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IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF MULTNOMAH

JOY ALISE DAVIS, an individual,
Petitioner,

No. _____

vs.

PETITION FOR REVIEW OF
CONSTITUTIONALITY
DETERMINATION
("Initiative PDX24OL-02")

LOUISE HANSEN, in their official
capacity as City Elections Official for the
City of Portland, SIMONE REDE, in their
official capacity as Auditor for the City of
Portland,

Expedited consideration requested per
ORS 250.296(3)

Respondents.

INTRODUCTION

1.

This petition seeks review for constitutional procedural compliance of a proposed City of Portland Initiative PDX24OL-02 ("the Initiative") with the single subject rule and legislative matter requirements of Article IV of the Oregon Constitution. Proponents of Initiative PDX24OL-02 describe it as aimed at increasing the number of patrol officers in the City. But the Initiative would also require the City to engage in policy matters as varied as building drug and alcohol detoxification centers to increasing the number of social workers that partner with fire department personnel to changing cannabis tax revenue uses. Public health institutions and police workforce numbers are separate subjects, and determining the number of staff to hire for

1 City services is an administrative, not legislative matter. The Initiative is thus unconstitutional
2 because it impermissibly seeks to engage voters on non-legislative matters on multiple subjects
3 within a single City initiative.

4 2.

5 Respecting the Oregon Constitution’s mandate that City initiatives address only a single
6 subject is crucial to allowing voters to engage in direct democracy in a manner that respects
7 their policy decisions on a variety of subject matters independent of other subject matters. In
8 this regard, the single subject rule results in public policy that more accurately reflects the will
9 of the majority of voters on a particular subject.

10 3.

11 In recent years, the public conscious has been awakening to imagine a world with less
12 police involvement in so many facets of public life, including emergency healthcare responses,
13 addiction care, housing, and education. Even police understand that they are not the right
14 professional to respond to every emergency. The Portland Police Association’s President, Sgt.
15 Aaron Schmautz, recently testified to the Oregon legislature stating, “Addiction and mental
16 health concerns are a health issue. We cannot and should not attempt to arrest our way out of
17 these issues.” The State’s own research shows that when two such disparate issues as addiction
18 care and law enforcement are treated with a policy single solution, it often results in disparate
19 impacts on Black communities in Oregon.¹

20 ///

21 ¹ See, e.g., Racial & Ethnic Impact Statement – HB 4002-24, OREGON CRIMINAL JUSTICE COMMISSION (Feb. 26,
22 2024), <https://olis.oregonlegislature.gov/liz/2024R1/Downloads/CommitteeMeetingDocument/282856> (“The
Commission predicts that a racial disparity for Black/African American individuals will be present from
legislation” regarding the recriminalization of possession of small amounts of controlled substances by
individuals in active addiction.).

4.

The public has a right to consider and vote on public health investments independent of decisions regarding police investments. Indeed, the City budgets and sets policies for the two services separately. While good intention may drive a desire to promote police involvement in public health issues as a matter of policy, separate consideration of these two subjects at the ballot box ensures the public maintains a freedom of choice in determining how each system should operate. Failing to apply the single subject rule here presents Portland voters with an artificially constrained choice on matters of both administrative and legislative: vote for increased police hiring *and* building and running new detoxification and treatment centers *and* increase social worker staffing *and* implement tax spending changes, or get none of those things. This is not a fair choice.

NATURE OF THE ACTION

5.

This Petition seeks review of the constitutionality determination prepared by Respondent Louise Hansen in their official capacity as City Elections Officer for the City of Portland (“City”) for prospective City Initiative PDX 24OL-02, a proposed initiative petition which would amend the City Charter by increasing the number of Portland Police Bureau sworn patrol officers, adding City-run detoxification and treatment centers, increasing social workers working with police, fire, and medical personnel, changing the uses of cannabis/marijuana tax and licensing revenues, and requiring new annual reporting by the City.

6.

