

## Exclusion Policy Comparison Chart

The comparison charts below were created using the rules/regulations of the following cities: Wilsonville, Tualatin, Medford, Oregon City, Salem, Tigard, Tualatin, and West Linn. The purpose of the comparison charts is to help capture each cities rules/regulation similarities and differences.

City/County	Exclusion Criteria	Exclusion penalties	Enforcement Authority	Content of Exclusion
<b>Wilsonville</b>	Violation of listed laws or city codes, or repeating conduct related to prior warnings or exclusions	one warning, removal if no reasonable efforts to comply; if illegal/violation of listed city codes remove w/o notice. <ul style="list-style-type: none"> <li>• Infraction: 30 days</li> <li>• If excluded with last 2 years: 90 days</li> <li>• If excluded 2+ times in last 2 years: 180 days</li> </ul> Violation of exclusion order: possible trespassing charges	Excluding officer (any police officer of city employee authorized by city manager to issue exclusions)	Excluded from city property where conduct occurred (exceptions for council/other public meetings)
<b>Tualatin</b>	Criminal activity, drug use or possession, language/behavior interfering with operations, leave children under 10 unattended, use of nicotine or tobacco, solicit or canvas in building, block access to materials, leave belongings unattended or bring non-support animal into building, sleep in manner disrupting access/audible disturbance, improper use of restroom, non-consent photography, failure to wear shoes, interfere with use due to strong body odor, and refusal to follow reasonable directions.	one warning, removal for 1 full day if reoccurs; if illegal/endangers staff/visitors, leave w/o warning <ul style="list-style-type: none"> <li>• Infraction: 30 days</li> <li>• Misdemeanor: 90 days</li> <li>• Felony: 1 year</li> <li>• If repeat of infraction/misdemeanor w/n 1 year, doubled</li> <li>• If repeat 2+ times of infraction/misdemeanor w/n 1 year, tripled</li> <li>• Refusal to leave: possible trespassing charges</li> </ul>	<u>City Library</u> : Library Director, Library employees, police, or other city employees with reasonable cause to believe violation occurred. <ul style="list-style-type: none"> <li>• Library director discretion to deviate</li> </ul>	<u>City Library</u> : excluded from city property where conduct occurred (exceptions for council meetings, needs based/compliance reasons, or for work) <ul style="list-style-type: none"> <li>• Appeal w/n 10 business days, hearing in municipal court; variance allowed.</li> </ul>

<p><b>Tigard</b></p>	<p>Any act of thing prohibited or failed to do when commanded that is included in city code, state, or federal law, defacing or obstructing operation of city property, disrupting or threatening users of such city property, or failing to obey direction of a city employee</p>	<p>one warning, removal if no reasonable efforts to comply; if criminal conduct remove w/o notice.</p> <ul style="list-style-type: none"> <li>• Infraction: 30 – 180 days</li> </ul> <p>Violation of exclusion order: possible trespassing charges</p>	<p>Police officer</p>	<p>Not if lawfully exercising free speech, but if also engage in non-protected act, can be excluded</p> <p>Excluded from city property included in written notice.</p>
<p><b>West Linn</b></p>	<p><u>City Parks:</u> violation of any parks and rec. facilities rules or other applicable laws</p> <p><u>City Library:</u> violation of behavior policy (imminent threat, theft, harassment, trespassing, being under the influence or possessing/using substances, soliciting, using library in inconsistent or disruptive manner, storing property unattended, etc.)</p>	<p><u>City Parks:</u></p> <ul style="list-style-type: none"> <li>• Infraction: 30 days</li> <li>• Criminal offense: 90 days</li> <li>• If excluded 2+ times from park in within prior 2 years, 180 days (maximum)</li> </ul> <p>Refusal to leave: possible trespassing charges</p> <p><u>City Library:</u> suspension of library privileges for a week to permanent loss of all library privileges.</p> <ul style="list-style-type: none"> <li>• 2 warnings at staff discretion</li> <li>• Immediate removal if immediate threat of harm</li> <li>• Repeat violations up to 1 year exclusion (not exclusive limit)</li> </ul>	<p><u>City Parks:</u> peace officer, designated city official</p> <p><u>City Library:</u> Library staff, law enforcement</p>	<p><u>City Parks:</u> Not if lawfully exercising free speech, but if also engage in non-protected act, can be excluded</p> <p>can exclude from any or all city parks</p> <p><u>City Library:</u> Need not be same conduct or warning before exclusion.</p>
<p><b>Oregon City</b></p>	<p>Violation of listed Oregon law, and arrested with citation or jail</p> <p><u>City Library:</u> Criminal activity, drug use or possession,</p>	<ul style="list-style-type: none"> <li>• Up to 90 day exclusion</li> <li>• If violate exclusion, up to \$300 fine and trespassing charges</li> </ul>	<p>Chief of police and designees</p> <p><u>City Library:</u> library staff</p>	<p>Specified public building (exceptions for council meetings, needs based/compliance reasons, or for work)</p>

