



Port of Portland

Police Department
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Portland, Oregon 97218
503/460-4221
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March 24, 2004

Kevin Starrett
Executive Director
Oregon Firearms Educational Foundation
P.O. Box 556
Canby, OR 97013

Dear Mr. Starrett,

I have received your letter and I have reviewed the enclosed copies of your letter to Port Aviation Legal Counsel Barbara Jacobson and the legislative counsel opinion provided to you by Representative Wayne Scott. I have conferred with Ms. Jacobson regarding the Port's position on this issue, which remains unchanged.

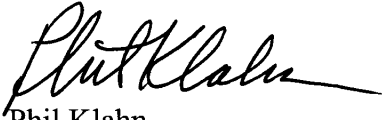
I need to make it clear that I am not an attorney and I do not interpret or offer legal opinions regarding Port ordinances on behalf of the Port of Portland. Since you first emailed me on this issue in early February 2004, I have worked to provide you access to the people who do make legal interpretations for the Port and, in fact, you received a very detailed response from Ms. Jacobson, which was thoroughly reviewed by Port management, and that response provides a different legal interpretation than the one you proposed.

I and the police officers I oversee have sworn to uphold the constitutions of the United States and the State of Oregon, Oregon state law and local ordinances, including the Port of Portland Ordinances. Our duty is to enforce and apply these laws as they pertain to the people and property within our jurisdiction. While our police officers have a fair amount of discretion in applying these ordinances, depending on the circumstances presented to them, I cannot take the position that we will not enforce a Port ordinance that has been in effect and has been enforced for many years, if the situation warrants such action. Based on the opinion of Port legal counsel and the direction of Port management, my department will continue to consider the ordinance that addresses the possession of firearms on the airport to be a valid and applicable ordinance, along with the other Port ordinances.

This means that any person possessing a firearm in the public area of the terminal building could be cited by a Port police officer, and would then have his or her day in court to dispute the legality of the ordinance. Based on this possible scenario, I think it

prudent to repeat my suggestion that you advise your constituents with CHL's not to carry concealed handguns into the airport terminal building, in violation of the current ordinance. It is my hope that your constituents and my police officers will not be placed in a circumstance where this ordinance becomes an issue.

Sincerely,

A handwritten signature in black ink, appearing to read "Phil Klahn", with a long horizontal flourish extending to the right.

Phil Klahn
Chief of Police
Port of Portland Police Department

cc: Mark Crosby
Barbara Jacobson