

*Wash. Ass'n for Substance Abuse & Violence Prevention v. State*

No. 87188-4

CHAMBERS, J. (concurring in part and concurring in dissent in part) — I join the dissenting opinion in part. Initiative Measure 1183 violates the subject-in-title rule of article II, section 19 of the Washington State Constitution because a reference to “license fees based on sales” in the initiative title is insufficient to alert voters to the fact that the bill contains a new tax. I write separately because I also agree with the majority that there is a rational unity between liquor regulation and public safety and that the appellants’ other arguments asserting a violation of article II, section 19’s single-subject rule are meritless. But the violation of the subject-in-title rule is sufficient to invalidate the initiative, and I concur with the dissent’s ultimate disposition that the initiative is unconstitutional.

AUTHOR:

Justice Tom Chambers

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WE CONCUR:

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