This Petition is brought pursuant to ORS 250.270 and Section 2.04.055 of the Portland City Code.

///

PARTIES

7.

Petitioner Joy Alise Davis (“Petitioner”) is an Oregon elector who is registered to vote in Multnomah County and who resides within the city limits of the City of Portland. Petitioner Davis is also the Executive Director for Imagine Black, an organization supporting the Black community to imagine alternatives Black Oregonians deserve and build political participation and leadership to achieve those alternatives. Petitioner is dissatisfied with the determination that Initiative PDX 24OL-02 meets the requirements of section 1 (2)(d) and (5), Article IV of the Oregon Constitution and seeks a review for constitutionality.

8.

Respondent Louise Hansen (“Respondent Hansen”) is the City Elections Officer in the Auditor’s Office for the City of Portland. Respondent Hansen prepared the constitutionality determination for Initiative PDX 24OL-02.

9.

Respondent Simone Rede (“Respondent Rede”) is the Auditor for the City of Portland. Under Section 2.04.055 of the Portland City Code the City Auditor participates in the constitutionality review of prospective initiative petitions filed with the City.

FACTS

A. Proposed Initiatives to Increase Portland Police in 2024

10.

In 2024, three proposed ballot measures were filed with the City of Portland which collectively seek to increase resources and funding for the Portland Police Bureau and expand the degree of influence police exert over various City services. These proposed measures were identified by the City as proposed initiative petitions PDX24OL-01, PDX24OL-02 (the

Initiative at issue here), and PDX24OL-03. All three proposed initiatives were filed by Chief
1
2 Petitioner William B. Aitchison.

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11.

Upon information and belief, all three proposed initiatives were developed and are
being supported by William B. Aitchison and Anil Karia, who are attorneys for the Portland
Police Association.

**B. The First Proposed Initiative PDX24OL-01 Was Deemed Unconstitutional and
Withdrawn**

12.

On February 7, 2024, pursuant to ORS 250.265 and Section 2.04.050 of the Portland
City Code, Petitioner Aitchison filed a prospective initiative petition with the City of Portland
entitled “Strengthening Recruitment, Retention, Training, and Accountability for the Portland
Police Bureau.” The City assigned the prospective initiative petition number “PDX24OL-01.”

13.

On February 14, 2024, pursuant to ORS 250.270 and Section 2.04.055 of the Portland
City Code, Respondent Hansen completed the constitutional review of prospective initiative
petition PDX24OL-01 and determined it “does not meet the requirements of Article IV.”
Respondent Hansen concluded that “the petition fails certain PDX24OL-01’s proposed
amendments are administrative and not legislative in nature” and “[s]pecifically, we find new
Section 2-1005(a) regarding ‘Recruiting and Retaining Police Officers’ to be administrative, as
well as new Section 2-1005(b) regarding ‘Training Police Officers.’” A true and correct copy
of the PDX24OL-01 constitutional determination, as published on the website maintained by
the City, is attached as Exhibit 1 to this Petition and is incorporated by reference herein.

///

14.

1
2 Petitioner Aitchison withdrew Initiative PDX24OL-01 on February 22, 2024 after it was
3 ruled unconstitutional.

4 **C. The Second Proposed Initiative PDX 24OL-02 Was Deemed Preliminarily**
5 **Constitutional but “Veer[s] Towards Administrative”**

6 15.

7 On February 7, 2024, pursuant to ORS 250.265 and Section 2.04.050 of the Portland
8 City Code, Petitioner Aitchison filed the second, related Initiative PDX24OL-02 at issue with
9 the City of Portland entitled “Increases number of Portland Police patrol officers, enhances
10 nonviolent response.” A true and correct copy of Initiative PDX24OL-02, as published on the
11 website maintained by the City, is attached as Exhibit 2 to this Petition and is incorporated by
12 reference herein.

13 16.

14 On February 14, 2024, pursuant to ORS 250.270(1) and Section 2.04.055 of the
15 Portland City Code, Respondent Hansen completed the constitutional review of prospective
16 Initiative PDX24OL-02 and determined it preliminarily met the requirements of Article IV of
17 the Oregon Constitution. A true and correct copy of the constitutional determination, as
18 published on the website maintained by the City, is attached as Exhibit 3 to this Petition and is
19 incorporated by reference herein.

20 17.

21 However, Respondent Hansen noted the “related prospective petition ... PDX24OL-01”
22 “did not meet the requirements of Article IV of the Oregon Constitution because certain
sections of the prospective petition were administrative, and not legislative, in nature.”

Respondent Hansen cautioned:

PAGE 6 – PETITION FOR REVIEW OF CONSTITUTIONALITY DETERMINATION (“Initiative PDX24OL-02”)

1 We find this petition to be a much closer call. In particular, Section 2-1101
2 (governing the number of patrol officers, and requiring what could be interpreted
3 as a one-time increase in their numbers), and Section 2-1105 (requiring Council to
4 issue an annual report, which is the type of activity that has historically been
5 assigned to executive or administrative functions in the City), veer towards
6 administrative, rather than legislative.

7 Respondent Hansen further noted that “this determination is a limited review of constitutional
8 conformity and does not necessarily identify all potential constitutional difficulties that may
9 preclude the proposed measure from proceeding.” Exhibit 3.

10 18.

11 Respondent Hansen forwarded Initiative PDX24OL-02 to the City Attorney for
12 preparation of the ballot title.

13 19.

14 On February 23, 2024, pursuant to ORS 250.275 and Section 2.04.060 of the Portland
15 City Code, the City Attorney prepared the proposed ballot title for Initiative PDX24OL-02 and
16 transmitted it to Respondent Rede, the City Auditor, who inscribed a date of receipt on the
17 ballot title. A true and correct copy of the ballot title indicating the notice and date of receipt,
18 as published on the website maintained by the City, is attached as Exhibit 4 to this Petition and
19 is incorporated by reference herein.

20 20.

21 Because this Petition is filed no later than seven business days after the ballot title for
22 Initiative PDX24OL-02 was filed with the City Auditor, it is timely pursuant to ORS
250.270(4) and Section 2.04.055 of the Portland City Code.

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CONSTITUTIONALITY REVIEW

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21.

The constitutionality determination prepared by Respondent Hansen for Initiative PDX24OL-02 does not comply with the requirements of ORS 250.270 because Initiative PDX24OL-02 does not meet the requirements of Article IV, sections 1 (2)(d) and (5) of the Oregon Constitution.

22.

Article IV, section 1(2)(d) of the Oregon Constitution requires that an “initiative petition shall include the full text of the proposed law . . . shall embrace one subject only and matters properly connected therewith.”

23.

Article IV, section 1(5) of the Oregon Constitution further provides that the initiative powers reserved to the people in subsection (2) “are further reserved to the qualified voters of each municipality . . . as to all local, special and municipal legislation of every character in or for their municipality or district.”

24.

Oregon Courts construe Article IV of the Oregon Constitution’s “limitation of the initiative and referendum powers to ‘municipal legislation’ . . . as creating a dichotomy between ‘administrative’ matters, as to which the initiative and referendum were unavailable, and ‘legislative’ matters, as to which such powers are available.” *Foster v. Clark*, 309 Or 464, 472 (1990) (citing cases).

25.

Initiative PDX24OL-02 does not meet the constitutional requirements under section 1(2)(d), Article IV of the Oregon Constitution because the proposed amendments contained in PAGE 8 – PETITION FOR REVIEW OF CONSTITUTIONALITY DETERMINATION (“Initiative PDX24OL-02”)

1 Initiative PDX24OL-02 violate the single subject rule by concerning multiple wide-ranging
2 topics with no unifying principle or logical connection between the provisions of the Petition.

3 26.

4 Initiative PDX24OL-02 does not meet the constitutional requirements under Article IV,
5 Sections 1 (2)(d) and (5) because the proposed amendments contained in Initiative PDX24OL-
6 02 concern matters which are administrative, and not legislative, in nature. In particular,
7 “Section 2-1101. Police Services” would require the City Council to engage in a one-time
8 increase and maintenance of undetermined number of sworn police officers in patrol services.
9 As the City already noted, Exhibit 1, the recruiting and retention of Portland Police Bureau
10 officers is the subject of collective bargaining under the Public Employee Collective
11 Bargaining Act (“PECBA”), and the City’s bargaining and resulting collective bargaining
12 agreements are administrative actions carried out under the overall PECBA statutory
13 framework, and the City’s administrative purview pursuant to Charter Section 2-603
14 “Subordinate Offices and Employments,” and thus cannot be dictated by initiative petition.
15 Requiring a one-time action of increasing the number of officers in an unspecified amount
16 concerns an administrative decision implementing a general, existing policy of maintaining a
17 police department and does not make a law of general applicability.

18 27.

19 For the reasons stated in Paragraph 18 above, Initiative PDX24OL-02 does not comply
20 with Article IV, section 1 (2)(d) and (5) because its provisions concern administrative rather
21 than legislative matters.

22 28.

For the reasons stated in Paragraphs 25-27 above, the constitutionality determination for

1 Initiative PDX24OL-02 prepared by Respondent Hansen should be overturned as provided in
2 ORS 250.070(4).

3 29.

4 As required by ORS 250.296(2), no later than 5:00 p.m. on Wednesday, March 6, 2024,
5 Petitioner will give written notice to the City Elections Officer that this Petition has been filed.

6 WHEREFORE, Petitioner prays for a judgment as follows:

- 7 1. Declaring Initiative PDX 2424OL-02 does not comply with Sections 1 (2)(d)
8 and (5), Article IV of the Oregon Constitution and does not conform with the
9 requirements of ORS 250.270;
- 10 2. Awarding Petitioner their costs and disbursements; and
- 11 3. Awarding any other relief the Court considers just and equitable.

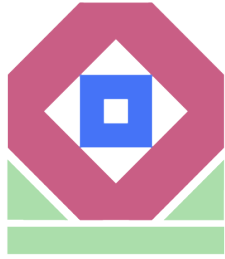
12 DATED: March 5, 2024.

13 AMERICAN CIVIL LIBERTIES UNION
14 FOUNDATION OF OREGON, INC.

15 By: s/ Kelly Simon

16 Kelly Simon, OSB #154213
17 Alicia Leduc Montgomery, OSB #173963
18 PO Box 40585
19 Portland, Oregon 97240
20 (503) 227-3186
21 ksimon@aclu-or.org
22 aleducmontgomery@aclu-or.org

Attorneys for Petitioner



**Portland
City Auditor**
Elections



February 15, 2024

William B. Aitchison
1628 NW 32nd Ave.
Portland, OR 97210

Delivered by Certified Mail
(Return Receipt Requested)

Delivered Electronically
wiaitchison@gmail.com
anil@pslglawyers.com

**Notice of Determination
Constitutional Requirements Not Met**
Prospective Initiative Petition PDX24OL-01

Dear Chief Petitioner Aitchison:

On February 7, 2024, you filed a prospective initiative petition with the City Elections Office. As required by ORS 250.270(1) and City Code Section 2.04.055, we have assessed whether the prospective petition meets the requirements of Article IV of the Oregon Constitution, sections 1(2)(d) and (5). We have determined that Prospective Initiative Petition PDX24OL-01, "Strengthening Recruitment, Retention, Training, and Accountability for the Portland Police Bureau," does not meet the requirements of Article IV.

