

Support survivors.

Prevent & prosecute
abuse.

Fund & post services.

City Ordinance:

Post in each public restroom, commercial kitchen, construction site, portable toilet, and by OSHA postings info/hotline/resources on DV/SA, trafficking, bias crimes, and police brutality/misconduct, else fines to pay for victim services

Over the last year I have been working hard here in the city of Portland; working with community partners and Oregon state legislators on establishing ways to help the residents and constituents of Oregon and to keep them safe! I have put a lot of thought into the steps that we can take here in the state of Oregon.

As of right now there is a population of constituents and residents that are unable to file for protection orders because they do not meet the criteria of domestic or committed partnership. This population includes, the homeless who are living on the streets being subjected to abuse, people who work in the adult entertainment industry that do not meet the domestic or committed partnership guidelines, the LGBTQ community, and children who aren't able to legally give consent and are vulnerable to abuse. If we can implement Consensual Partnership we will be able to serve more residents and constituents here in the state of Oregon.

Legislative Updates

1.) HB3117- passed on 5/22/2019

Modifies Family Abuse Prevention Act to authorize court to continue restraining order if abuse occurred within specified period, petitioner reasonably fears for petitioner's physical safety and respondent represents a credible threat to physical safety of petitioner or petitioner's child.

<https://gov.oregonlive.com/bill/2019/HB3117/>

Proposals for the 2021 session

2) Peace of mind bill.

This legislation is for Survivors who have had their protection order contested. Currently: When a petitioner files for, and is granted a protection order, the respondent has the right to contest the order within 30 days. However, this process can take months and many hearings, during which time the petitioner is forced to see the respondent repeatedly despite having the order intended to keep the respondent away from the petitioner. Regardless of how long the deliberation takes, as it stands now, the petitioner will have to file to renew their order within one year of the initial filing date.

Even if, after 10 months of deliberation, the court rules in favor of the petitioner, or if the respondent decides to drop the contest 9 months into the process, the petitioner would only have 2-3 months in which they do not have to face their attacker.

This bill would require that a new expiration date be set (suggested 1 year) in the event of a drawn out contested order.

If no contest is filed, the expiration is one year from the original filing date. No changes are prescribed in this case. If the order is contested, and takes more than 30 days to resolve, the initial expiration date is unacceptable, and must be extended to allow the petitioner to have their year of peace of mind knowing that their attacker must stay away from them.

3.) Know your rights cards

Cards to be given when protective orders (FAPA, SAPO, EDAPA) are obtained and explain that the petitioner cannot violate their own protective order with protocol for when a violation occurs

4.) Consensual Partnership

As of right now there is a population of constituents and residents that are unable to file for protection orders because they do not meet the criteria of domestic or committed partnership.

5.) CVPO-- Consensual Violation Protection Order

Establish another form of protection for people and constituents who don't meet the domestic and committed partnership criteria and are unable to file for FAPA (Family Abuse Protection Act) or SAPO (Sexual Assault Protection Order)

My hope is that we will be able to establish another form of protection for people and constituents who don't meet the domestic and committed partnership criteria and are unable to file for FAPA (Family Abuse Protection Act) or SAPO (Sexual Assault Protection Order) what I have in mind would be something along the lines of CVPO (Consensual Violation Protection Order). This will ensure that all Survivors of abuse and violence will be able to get the help and protection that they need. This will be the starting point I would like to see Consensual Partnership established alongside Domestic and Committed Partnership. These changes will further serve our communities here in the state of Oregon.

If you agree with these changes, and would like to show your support--email EasePNW@gmail.com to find out how to get involved, written testimony is welcomed and encouraged. By providing additional written testimony in support of these changes the legislators in Salem who are helping me introduce these proposals for the 2021 session will have the opportunity to hear from more people in our community. One voice can make a dent but the voices of many will have a stronger impact at invoking positive change for our community.

From: [Diana Marie OG](#)
To: [McClymont, Keelan](#)
Subject: Re: Urgent: Public Safety
Date: Thursday, February 20, 2020 11:11:38 AM

Good Morning Keelan,

Thank you for following up with me. I would like to take this spot but I need to change the topic of discussion. I would like to talk about the legislation I proposed and got passed last session (HB3117) and discuss the legislation I have proposed for the 2021 session. The subject would be "Making Oregon State a safer place for Survivors of violence and abuse".

I have been working hard here in the city of Portland trying to establish ways to help the residents and constituents of Oregon and to keep them safe! I have put a lot of thought into the steps that we can take here in the state of Oregon. I am currently working on a LC outline with vocabulary of what Consensual Partnership looks like and have attached my working draft to this email for you and your office. As of right now there is a population of constituents and residents that are unable to file for protection orders because they do not meet the criteria of domestic or committed partnership. This population includes, the homeless who are living on the streets being subjected to abuse, people who have been trafficked that do not meet the domestic or committed partnership guidelines, children who aren't able to legally give consent and are vulnerable and being abused; learning at an early age to not trust authority because the authority figures and their lives such as adults who are violating their consent. This has major ramifications in our society as children grow up and become adults. If we can implement Consensual Partnership we will be able to serve more residents and constituents here in the state of Oregon.

My hope is that we will be able to establish another form of protection for people and constituents who don't meet the domestic and committed partnership criteria and are unable to file for FAPA (Family Abuse Protection Act) or SAPO (Sexual Assault Protection Order) what I have in mind would be something along the lines of CVPO (Consensual Violation Protection Order). This will ensure that all Survivors of abuse and violence will be able to get the help and protection that they need. This will be the starting point I would like to see Consensual Partnership established along side Domestic and Committed Partnership. These changes will further serve our communities here in the state of Oregon.

This new legislation will further improve and support FAPA, EDAPA, and the LGBTQ community and minors being subjected to violence! This new legislation would further improve HB3117 (signed into effect May 22nd, 2019 and was declared an emergency) as well as ORS 107.718 (effective 2017), ORS 163.760 to 163.777 (effective, November 1st, 2017), ORS 124.005 to 124.040 & 124.010, including ORS 163.730 to 163.750 and more! I would like to set up a meeting to go over these agenda items in more detail and advocate for why these changes are needed.

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Thank you for your time and help!

LC DRAFT - <https://docs.google.com/document/d/1dGBVXIR1cz62DKX2mx6abfBrw1bEO9xn2tyQ7HqUD2M/edit?usp=sharing>

Warmly,
Diana Gutman
Cell: 360-214-1571
Instagram: @diana_marie_og

On Thu, Feb 20, 2020 at 9:07 AM McClymont, Keelan
<Keelan.McClymont@portlandoregon.gov> wrote:

Hi Diana,

A Communication spot has become available for next Wednesday, February 26, at 9:30 am. If you would like to take this spot, please reply to this email or call us by noon today. If we don't hear from you, we will offer it to the next person on the waiting list.

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Request of Diana Gutman to address Council regarding making Oregon a safer place for survivors of violence and abuse (Communication)

FEB 26 2020

PLACED ON FILE

FEB 18 2020

Filed
MARY HULL CABALLERO
Auditor of the City of Portland

By 
Deputy

COMMISSIONERS VOTED AS FOLLOWS:		
	YEAS	NAYS
1. Fritz		
2. Vacant		
3. Hardesty		
4. Eudaly		
Wheeler		