

# **Law Enforcement Contacts Policy and Data Review Committee**

## **2015 Annual Report**



**December 17, 2015**

**Prepared by:**

**Criminal Justice Policy Research Institute  
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Portland State University**

# Contents

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<u>Executive Summary</u> .....	3
<u>Statement of Purpose and Committee Structure and History</u> .....	7
<u>LECC Activities in 2015</u> .....	15
Profiling Complaint Intake Form and Follow-up.....	16
LECC Internal Policy for Profiling Complaints and Exchange of Complaints..	19
Law Enforcement Training .....	22
<u>Appendices</u> .....	24
Appendix A: ORS 131.905 et seq.....	25
Appendix B: HB 2002 Enrolled .....	28
Appendix C: Profiling Complaint Intake Form.....	32
Appendix D: Spanish Version Complaint Form .....	34
Appendix E: Russian Version Complaint Form.....	36
Appendix F: Ukrainian Version Complaint Form.....	38
Appendix G: Arabic Version Complaint Form .....	40
Appendix H: Policy for Profiling Complaints .....	42
Appendix I: Law Enforcement Profiling Complaint Reporting Form .....	44

# **EXECUTIVE SUMMARY**

## **Executive Summary:**

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The year 2015 initiated a “re-start” of the Law Enforcement Contacts Policy and Data Review Committee (LECC) encompassing new duties and general fund resources. This new era for the LECC is attributed to the passage of Oregon House Bill (HB) 2002, which was signed into law on July 13, 2015.

The chief sponsors of HB 2002 in the Oregon legislature were Representatives Frederick, Buckley, and Williamson, and Senators Bates, Dembrow, Edwards, and Thomsen. Appendix B contains the full enrolled bill. HB 2002 has a direct impact on the work of the LECC and Oregon law enforcement in the following ways:

1. Provides a standard definition of “Profiling”: “Profiling means that a law enforcement agency or a law enforcement officer targets an individual for suspicion of violating a provision of law based solely on the real or perceived factor of the individual’s age, race, ethnicity, color, national origin, language, gender, gender identity, sexual orientation, political affiliation, religion, homelessness or disability, unless the agency or officer is acting on a suspect description or information related to an identified or suspected violation of a provision of law (HB 2002).”
2. The Law Enforcement Contacts Policy and Data Review Committee shall establish policies for receiving and forwarding complaints alleging profiling from the general public.
3. Law enforcement agencies shall adopt procedures for submitting a copy of profiling complaints they receive and dispositions of complaints to the Law Enforcement Contacts Policy and Data Review Committee and for receiving profiling complaints forwarded from the committee.

With the passage of HB 2002 in July, the LECC set out to meet the new requirements and deadlines for receiving complaints directly from the general public, and developing procedures for receiving complaints handled by Oregon law enforcement agencies. The new general fund resources tied to HB 2002 has allowed the LECC to increase its training opportunities in 2015-2016 and prepare for outreach and research related activities for 2016.

This report summarizes the activities of the LECC since July 2015 or the passage of HB 2002. The following activities were completed since July and are reviewed in more detail in this annual report:

- Developed a “Profiling Complaint Intake Form” for members of the general public to initiate a complaint of profiling against Oregon law enforcement with the LECC. The intake form was completed and made available to the public on October 1, 2015 fulfilling the HB 2002 deadline requirement. The intake form can be used to submit profiling complaints to the LECC electronically, by mail, or by phone. The

intake form is available on the LECC website (<http://www.pdx.edu/cjpri/profiling-complaints>) and will be delivered to constituency organizations throughout the coming months as we launch our outreach programs. The intake form was designed to ensure ease of access and trust in the complaint process. The form is also available in Spanish, Russian, Ukrainian, and Arabic.

