

ORDINANCE No. 188547

Amend Independent Police Review Code to revise filing process, investigation and appeal provisions of complaints of police officer misconduct (Ordinance; amend Code Sections 3.21.070, .120 and .160)

The City of Portland ordains:

Section 1. The Council finds:

1. That in order for the community to have confidence in the delivery of police services it must have an accessible and expeditious means of reporting officer misconduct.
2. The City must ensure that every complaint of officer misconduct is documented and appropriately investigated.
3. The settlement agreement between the United States Department of Justice and the City requires that administrative investigations of police officer misconduct, including Citizen Review Committee appeals, take no longer than 180 days.
4. Case File Reviews and Appeal Hearings of the Citizen Review Committee are a critical part of Portland's police accountability system, where all members of the community are welcome and will be treated with respect and dignity.

NOW, THEREFORE, the Council directs:

- a. Code Sections 3.21.070, 3.21.120 and 3.21.160 are amended as shown in Exhibit A.
- b. The Portland Police Bureau and Independent Police Review shall review and revise their respective directives and protocols to the extent that they conflict with these code provision.

Section 2. Council hereby declares that if any section, subsection, sentence, clause or phrase of this Ordinance, or the code amendments it adopts, is for any reason held to be invalid or unconstitutional, that shall not affect the validity of the remaining portions of the Portland City Code.

Passed by the Council: **AUG 09 2017**

Auditor Mary Hull Caballero
Prepared by: Constantin Severe, IPR Director
Date Prepared: July 21, 2017

Mary Hull Caballero
Auditor of the City of Portland

By 
Deputy

Agenda No.
ORDINANCE NO. 188547
Title

Amend Independent Police Review Code to revise filing process, investigation and appeal provisions of complaints of police officer misconduct (Ordinance; amend Code Sections 3.21.070, .120 and .160)

INTRODUCED BY
Commissioner/Auditor:
Mary Hull Caballero
Auditor Mary Hull Caballero

COMMISSIONER APPROVAL

Mayor—Finance & Administration - Wheeler

Position 1/Utilities - Fritz

Position 2/Works - Fish

Position 3/Affairs - Saltzman

Position 4/Safety - Eudaly

BUREAU APPROVAL

Bureau: Auditor
Bureau Head: Auditor Mary Hull Caballero

Prepared by: Kelsey Lloyd
Date Prepared: 7/28/17

Impact Statement
Completed Amends Budget

Portland Policy Document
If "Yes" requires City Policy paragraph stated in document.
Yes No

City Auditor Office Approval:
required for Code Ordinances *TONI*

City Attorney Approval:
required for contract, code, easement, franchise, comp plan, charter *epu*

Council Meeting Date **8/3/17**

CLERK USE: DATE FILED JUL 25 2017

Mary Hull Caballero
Auditor of the City of Portland

By: *[Signature]*
Deputy

ACTION TAKEN:
AUG 03 2017 PASSED TO SECOND READING AUG 09 2017 1:00PM
TIME CERTAIN

AGENDA *3 of 3*

TIME CERTAIN
Start time: **3:10**

Total amount of time needed: 1 hour
(for presentation, testimony and discussion)

CONSENT

REGULAR

Total amount of time needed: _____
(for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz	✓	
2. Fish	2. Fish	✓	
3. Saltzman	3. Saltzman	✓	
4. Eudaly	4. Eudaly	✓	
Wheeler	Wheeler	✓	