Various Sections of PDX24OL-01 Are Administrative, Not Legislative

Article IV, section 1(2)(d) provides that an "initiative petition shall include the full text of the proposed law" and the "proposed law ... shall embrace one subject only and matters properly connected therewith." Article IV, section 1(5) further provides that the initiative powers reserved to the people in subsection 2 "are further reserved to the qualified voters of each municipality ... as to all local, special and municipal legislation of every character in or for their municipality or district."

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Portland, OR 97204
portland.gov/elections
elections@portlandoregon.gov
503-823-4022

EXHIBIT 1

As the Oregon Supreme Court has explained, the Oregon Constitution’s “limitation of the initiative and referendum powers to ‘municipal legislation’ has been spelled out over the years as creating a dichotomy between ‘administrative’ matters, as to which the initiative and referendum are not available, and ‘legislative’ matters, as to which such powers are available.” *Foster v. Clark*, 309 Or 464, 472 (1990) (citing cases). As the court further explained, legislative matters involve “making laws of general applicability and permanent nature” whereas administrative ones are “decisions implementing such general rules.” *Id.*

In addition, Oregon courts have clarified that where a petition pertains to tasks that are to be taken under an existing legal framework or legislative policy, the petition is administrative, not legislative, in nature. See, e.g., *Lane Transit Dist. v. Lane Cnty.*, 327 Or 161, 169 (1998). Thus, in determining whether a proposed law is administrative or legislative in nature, “Oregon courts assess the law to determine if it makes policy of general applicability and is more than temporary in duration (and is thus legislative in nature), or if it applies previous policy to particular actions, or is otherwise compelled in substance or process by predicate policy (and is thus executive, administrative, or adjudicative in nature).” *Rossolo v. Multnomah Cnty. Elections Div.*, 272 Or App 572, 584 (2015).

Against this backdrop, our Office concludes that the petition fails because certain PDX24OL-01’s proposed amendments are administrative and not legislative in nature. Specifically, we find new Section 2-1005(a) regarding “Recruiting and Retaining Police Officers” to be administrative, as well as new Section 2-1005(b) regarding “Training Police Officers.” Our reasons include:

First, recruiting and retaining Portland Police Bureau officers has been the subject of collective bargaining under the Public Employee Collective Bargaining (“PECBA”). PECBA is a “a comprehensive statutory scheme authorizing and regulating collective bargaining between municipal and other public employers and employees, administered by ERB.” *City of Roseburg v. Roseburg City Firefighters, Loc. No. 1489*, 292 Or 266, 268 (1981). The proposed initiative petition would create benefits for Portland Police Association members that the union did not achieve through the PECBA-required statutory framework. The City’s bargaining and resulting collective bargaining agreement are administrative actions carried out under the overall PECBA statutory framework and the collective bargaining process cannot be dictated by initiative petition.¹

¹ We also note that the new Section 2-1005(a)(1) requires additional compensation to police officers who go through the Police Corp program provided for in the proposed Charter amendment. Differences in pay are dictated by the statutory scheme contained in ORS 652.220.

Second, the City classifies “human resources and personnel services including employee training and education” as “administrative services.” Code Section 3.15.020. Similarly, Code provides that the responsibilities of the “Bureau of Human Resources shall include coordination and control of the administrative and technical activities relating to maintenance of a comprehensive human resources system for the City,” which includes classification and compensation, training and workplace development, and employee benefits. Code Section 3.15.080.A. As the Oregon Supreme Court has held, “whether a particular municipal activity is ‘administrative’ or is ‘legislation’ often depends not on the nature of the action but the nature of the legal framework in which the action occurs.” *Foster v. Clark*, 309 Or 464, 474 (1990). The City has established that actions such as determining benefits, retention strategies, and training are “administrative” in nature in the City’s organizational structure.

Third, the text of the proposed amendment pertaining to training officers expressly recognizes that the actions envisioned are acts compelled by predicate policy in that it states that Council shall ensure officers “continue to receive training that reflects best practices...” (Emphasis added.)

