley
Assistant County Attorney

SUBMITTED BY: