

LESC Moral Character Subcommittee
12-9-25 meeting notes
Draft rule change based on prior discussions
updated 1-12-26 to reflect last discussion

New proposed addition to OAR 265-010-0025: Moral Character:

(i) Misuse of Authority by soliciting or engaging in sexual ~~receiving~~ acts or favors of a sexual nature.

265-005-0001(xx): Definition: Misuse of Authority by soliciting or receiving sexual acts or favors occurs when a law enforcement officer, within the scope of their employment, color of authority, or stemming from a law enforcement encounter or action, solicits or engages in sexual ~~receives~~ acts or favors of a sexual nature from another individual, including, but not limited to, a person detained or in custody, victim, witness, or person associated with a law enforcement encounter.

This conduct includes, but is not limited to, solicitating acts or favors of a sexual nature for the benefit of themselves (or other), or action in exchange for leniency, forbearance, or other benefit given to the individual as related to a law enforcement action, process, or consequence. This definition is broadly construed.

This definition is not intended for circumstances of consensual relationships without misuse of authority. A person detained or in custody cannot provide consent.

Sanction: Mandatory termination.

OTHER: New Business

New proposal OAR:

Misuse of Confidential Information or Records.

Misuse of a law enforcement confidential information, records or similar confidential source occurs when a law enforcement officer uses, accesses, distributes, modifies or other similarly related conduct contrary to policy or beyond the scope of a law enforcement purpose.

Example: LEDS violation.
 Unauthorized release or review of Body Cam footage.

Presumptive sanction: Maybe: written reprimand or suspension.
 Mitigation to counseling
 Aggravation to termination

Discussion notes: -Review confidential records policies

Draft concepts for discussion 12-9-25. Submitted by LESC Commissioner Schuback.