	<p>language/behavior interfering with operations, leave children under 10 unattended, use of nicotine or tobacco, solicit or canvas in building, block access to materials, leave belongings unattended or bring non-support animal into building, sleep in manner disrupting access/audible disturbance, improper use of restroom, non-consent photography, failure to wear shoes, interfere with use due to strong body odor, and refusal to follow reasonable directions</p>	<p><u>City Library</u>: if violate polices:</p> <ul style="list-style-type: none"> <li>• 1<sup>st</sup> violation: warning</li> <li>• 2<sup>nd</sup> violation: day exclusion</li> <li>• 3<sup>rd</sup> violation: up to 1 week</li> <li>• 4<sup>th</sup> violation: up to 1 month</li> <li>• 5<sup>th</sup> violation: up to 6 months</li> <li>• 6<sup>th</sup> violation: up to 1 year</li> <li>• If illegal/immediate threat/refusal to leave, immediate removal and exclude between 1 week and permanent based on offense</li> </ul>		<p><u>City Library</u>: repeat offenses lead to higher penalties; need not be same offense; can be excluded w/o warning</p>
<p><b>Salem</b></p>	<p>Violation of listed Oregon law, and arrested with citation or jail</p> <p><u>City Park</u>: any local, state, or federal laws</p> <p><u>City Library</u>: sophisticated chart with offense listed individually and tiered</p>	<ul style="list-style-type: none"> <li>• Infraction, Misdemeanor (B/C): 30 days</li> <li>• Misdemeanor (A), Felony: 90 days (extend to 1 year upon conviction)</li> <li>• If repeat of violation w/n 6 months, 90 day extension</li> </ul> <p>Violation of exclusion: 30 day extension, possible trespassing charges</p> <p><u>City Library</u>: sophisticated chart with offense listed individually and tiered; generally:</p> <p><b>Tier one</b></p> <ul style="list-style-type: none"> <li>• 1<sup>st</sup> offense: warning</li> </ul>	<p>Enforcement officer</p> <p><u>City Park</u>: peace officer, official or employee designated by the Director, contracted security services</p> <p><u>City Library</u>: library staff</p>	<p>Specify reason, date, and place of exclusion</p> <p><u>City Park</u>: can exclude from any park (any or all parks if felony)</p>

		<ul style="list-style-type: none"> <li>• 2<sup>nd</sup> offense: 1 day</li> <li>• 3<sup>rd</sup> offense: 1 week</li> </ul> <p><b>Tier two</b></p> <ul style="list-style-type: none"> <li>• 1<sup>st</sup> offense: 30 days</li> <li>• 2<sup>nd</sup> offense: 90 days</li> <li>• 3<sup>rd</sup> offense: 1 year</li> </ul> <p><b>Tier three</b></p> <ul style="list-style-type: none"> <li>• 1<sup>st</sup> offense: 1 year min.</li> <li>• 2<sup>nd</sup> offense: 2 year min.</li> <li>• 3<sup>rd</sup> offense: 3 year min.</li> </ul> <p>If return to library prior to exclusion date, penalty doubled and possible other penalties  <u>City Parks: see penalties above;</u>          if non-felony violation, 30 days; if felony, 90 days</p>		
<b>Medford</b>	Violation of listed Oregon law, and arrested with citation or jail	<ul style="list-style-type: none"> <li>• 90 day exclusion</li> <li>• If in zone during exclusion, arrest for trespass (not if for council meetings, needs based/compliance reasons, for work, or religious/constitutional rights or services)</li> <li>• No exclusion notice for prohibited camping or otherwise sleeping in the exclusion zone</li> </ul>	Chief of police or designee	Excluded from created civil exclusion zones