



**COMMISSION ON  
STATEWIDE LAW  
ENFORCEMENT STANDARDS  
OF CONDUCT AND  
DISCIPLINE**

# HB 2930

## (COMMISSION MEMBERSHIP)

**Co-Chair**  
**The Attorney General**  
**or Designee**

**Co-Chair**  
**The Director of the**  
**Department of**  
**Public Safety Standards**  
**and Training**  
**or Designee**

2 members  
representing  
chief law  
enforcement  
officers

2 members  
representing  
labor  
organizations  
that represent  
law  
enforcement  
officers

2 members  
representing  
historically  
marginalized groups  
or community-based  
organizations that  
represent  
communities  
impacted by  
policing

2 members  
representing  
local  
government to  
represent the  
interests of  
cities and  
counties.

1 member  
representing a  
federally  
recognized  
Indian tribe

1 member  
representing  
public defender  
organizations

1 member  
representing  
the interests of  
prosecutors

2 members representing the Legislature as nonvoting members, acting in an advisory capacity only, one appointed by the President of the Senate and one appointed by the Speaker of the House of Representatives

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## (PURPOSE OF COMMISSION)

### **Adopt rules that prescribe uniform:**

- ⦿ Standards of conduct, including guidelines and procedures, to which law enforcement officers shall adhere; and
- ⦿ Disciplinary standards and procedures, including a range of disciplinary actions that may include consideration of aggravating or mitigating circumstances.

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## (ENFORCEMENT)

A law enforcement agency, a civilian or community oversight board, agency or review body, and an arbitrator who serves in an arbitration proceeding described under ORS 243.706 (3) shall make determinations regarding alleged misconduct by a law enforcement officer, and shall make recommendations for and impose disciplinary action in response to such determinations **using the standards and procedures adopted by the commission.**

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## (BENCHMARKS)

- ◎ The Commission must adopt and publish rules establishing the uniform standards by **October 1, 2022**.
- ◎ The Commission must submit a preliminary report to the House Committee on Judiciary by **September 1, 2022**, describing the development and adoption of the uniform standards.

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## (MINIMUM RULE MAKING REQUIREMENT)

**At a minimum, the commission must adopt uniform standards regarding:**

- ⦿ Unjustified or excessive use of physical or deadly force;
- ⦿ Sexual harassment;
- ⦿ Sexual assault (as defined in ORS 243.317);
- ⦿ Assault (as defined in ORS 163.115) ;
- ⦿ Conduct that is motivated by or based on a real or perceived factor of an individual's race, ethnicity, national origin, sex, gender identity, sexual orientation, religion or homelessness;
- ⦿ Moral character; and
- ⦿ The use of drugs or alcohol while on duty.

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## (QUORUM/VOTING)

- ⦿ A majority of the members of the commission constitutes a quorum for the transaction of business
- ⦿ Official action by the commission requires the approval of a majority of the commission

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## (PUBLIC MEETINGS)

- ⦿ The meetings of the commission shall be open to the public in accordance with state law.
- ⦿ Records of the commission shall be open and available to the public in accordance with state law.
- ⦿ The commission shall establish and implement an open hearing process for public input and deliberation before the commission adopts rules that establish the standards described including:
  - Public Notice
  - Public Outreach to Solicit Participation
  - Public Hearings for Public Comment



# DISCIPLINE MATRIX

(FORMAT)

## Seriousness of Conduct

- ⦿ Conduct Categorized A – F Based on Seriousness
  - E.g., Category A is conduct that is likely to have a minimal impact (use of profanity) whereas Category F involves conduct that could result in death
- ⦿ Portland Police Bureau
- ⦿ Baltimore Police

## Types of Misconduct

- ⦿ Use of Force, Discourtesy, etc.
- ⦿ NYPD