

Meeting Minutes

Commission on Statewide Law Enforcement Standards of Conduct and Discipline

Date: June 22, 2022

Time: 8:00 am to 10:00 am

Location: Virtual via Zoom

Call to Order, Roll Call

Attendees

Members in attendance: Chief Timothy Addleman, Tarron Anderson (arrived after roll call), Laura Fine, Brian Henson, Anil Karia, Mark Makler, Steven Schuback, Michael Slauson, Chief John Teague, Benny Williams, Michael Wu

Staff in attendance: Fred Boss, Joshua Nasbe, Kristen Gilman, Toni Kemple

Others: Kimberly Ybarra

Members not in attendance: Sheriff Angela Brandenburg, Representative Ron Noble, Senator Floyd Prozanski, Umatilla County Commissioner John Shafer

SUBSTANTIVE DISCUSSIONS:

The meeting was recorded in full and is available online at the Commission on Statewide Law Enforcement Standards of Conduct and Discipline website: <https://justice.oregon.gov/lesc/>

MOTION

Motion to approve minutes for June 17, 2022, Commission meeting made by Commissioner Teague and seconded by Commissioner Henson. Hearing no objections, the motion was approved.

PRESENTATIONS:

- 1. Executive Director's Report – Presented by Fred Boss – Video time stamp 0:05:02**
 - Worked with Commissioner Slauson to develop the agenda and discussion points
 - Discussions with DOJ Labor and Employment leadership about discipline ranges
 - Continue to work with budget director to complete submissions for the Commission policy options packages for 2022/2023
- 2. Discussion Item – Draft Concept presented by Commissioner Schuback – Video time stamp 0:07:12**

Discussion of Commissioner Schuback's draft concept including Commissioner Makler's edits (see video time stamp 0:08:21).

3. Discussion Item – Discussion Points presented by Commissioner Slauson – Video time stamp 0:39:54

Discussion of Commissioner Slauson’s Discussion Points:

- Burden of Proof (see Video time stamp 0:41:38)
- Sexual Assault example (see Video time stamp 0:42:20; continued at 1:11:41)
- Commissioner Schuback’s suggested definition of misconduct (see Video time stamp 0:50:11)
- Assault example (see Video time stamp 1:42:05)

MOTION – Video time stamp 1:01:19

Motion for the Commission to 1) adopt a definition of “finding” which includes “a final determination by the body imposing discipline”, 2) adopt a requirement that agencies, citizen review boards, and oversight bodies, adopt policies that requires application of LESC rules, and 3) adopt Commissioner Schuback’s definition of misconduct was made by Commissioner Teague and seconded by Commissioner Anderson. The motion carried with 8 in favor, 2 opposed and 1 abstention by roll call vote.

Name	Yes	No	Abstain	Not in Attendance
Chief Timothy Addleman	✓			
Tarron Anderson	✓			
Sheriff Angela Brandenburg				✓
Laura Fine			✓	
Brian Henson	✓			
Anil Karia		✓		
Mark Makler		✓		
Steven Schuback	✓			
Umatilla County Commissioner John Shafer				✓
Michael Slauson	✓			
Chief John Teague	✓			
Benny Williams	✓			
Michael Wu	✓			

DOCUMENTS REFERRED TO:

The following documents were discussed at the meeting and are available on request by emailing ORLawEnfCommission@doj.state.or.us or visiting the website at:

<https://justice.oregon.gov/lesc/>

- Draft Concept Guide—Provided by Commissioner Schuback
- Discussion Points—Provided by Commissioner Slauson
- Discussion Points (as edited during the meeting)
- Draft Mitigating and Aggravating Factors—For Discussion Purposes Only—Not reviewed or Endorsed by the Commission

- [ORS 236.350](#) - Definitions for ORS 236.350 to 236.370
- [ORS 236.360](#) - Disciplinary actions; written procedures; safeguards; just cause; notice
- [ORS 243.706](#) - Agreement may provide for grievance and other disputes to be resolved by binding arbitration or other resolution process; powers of arbitrator
- [ORS 243.808](#) - Arbitration concerning alleged misconduct by law enforcement officer
- [ORS 243.809](#) - Determinations regarding alleged misconduct of law enforcement officer in accordance with uniform standards

Next Meeting:

Date: June 30, 2022

Time: 8:00 pm to 10:00 pm

Location: Via **ZoomGov**