Fourth, “effective training for police” is the subject of an extensively-negotiated, court-approved settlement agreement between the City of Portland and the Department of Justice. This, too, is reason that requiring “continue[d]” training of officers is administrative, because it is compelled by a predicate policy of the City (and Department of Justice).

Finally, the function of the proposed amendments in new Section 2-1005(a) and (b) is primarily not to make policy of general applicability, but to compel actions that would apply to (and in some circumstances, economically benefit) a limited class of City employees.

In light of these issues, we determine that PDX24OL-01 does not comply with Article IV of the Oregon Constitution. To the extent you intend to resubmit the petition or challenge our decision, we reserve the right to identify additional reasons supporting our determination.

Notice of Limited Review

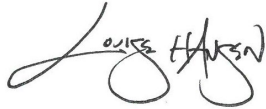
This determination is a limited review of constitutional conformity and does not necessarily identify all potential constitutional difficulties that may preclude the proposed measure from proceeding.

Challenge Rights

As provided in ORS 250.270(4), any elector dissatisfied with the current constitutionality determination may petition the circuit court of the judicial district in which the City is located for review within 7 business days of the issuance of this written determination.

If you have any questions, please feel free to reach out to our Office.

Thank you,

A handwritten signature in black ink, appearing to read "Louise Hansen". The signature is fluid and cursive, with the first name "Louise" written in a larger, more prominent script than the last name "Hansen".

Louise Hansen
City Elections Officer



AN ACT

BE IT ENACTED BY THE PEOPLE OF THE CITY OF PORTLAND

The City Charter of the City of Portland is amended as follows:

1. Amend Chapter 2 by adding a new Article 11 which shall read as follows:

Section 2-1101. Police Services. City Council shall increase and maintain the number of sworn Police Bureau officers in patrol services.

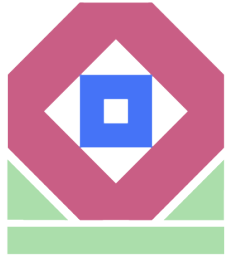
Section 2-1102. Treatment Centers. City Council shall create and maintain 24-hour drug/alcohol detoxification drop-off and treatment centers, and shall seek to partner with the State and/or other local governments in doing so.

Section 2-1103. Social Services. City Council shall increase and maintain street response services that include trained social workers working with sworn police officers and fire medical personnel to reduce violent interactions and connect people in need with social services.

Section 2-1104. Funding. Consistent with other Charter provisions regarding budgeting and expenditure of public funds, City Council should use cannabis/marijuana tax and licensing revenue, general fund revenue, and/or other revenue sources to fund such police services, treatment centers, and social services.

Section 2-1105. Public Reports. City Council shall issue an annual public report that identifies its compliance with this Section.

Section 2-1106. Severability. For the purpose of determining constitutionality, every section, subsection and subdivision thereof of this Section, at any level of subdivision, shall be evaluated separately. If any section, subsection or subdivision at any level is held invalid, the remaining sections, subsections and subdivisions shall not be affected and shall remain in full force and effect. The courts shall sever those sections, subsections and subdivisions necessary to render this Section consistent with the United States Constitution and with the Oregon Constitution. Each section, subsection and subdivision thereof, at any level of subdivision, shall be considered severable, individually or in any combination.



**Portland
City Auditor**
Elections



February 15, 2024

William B. Aitchison
1628 NW 32nd Ave.
Portland, OR 97210

Delivered Electronically

wiaitchison@gmail.com
anil@pslglawyers.com

**Notice of Determination
Constitutional Requirements Met**
Prospective Initiative Petition PDX24OL-02

Dear Chief Petitioner Aitchison:

On February 7, 2024, you filed a prospective initiative petition with the City Elections Office. As required by ORS 250.270(1) and City Code Section 2.04.055, I have determined that Prospective Initiative Petition ID PDX24OL-02, "Increases number of Portland Police patrol officers, enhances nonviolent response," meets the requirements of Article IV of the Oregon Constitution, section 1 (2)(d) and (5).

