

# **Bond Case Briefs**

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## **BALLOT INITIATIVES - OREGON**

### **Wilson v. Rosenblum**

**Supreme Court of Oregon, En Banc - December 14, 2017 - P.3d - 362 Or. 226 - 2017 WL 6379648**

Challengers sought review of the legal sufficiency of Attorney General's certified ballot title for an initiative petition regarding taxes on tobacco products.

The Supreme Court of Oregon held that:

- Ballot title's proposed caption that stated that proposed initiative would "increase cigarette taxes" was legally insufficient;
- Any reference in caption to the amount of proposed increase in the cigarette tax had to be expressed in terms of an amount per pack, not an amount per cigarette;
- Caption and "result of 'yes' vote" statement were not required to state that the measure applied retroactively;
- Proposed initiative would not necessarily increase taxes on cigars;
- Caption and "result of 'yes' vote" statement were not misleading in mentioning only limitations on the uses of revenue from cigarette taxes; and
- Ballot title's summary was not required to state that initiative would reduce revenue for entities that relied on existing cigarette-tax revenue.