

ORDINANCE No.

186416 As Amended

Authorize City Auditor Independent Police Review Division to directly question Portland Police Bureau employees, change Police Review Board public reporting requirements and other Police Accountability Reforms (Ordinance; amend Code Section 3.20.140 and Chapter 3.21)

The City of Portland ordains:

Section 1. The Council finds:

1. That the Independent Police Review Division is the City’s civilian oversight agency of the Portland Police Bureau and has had the ability to conduct independent investigations of allegations of misconduct by Police Bureau members since its creation in 2001.
2. The settlement agreement between the United States Department of Justice and the City requires that the Independent Police Review Division has the ability to conduct meaningful independent investigations.
3. Allowing the Independent Police Review Division to directly question Police Bureau employees will reduce time and effort in the City’s investigations of police officer misconduct.
4. In accordance with the settlement agreement the City seeks to retain and strengthen citizen and civilian employee input by expanding the Citizen Review Committee to 11 members and having those members serve as rotating members on use of force cases heard by the Police Review Board.
5. That a discipline guide will allow the City to implement discipline for sustained allegations of officer misconduct that is objective, consistent and predictable.
6. In order for police accountability to be effective it must be done in a timely basis, using objective measures, and be as transparent as possible.
7. To identify barriers to timely administrative investigations, it is desirable to have the Police Chief analyze cases where administrative investigations exceed 180 days.
8. That all aspects of Portland’s police accountability system will meet national best practices.
9. To the extent the implementation of certain provisions of this ordinance may create collective bargaining obligations, the City will comply with any bargaining obligations it may have.

NOW, THEREFORE, the Council directs:

- a. Code Section 3.20.140 is amended as shown in Exhibit A.

- b. Code Chapter 3.21 is amended as shown in Exhibit B.
- c. The Portland Police Bureau shall review and revise its directives to the extent that the directives conflict with these code provisions;

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:

JAN 08 2014

Auditor LaVonne Griffin-Valade

LaVonne Griffin-Valade
Auditor of the City of Portland

By

Ganga Jennings

Deputy

Prepared by: Constantin Severe, Director of IPR

Date Prepared: October 4, 2013

811381

~~1209~~ = 47- - - ¹⁴⁰

Agenda No. **186416** As Amended
ORDINANCE NO.
Title

Authorize City Auditor Independent Police Review Division to directly question Portland Police Bureau employees, change Police Review Board public reporting requirements and other Police Accountability Reforms (Ordinance; amend Code Section 3.20.140 and Chapter 3.21)

INTRODUCED BY Commissioner/Auditor: LaVonne Griffin-Valade	CLERK USE: DATE FILED <u>DEC 13 2013</u>
COMMISSIONER APPROVAL	LaVonne Griffin-Valade Auditor of the City of Portland By: <u>[Signature]</u> Deputy
Mayor—Finance and Administration - Hales	
Position 1/Utilities - Fritz	
Position 2/Works - Fish	
Position 3/Affairs - Saltzman	
Position 4/Safety - Novick	ACTION TAKEN:
BUREAU APPROVAL	DEC 18 2013 PASSED TO SECOND READING As Amended JAN 08 2014 <i>3:00 PM TIME CERTAIN</i>
Bureau: Auditor Bureau Head: LaVonne Griffin-Valade	
Prepared by: Constantin Severe Date Prepared: 12/12/13	
Financial Impact & Public Involvement Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/>	
Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
City Auditor Office Approval: required for Code Ordinances	
City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter	
Council Meeting Date	

AGENDA
TIME CERTAIN <input checked="" type="checkbox"/> Start time: 2:00 Total amount of time needed: 2 hours (for presentation, testimony and discussion)
CONSENT <input type="checkbox"/>
REGULAR <input type="checkbox"/> Total amount of time needed: _____ (for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
	YEAS	NAYS
1. Fritz	1. Fritz	<u> </u>
2. Fish	2. Fish	✓
3. Saltzman	3. Saltzman	✓
4. Novick	4. Novick	✓
Hales	Hales	✓