

Proposed Changes to Citizen Review Committee

CRC Background

- ▶ Citizen Review Committee (CRC) created in 2001
- ▶ Eleven Members
- ▶ Auditor recommends nominees to City Council for appointment
- ▶ Three year terms
- ▶ CRC members also serve on the Police Review Board on a rotating basis in Use of Force cases.
- ▶ CRC serves as an advisory body to the Independent Police Review and the Chief of Police

CRC Appeal Function

- ▶ City Code 3.21.140 authorizes CRC to hear appeals of misconduct cases
 - ▶ Either a community member or police officer dissatisfied with the outcome of investigated case can submit a request for review (appeal)
 - ▶ CRC members review the full investigative file prior to an appeal
- ▶ A request for review consists of two hearings
 - ▶ Case File Review – Opportunity for the CRC to assess the completeness and readiness of completed investigation for appeal
 - ▶ Appeal Hearing – Committee decides whether decision by Police Bureau fact finder is supported by the evidence
- ▶ Currently CRC may request additional investigation at either stage
 - ▶ At discretion of investigative body

DOJ Settlement Agreement

- ▶ Resolved litigation between U.S. Department of Justice and City of Portland
- ▶ DOJ filed a complaint that Portland Police Bureau had engaged in a pattern and practice of unnecessary or unreasonable force during interactions with people experiencing mental illness
- ▶ CRC is mentioned in several places of the agreement
- ▶ City Council approved agreement in December 2012
- ▶ Agreement made effective by Judge Michael Simon on August 29, 2014

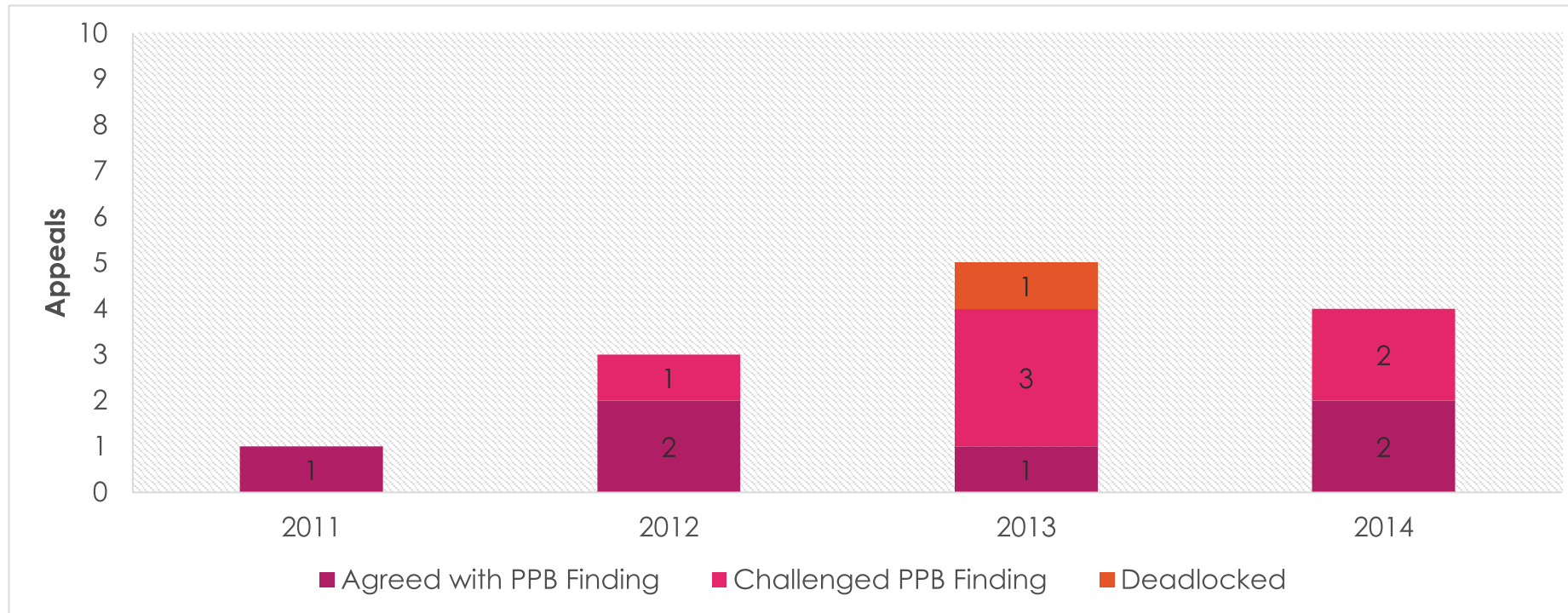
CRC Changes in DOJ Agreement

- ▶ All administrative investigations of officer misconduct must occur within 180 days of receipt
 - ▶ Including CRC Appeals
- ▶ Appeals to CRC shall be resolved within 21 days
- ▶ CRC members serve on a rotating basis on the Police Review Board
- ▶ Expansion of CRC from 9 to 11 members
- ▶ CRC may make one request for additional investigation during the appeal process
 - ▶ May include multiple points of inquiry

Need For Code Change

- ▶ Paragraph 121 within Settlement Agreement calls for all investigations to be completed within 180 days, current appeal process including waiting period is 90 days.
- ▶ Paragraph 121 also calls for CRC appeals to be resolved within 21 days, current best case scenario for appeal process is 60 days.
- ▶ Time to file an appeal would be reduced from 30 days to 14 days.
- ▶ Proposed changes would allow Case File Review and Appeal Hearing to occur on the same day, if CRC believed investigation was complete.
- ▶ Proposed change would require an additional investigation by either IPR or IA if CRC voted to do so.

CRC Appeals



Code Change Development Process

- ▶ October 2014 – Workgroup formed of CRC members and IPR staff to come up with proposed code language. Meetings were open to community and public notifications were sent to out.
- ▶ January 2015- Draft code language discussed at the monthly CRC meeting.
- ▶ February 13, 2015- Notice of code change announced to the public, commissioners' offices, and the COCL. A first reading date of March 11.
- ▶ March 2015 – After hearing from several COAB members that they were unaware of the code change the Council Hearing was rescheduled to May 13, 2015.

Code Change Development Process

- ▶ April 2015 – Public meeting to discuss proposed code change held on 4/21/2015.
 - ▶ As a result of community feedback during comment period and public hearing code proposal revised.

Questions?