As you know, our Office determined that a related prospective petition that you filed on February 7, 2024, PDX24OL-01, "Strengthening Recruitment, Retention, Training, and Accountability for the Portland Police Bureau," did not meet the requirements of Article IV of the Oregon Constitution because certain sections of the prospective petition were administrative, and not legislative, in nature.

We find this petition to be a much closer call. In particular, Section 2-1101 (governing the number of patrol officers, and requiring what could be interpreted as a one-time increase in their numbers), and Section 2-1105 (requiring Council to issue an annual report, which is the type of activity that has historically been assigned to executive or administrative functions in the City), veer towards administrative, rather than legislative.

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portland.gov/elections
elections@portlandoregon.gov
503-823-4022

EXHIBIT 3

Nonetheless, this Office construes elections laws liberally, and these provisions are not so clearly administrative as to result in the denial of this prospective petition.

Please note that this determination is a limited review of constitutional conformity and does not necessarily identify all potential constitutional difficulties that may preclude the proposed measure from proceeding.

Next Steps


On February 15, 2024, the City Elections Office will deliver your prospective petition to the City Attorney's Office and request preparation of a ballot title. Under state law, the City Attorney's Office will be required to deliver a ballot title to the City Elections Office within 5 business days, or by February 23, 2024. After we have received the ballot title, our Office will reach out to you regarding next steps and the ballot title process.

Challenge Rights

As provided in ORS 250.270(4), any elector dissatisfied with the current constitutionality determination may petition the circuit court of the judicial district in which the City is located for review within 7 business days of the City Attorney filing the ballot title with the City Elections Officer.

If you have any questions, please feel free to reach out to our Office.

Thank you,

A handwritten signature in black ink that reads "Louise Hansen". The signature is written in a cursive style with a large, looping initial "L".

Louise Hansen
City Elections Officer

PDX24OL-02

Ballot Title

CAPTION

Amends Charter: Increases police patrol officers, detoxification centers, street response services.

QUESTION

Should Portland increase and maintain police officers in patrol; create 24-hour drug/alcohol detoxification centers; increase street response services?

SUMMARY

Currently:

- The Police Chief has discretion to allocate police bureau resources, including work assignments like patrol duties for members of the police bureau
- County governments are the primary local authorities for behavioral health, which includes both mental health services and substance abuse services. Drug and alcohol treatment centers are available within the City, but not a detoxification drop-off center
- In addition to county programs, the City – through Portland Street Response – uses criteria to deploy qualified mental health providers via self-dispatch or in response to 911 or 311 calls

If measure is approved, amended City Charter will require Council to:

- Increase and maintain number of sworn police officers in patrol services
- Create and maintain 24-hour drug/alcohol detoxification drop-off and treatment centers
- Increase and maintain street response services, including social workers working with police and fire personnel to reduce violence and connect people with services
- Fund with marijuana tax, license, general and other revenue
- Issue annual public compliance report

Other provisions.



1 **CERTIFICATE OF SERVICE**

2 I hereby certify that I served a copy of the foregoing PETITION FOR REVIEW OF
3 CONSTITUTIONALITY DETERMINATION (“PETITION ID PDX 24OL-02”) on:

4 Robert Taylor
5 Maja Haium
6 Office of the City Attorney, City of Portland
7 1221 SW 4th Ave., Suite 430
8 Portland, OR 97204
9 Email: Robert.Taylor@portlandoregon.gov
10 Email: Maja.Haium@portlandoregon.gov

11 Respondent

12 by emailing a copy thereof to said attorneys at their last-known email address
13 as set forth above.

14 AMERICAN CIVIL LIBERTIES UNION
15 FOUNDATION OF OREGON, INC.

16 By: /s/ Kelly Simon
17 Kelly Simon, OSB #154213
18 Alicia LeDuc Montgomery, OSB #173963

19 Attorneys for Petitioner
20
21
22