- Instituted procedures to conduct follow-up interviews with complainants who file a profiling intake form. The purpose of the follow-up interview is to obtain more details about the profiling incident so that the complaint can be properly relayed to the appropriate law enforcement agency for investigation. The follow-up interview is also necessary to help answer frequently asked questions that complainants may have about the complaint process.
- Developed policy recommendations to guide the submission of complaints handled by Oregon law enforcement agencies to the LECC. These recommendations discuss the information the LECC would like to receive from law enforcement agencies regarding the complaints the agencies receive directly and when the LECC would like to receive that information. The LECC will work in collaboration with law enforcement, community representatives and the HB 2002 Work Group (if extended into 2017) to further clarify and refine this process as well as the utilization of this information in order to advance the LECC's mission of ensuring equitable policing in Oregon.
- Developed a Law Enforcement Profiling Complaint Reporting Form. This form recommends a standardized submission protocol and data points the LECC would like to receive from Oregon law enforcement agencies when exchanging complaints of profiling.
- Sponsored three "Tactical Ethics: Perspectives on Profiling" trainings at the Department of Public Safety Standards and Training (DPSST) attended by 38 new police recruits in the academy. A fourth Tactical Ethics: Perspectives on Profiling training for cadets at DPSST is occurring December 9<sup>th</sup>. Sponsored a combined "Tactical Ethics: Perspectives on Profiling" and "Diversity and Profiling in Contemporary Policing" class for 6 new recruits attending the Portland Police Bureau's (PPB) Advanced Academy. The training for PPB also included a second session focused on the race history/tensions in Portland and the new focus of "procedural justice" in law enforcement.
- Held a meeting with current trainers to discuss needs for recruiting more trainers, enhancing facilitation skills, training plans for 2016, and new training curriculum needs.
- Developed an LECC Brochure for use in outreach to constituent communities across Oregon to increase knowledge about the LECC and the new profiling complaint system for the state.

For 2016 the LECC is preparing a strategic plan to ensure that the intent of HB 2002 and the broader LECC mission is being accomplished.

*LECC goals for the first quarter of 2016:*

- Create strategic plan for public outreach and accessibility. The plan will encompass input from a survey of LECC members and affiliated individuals and organizations. The plan would detail a quarterly schedule and goals for regional events and outreach to partners.
- Engage and explore how to develop a “Profiling 101” introductory training course that deals with HB 2002, its definition, and practice. Develop tailored curriculum that addresses the needs and issues of marginalized communities noted in HB 2002. Hold focus groups with community-based organizations to learn more about their respective communities to foster this effort. A survey of law enforcement management will be undertaken to understand what they want to learn about for their organizations.
- Schedule train-the-trainer sessions to expand and enlist more trainers into our current training curriculum and new curriculum needs.
- Give out “starter kits” that contain brochures describing the LECC, complaint forms, and FAQ’s.
- Set dates and locations of regional meetings and events.
- Create an educational presentation on who we are and what we do.

*Additional Goals for 2016:*

- Formalize complaint exchange process between law enforcement and the LECC.
- Have a joint meeting with the HB 2002 Work Group.
- Request legislation to formalize LECC membership and terms for members appointed by the Governor.
- Cooperate with the Governor’s office and the Oregon Department of Justice regarding long-term funding for the LECC’s efforts.
- Website development.
- Regional Training events with current training programs.
- General population survey of public attitudes towards law enforcement and experiences. That survey is expected to include extended samples for the African-American and Latino populations, as well as other identified targeted populations if feasible.
- Analyze traffic stop and search data voluntarily submitted by law enforcement agencies.

**STATEMENT OF PURPOSE  
AND  
COMMITTEE STRUCTURE AND  
HISTORY**

## **Statement of Purpose:**

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“State and local law enforcement agencies can perform their missions more effectively when all Oregonians have trust and confidence that law enforcement stops and other contacts with individuals are free from inequitable and unlawful discrimination based on race, color or national origin.... Demographic data collection can establish a factual and quantifiable foundation for measuring progress in eliminating discrimination based on race, color or national origin....”<sup>1</sup>

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<sup>1</sup> ORS 131.905 et seq. (See Appendix A)  
Law Enforcement Contacts Policy Data and Review Committee  
2015 Annual Report  
December 17, 2015

## **Committee Structure and History:**

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The Law Enforcement Contacts Policy and Data Review Committee (LECC) was created by 2001 Senate Bill 415 for a period of six years, ending December 31, 2007. That sunset was lifted with the passage of HB 2102. A copy of ORS 131.905 *et seq.*, which codified HB2102, can be found in Appendix A of this report.

The committee is charged with the responsibility to report annually on its efforts to:

- Solicit demographic data concerning law enforcement stops and other contacts between state and local law enforcement agencies and individuals;
- Publicize programs, procedures and policies from communities that have made progress toward eliminating discrimination based on race, color or national origin during law enforcement stops and other contacts with individuals;
- Provide technical assistance to state and local law enforcement agencies that desire to begin collecting demographic data, including refinement of the minimum data elements as necessary for effective analysis;
- Provide technical assistance to communities and state and local law enforcement agencies that desire to engage in local efforts to involve individuals in the establishment and implementation of programs, procedures and policies that will advance the goal of the act;
- Obtain resources for independent analysis and interpretation of demographic data collected by state or local law enforcement agencies;
- Accept and analyze demographic data collected by a state or local law enforcement agency if requested by a state or local law enforcement agency and if resources are available; and
- Report to the public the results of analyses of demographic data.

The committee is composed of eleven members appointed by the Governor. The current members of the committee, as of December 2015:

Annabelle Jaramillo, LECC Chair (Chair - starting November 2015) Benton County Commissioner	
Jason Myers Marion County Sheriff	Richard Evans Superintendent Oregon State Police
Gilbert P Carrasco Professor of Law Willamette University College of Law	Todd Anderson Training Division Director Department of Public Safety Standards and Training (DPSST)
Kevin Díaz National Director of Legal Advocacy Compassion and Choices	Pete Kerns Chief of Police Eugene Police Department
Scott Akins Professor of Sociology Oregon State University	Ángela Hedrick* Community Relations Analyst Salem Police Department Crime Prevention Unit
David Fidanque Citizen, Former Oregon ACLU Executive Director	Brandon Lee* Training for Transformation, LLC Beaverton, OR

\* New members pending official approval

The LECC would like to thank former Chief Justice Paul DeMuniz who resigned from the LECC in 2015 and served as Chair since 2012.

Current LECC staff, consultants, and additional subcommittee members in 2015:

- Dr. Brian Renauer, Director, Criminal Justice Policy Research Institute, Portland State University
- Salome Chimuku, Research Assistant, Criminal Justice Policy Research Institute, Portland State University
- Damon Isiah Turner, staff to LECC training
- Lt. Henry Reimann, Community Relations Subcommittee member, Hillsboro Police Department
- Mike Schmidt, Executive Director, Oregon Criminal Justice Commission
- Kimberly McCullough, Public Policy Director, ACLU of Oregon
- Darlene Huntress, Oregon Action
- Nicole Brown, Center for Intercultural Organizing

## **BACKGROUND:**

Efforts to address charges of racially biased policing on the part of law enforcement officers became a statutory mandate during the 69<sup>th</sup> Legislative Assembly in 1997. During that session, a top priority of law enforcement agencies was a revision of the statute regulating stops of citizens by police. The debate stirred by that issue resulted in House Bill 2433. That bill included several provisions intended to provide a compromise between law enforcement agencies that sought to make stops more effective and safer for officers, and community groups that sought to protect the civil rights of those stopped.

HB 2433 included several provisions intended to foster the protection of the rights of citizens by requiring:

- All state and local law enforcement agencies in Oregon to adopt policies prohibiting the practice of racially biased policing.
- All law enforcement agencies to adopt means to facilitate the filing of complaints by citizens who felt that their rights had been violated, and to develop a process to resolve those complaints.
- All law enforcement agencies to report to the Asset Forfeiture Oversight Advisory Committee the number and type of complaints filed during the first year after the adoption of HB 2433.
- Initiation of data collection in an effort to move away from anecdotal information.

Implementation of HB 2433 was coordinated by a workgroup under the auspices of the Governor's Public Safety Policy and Planning Council. At its inception, this workgroup comprised over 60 members from diverse groups and backgrounds who were able to come to agreement on three basic principles:

- All law enforcement agencies should be responsible for their actions.
- No person should be subject to improper law enforcement conduct.
- Every person has the right to a fair and prompt response to a complaint.

The first action of the workgroup was the adoption of a model policy for law enforcement agencies that was distributed to all law enforcement agencies in Oregon. That policy, or one similar to it, was adopted by every Oregon law enforcement agency.

The workgroup identified three purposes for data collection: 1) to evaluate the implementation of the new stop and search law; 2) to ensure the fair and equitable implementation of the law; and 3) to increase public awareness and confidence in the application of the law.

The data collection effort itself focused on two activities. The first was a public perception survey to ascertain how the general public and two specific minority groups viewed the new law and to determine the perceived extent of racially biased policing in Oregon. The second was to encourage the development of a full traffic stop data collection effort.

In the furtherance of those efforts, the workgroup made its report to the 1999 Legislature along with several recommendations for further work. The Legislature did not act on those recommendations at that time.

In 2001, Rep. Vicki Walker introduced HB 2441 which would have required law enforcement agencies to collect traffic stop data and report the data to the state. A broad spectrum of interested parties deliberated on HB 2441. These discussions ultimately resulted in the passage of SB 415, which provided for voluntary data collection by law enforcement agencies and the formation of the LECC. The bill was supported unanimously by all interested parties and passed the Legislature without a dissenting vote.

The LECC officially convened February 5, 2002 and quickly established two subcommittees: Data Review and Community Relations. During the following year, the LECC received testimony and information from a variety of sources, including communities working to address data collection and community involvement issues, entities conducting state and national surveys related to racially biased policing, and agencies working on developing law enforcement training.

The Data Review Subcommittee solicited and received data from law enforcement agencies and did some preliminary analysis of that data. Methods to merge data contributed by individual agencies into a statewide database were developed and appropriate conclusions were drawn from the combined data. However, due to the lack of data from a broader base of agencies, it was not possible to draw statistically valid inferences from the data at that time.

The Community Relations Subcommittee, which was co-chaired by Commissioner Annabelle Jaramillo and Chief Walt Myers, focused on involving police agencies and communities in discussions on racially biased policing issues. The committee also received information on a variety of approaches to community involvement activities, worked with experts in the field, and began the process of identifying methods and information.

As with many other agencies, budget reductions and the related state employee hiring freeze hindered the Committee's efforts to fulfill its statutory responsibilities. The level of staffing at the Oregon Criminal Justice Commission (CJC) was not adequate to support the work of the LECC. Thus, the LECC suspended its efforts in February 2003. The hiatus lasted until early 2005 when the CJC contracted with the Criminal Justice Policy Research Institute (CJPRI) at Portland State University for staff support. The LECC formally began meeting again on March 2, 2005.

The LECC was scheduled to sunset on December 31, 2007. The LECC, in partnership with the Oregon Criminal Justice Commission, helped draft House Bill 2102. HB 2102 made the LECC permanent and removed restrictions on data that the committee may receive and analyze. HB 2102 transferred administration of the committee from the Oregon Criminal Justice Commission to Portland State University. The LECC is now codified into *Oregon Revised Statute 131.905 et seq* (See Appendix A).

In 2006-2007, the LECC, in partnership with the Criminal Justice Policy Research Institute and the Traffic Safety Division of the Oregon Department of Transportation, were awarded two grants from the National Highway Traffic Safety Administration (NHTSA-2006-23772). These grants will fund the activities of the LECC through 2011. The grant program is called the “Incentive Grant Program to Prohibit Racial Profiling” under section 1906 of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (Federal Register, Vol. 71, No. 22, pp. 5727-5729). The funding was transferred to the Criminal Justice Policy Research Institute (CJPRI) at Portland State University through Oregon’s Department of Transportation Traffic Safety Division headed by Troy Costales.

Funding from NHSTA lead to a marked expansion of *LECC efforts, scope, longevity and impact* from 2006 to 2011. When the NHSTA grant was complete the LECC efforts were assisted by grants from the Spirit Mountain Foundation and Oregon’s Criminal Justice Commission in 2012. Between 2013 and 2015 the LECC operated without any budget, which dramatically limited its activities to a few training events per year paid for by law enforcement agencies.

The 2015 Oregon Legislative session has ushered in a new era for the LECC and a re-generation of its mission due to the passage of HB 2002, which was signed into law on July 13, 2015. The chief sponsors of HB 2002 in the Oregon legislature were Representatives Frederick, Buckley, and Williamson, and Senators Bates, Dembrow, Edwards, and Thomsen. The new law has a direct impact on the work of the LECC and Oregon law enforcement in the following ways:

1. Provides a standard definition of “Profiling”: “Profiling means that a law enforcement agency or a law enforcement officer targets an individual for suspicion of violating a provision of law based solely on the real or perceived factor of the individual’s age, race, ethnicity, color, national origin, language, gender, gender identity, sexual orientation, political affiliation, religion, homelessness or disability, unless the agency or officer is acting on a suspect description or information related to an identified or suspected violation of a provision of law (HB 2002 – see appendix for full bill).”
2. The Law Enforcement Contacts Policy and Data Review Committee shall establish policies for receiving and forwarding complaints alleging profiling from the general public.
3. Law enforcement agencies shall adopt procedures for submitting a copy of profiling complaints they receive and dispositions of complaints to the Law

Enforcement Contacts Policy and Data Review Committee and for receiving profiling complaints forwarded from the committee.

With the passage of HB 2002 in July 2015, the LECC set out to meet the new requirements and deadlines for receiving complaints directly from the general public, and developing procedures for receiving complaints handled by Oregon law enforcement agencies. The new general fund resources tied to HB 2002 has allowed the LECC to increase its training opportunities in 2015-2016 and prepare for research and data related activities for 2016.

# **LECC ACTIVITIES 2015**

# LECC Activities 2015:

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## Profiling Complaint Intake Form and Follow-up

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The LECC met August 14 and September 18 and through email to prepare a process for the LECC to receive complaints directly from the public and meet the October 1<sup>st</sup> 2015 deadline mandated in HB 2002. An examination of different complaint forms from around the country and locally was undertaken. A primary conclusion of the initial discussion and brainstorming was the importance of making the process simple and minimally intrusive to increase the public's willingness to report incidences when they believe they've been profiled. This led to an agreement that the initial step in the profiling complaint process is that of an "intake" rather than an official complaint. We developed a simple intake form that would initiate the complaint process. The intake form, along with translated versions, is available in the Appendices C through G of this report.

The LECC can receive complaints in the following manner from the public:

1. The intake form is available electronically on the LECC website (<http://www.pdx.edu/cjpri/profiling-complaints>) and when filled out goes directly to a secure LECC email.
2. The intake form can also be printed out (<http://www.pdx.edu/cjpri/sites/www.pdx.edu.cjpri/files/LECC%20Profiling%20Complaint%20Intake%20Form.pdf>) and mailed to LECC staff (Law Enforcement Contacts Policy and Data Review Committee, ATTN: CCJ-JUST, PO Box 751, Portland, OR 97204)
3. The public can call LECC staff at 503-725-5221 to file a complaint.

The profiling intake form has been translated into Spanish, Russian, Ukrainian, and Arabic to increase access throughout the state. Additional translations are forthcoming in 2016.

There were some key issues that came up in developing the complaint intake process. The first was concern over HB 2002 discussing the possibility of having an *anonymous* complaint (Section 3 c).

