

IMPACT STATEMENT

Legislation title: *Amend Police Review Board Code to implement a tentative agreement negotiated with the Portland Police Association to modify the stipulated discipline provisions. (Ordinance; amend Code Section 3.20.140)
Contact name: **Mark Amberg**
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Presenter name: **Mark Amberg**

Purpose of proposed legislation and background information:

This ordinance amends City Code to implement the terms of a tentative agreement reached with the Portland Police Association to resolve a potential unfair labor practice complaint by the Association by modifying Portland City Code Section 3.20.140 to delete subsection 3.20.140 J.2.e.

On September 5, 2018, by Ordinance No. 189159, as amended, City Council approved changes, with amendments, to Portland City Code Section 3.20.140 to authorize a stipulated discipline process for Police Bureau members.

The Portland Police Association objected to the approved amendments to Ordinance No. 189159, and threatened to file an unfair labor practice complaint, on the ground that the City allegedly violated a duty to bargain with the Association before approving the amendments.

The City negotiated with the Association over the amendments and reached a tentative agreement with the Association, subject to approval by Council, to accept the amendments to Ordinance No. 189159 other than the amendments to subsection J.2.e. which currently provides:

“e. With the exception of the categories of cases listed in Subsection 3.20.140 J.1., the categories or types of cases from the Police Bureau Discipline Guide eligible for stipulated discipline may be expanded upon mutual agreement of the Chief, bargaining unit representatives, and City Council.”

Pursuant to the tentative agreement reached with the Association, subsection J.2.e. would be removed in its entirety but all other provisions of subsection J.2., as adopted by Council pursuant to Ordinance 189159, as amended, would remain in effect.

Financial and budgetary impacts:

This code change will not have any expected financial or budgetary impact.

Community impacts and community involvement:

There are no expected community impacts from this code change as the basic stipulated discipline process previously approved by Council will remain in effect.

Budgetary Impact Worksheet**Does this action change appropriations?**

- ☐ **YES:** Please complete the information below.
☒ **NO:** Skip this section