

BEFORE THE BOARD OF COUNTY COMMISSIONERS

FOR MULTNOMAH COUNTY, OREGON

In the Matter of Amending Resolution 92-221 (Prohibiting Funding of Travel to States or Localities That Have Constitutional or Charter Provisions That Deny Civil Rights to Persons Based on Their Sexual Orientation)

RESOLUTION
94-100

WHEREAS, Resolution 92-221 prohibits County funding of employee travel to states or localities that have anti-gay rights policies; and

WHEREAS, the Resolution has prohibited employee travel to Colorado, in light of that state's voter-initiated anti-civil rights law; and

WHEREAS, the Board is advised that enforcement of the Colorado law was preliminarily enjoined by the Colorado Supreme Court in Evans v. Romer, 854 P2d 1270 (1993); and

WHEREAS, the ruling in Evans stated that the Colorado measure was an unconstitutional infringement on fundamental rights of citizens; and

WHEREAS, the Colorado injunction removes that state from the concerns underlying Resolution 92-221; and

WHEREAS, as worded, Resolution 92-221, appears also to prohibit employee travel to localities in Oregon that have passed anti-civil rights laws; and

WHEREAS, in 1993, the Oregon Legislature adopted HB 3500 which prohibits enactment or enforcement of local laws that single out persons or groups based on sexual orientation; and

WHEREAS, the Board of County Commissioners recognizes that the County must continue to do business throughout the State of Oregon and has legal and contractual obligations to provide services and training through the state; and

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WHEREAS, the Board of County Commissioners wishes to reaffirm its strong commitment to the civil rights of all citizens but finds that circumstances warrant amending Resolution 92-221;

NOW, THEREFORE, BE IT RESOLVED:

(Language in brackets [] is to be deleted; underlined language is new)

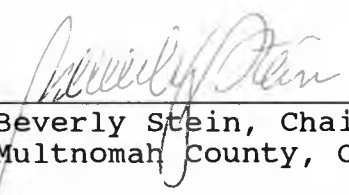
Resolution 92-221 is hereby amended to read as follows:

1. Except as provided below, the Multnomah County Board of Commissioners shall not allow the spending of any County funds for travel to or from or activities within any state or locality that has constitutional or charter provisions, laws or ordinances which prohibit the adoption or enforcement of laws or ordinances protecting the civil rights of individuals based on their sexual orientation.
2. Travel by law enforcement officers and district attorneys in performance of regular duties, as well as travel by any employees contracted for prior to adoption of [this] Resolution 92-221 is exempt from the foregoing restrictions.
3. Effective March 22, 1994, business travel by County officials, employees and agents to states and localities which have been judicially or legislatively enjoined from enforcing anti-gay measures is exempt from the foregoing restrictions. HB 3500 is a legislative injunction against enactment or enforcement of anti-gay measures in Oregon. As used in this paragraph, "business travel" excludes travel to conferences unless such travel is approved by the Chair.
4. The Chair of Multnomah County shall appoint a task force to review this policy and develop a strategy on how Multnomah County can best protect and advance the civil rights of all individuals. The task force shall make its recommendations to the Board no later than September 1, 1994.

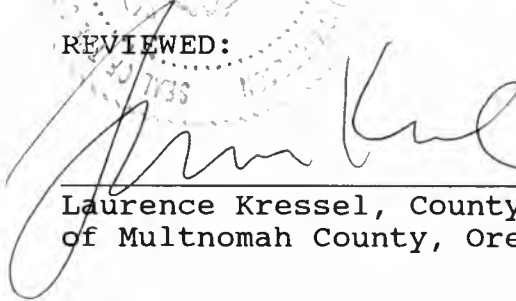
5. The Finance Division shall not make payments for any travel or visit prohibited by this resolution.
6. [BE IT FURTHER RESOLVED that the Office of the Clerk of the Board send copies of this resolution to the Governor of Colorado and the Mayor of Springfield, Oregon.]

ADOPTED this 2nd day of June, 1994.

By


Beverly Stein, Chair
Multnomah County, Oregon

REVIEWED:


Laurence Kressel, County Counsel
of Multnomah County, Oregon

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