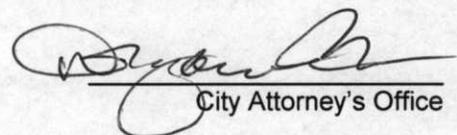


FILED
OFFICE OF THE CITY CLERK
OAKLAND

14 JUN 26 AM 10:11

Approved as to Form and Legality


City Attorney's Office

OAKLAND CITY COUNCIL

RESOLUTION No. 85107 - C.M.S.

Introduced by Councilmember Libby Schaaf

RESOLUTION TO SUPPORT THE POLICY DIRECTION OF THE ROHRBACHER AMENDMENT INCLUDED IN THE COMMERCE AND JUSTICE DEPARTMENTS' APPROPRIATION BILL TO PROHIBIT THE USE OF FUNDS TO PREVENT CERTAIN STATES FROM IMPLEMENTING THEIR OWN STATE LAWS THAT AUTHORIZE THE USE, DISTRIBUTION, POSSESSION, OR CULTIVATION OF MEDICAL MARIJUANA

WHEREAS, on November 2, 2004, the Oakland electorate passed ballot Measure Z, a voter initiative entitled "Oakland Cannabis Regulation and Revenue Ordinance"; and

WHEREAS, Measure Z requires the City of Oakland, make investigation, citation and arrest for private adult marijuana offenses the City's lowest law enforcement priority; and advocate through its lobbyist and City officers for changes in state and other laws to allow and authorize taxation and regulation of marijuana for adults and eliminate criminal penalties for private, adult cannabis use; and

WHEREAS, Measure Z also creates a committee to oversee the ordinance's implementation and disbursement of revenue from licensing and taxation of businesses that sell cannabis; and

WHEREAS, the Federal Government has not always exercised the level of lowest law enforcement priority related to medical marijuana usage and dispensaries; and

WHEREAS, Congressman Dana Rohrabacher's (CA-48) amendment included in the commerce and justice department appropriation bill falls in line with the intentions of Oakland's Measure Z Ordinance; and

WHEREAS, the Rohrabacher amendment would bar the Justice Department from preventing states' including California from implementing their own medical marijuana laws; and

WHEREAS, the Rohrabacher amendment also denies funding to Drug Enforcement Administration raids against dispensaries operating in accordance with state law; now be it therefore

RESOLVED: That the Oakland City Council supports the policy direction of the Rohrabacher Amendment numbered 25 printed in the Congressional Record to prohibit the use of funds to prevent certain States from implementing their own State laws that authorize the use, distribution, possession, or cultivation of medical marijuana.

IN COUNCIL, OAKLAND, CALIFORNIA, = JUL 15 2014

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, GALLO, GIBSON MCELHANEY, KALB, KAPLAN, REID, SCHAAF, AND PRESIDENT
KERNIGHAN - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST: _____ for

LATONDA SIMMONS

City Clerk and Clerk of the Council of the
City of Oakland, California