Section 3 (c): "The forwarded complaint must include the name of the complainant *unless the complainant requests to remain anonymous*, in which case the complainant's name must be redacted."

It was agreed that redacting the complainant's name is not enough to ensure anonymity. In other words, law enforcement would likely be able to figure out the identity of the complainant using the date, time, and location of the profiling incident. Thus, date, time, and location information would also have to be redacted to ensure

anonymity. The problem with this redaction is the near impossibility of any law enforcement agency to initiate an investigation without such contextual information. The follow-up interview with a complainant who wishes to remain anonymous will entail informing the complainant about the reduced likelihood of law enforcement being able to investigate or reach any finding on the complaint. The receipt of such anonymous complaints, even without investigation, may be helpful to the LECC training initiatives by providing possible scenarios that could be integrated into training curriculum.

Another issue that presented itself in our discussions was what to do if a complainant who starts an intake subsequently wishes the complaint not be forwarded to law enforcement during the follow-up interview. It was agreed that LECC staff would abide by the wishes of the complainant. Under these circumstances the complaint intake would be counted as an “intake” for reporting purposes, but not as an “official complaint”. An “official complaint” occurs when LECC staff forward the intake form and any follow-up interview information to the appropriate law enforcement agency for an investigation.

#### *Follow-up Interview:*

After receipt of a profiling complaint intake form, a LECC staff person will contact the complainant within 5 business days for a follow up interview. Repeated efforts will be made to contact the complainant to conduct the follow-up interview. If LECC staff is unable to follow up with the complainant within 30 days of receipt of the intake, the complaint intake will be forwarded as is to the appropriate law enforcement agency.

The goals of the follow-up interview with complainants are the following:

- ✓ Fill in any important details about the incident that may be missing or unclear from the intake form. The most important item to clarify is the law enforcement agency and officer identity involved in the incident.
- ✓ Compile a comprehensive narrative of the alleged profiling incident. Some critical components to understand are the circumstances leading to the initial contact, behavior and actions of the officer during the contact (e.g. whether a search was conducted), and any outcomes of the contact (e.g. verbal warning, arrest, citation).
- ✓ Allow the complainant to explain the circumstances of incident and behavior of the officer that leads to their belief that profiling occurred.
- ✓ To provide complainant with a clear understanding of the next steps in the process and the role of LECC. For example, we will reiterate to the complainant that the LECC is not an investigative or legal body. LECC staff will provide those seeking legal action connections to resources that could help them with information on attorney referral and affordable legal assistance including the Oregon Bar Association website and phone number

(<https://www.osbar.org/public/ris/> or by phone at 503-684-3763 or 800-452-7636).

- ✓ To answer any questions the complainant may have.
- ✓ Help complainants' understand the limitations involved in remaining anonymous.
- ✓ Seek complainants' permission to forward a finalized complaint to law enforcement for internal investigation.

Once complainants' permission to forward a finalized complaint is obtained, it will be forwarded to the appropriate law enforcement agency for internal investigation.

#### *Current Complaints:*

The intake form was made available to the public on October 1, 2015 in accordance with the HB 2002 required deadline. In recent weeks LECC staff have received some complaints from the general public that are currently being processed.

#### *Outreach Efforts:*

LECC staff is currently engaging in outreach efforts throughout the state to inform constituent communities and law enforcement about the new complaint process and intake forms. This outreach will expand and continue throughout 2016. We have started the creation of a map of our current outreach efforts and partner organizations. As we fill out the map with our outreach efforts it will illustrate our progress towards maximizing access and knowledge of the profiling complaint process. These outreach efforts include traveling to meet with constituent organizations, phone conversations, and provision of the complaint intake forms and new LECC brochure.

## LECC Internal Policy for Profiling Complaints and Exchange of Complaints with Law Enforcement

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The LECC initiated discussion and development of an internal policy document that explains our policy in handling complaints from the general public and also provides recommendations on how the LECC would like the exchange of complaints to occur with law enforcement and what information should be detailed in the exchange. Since the passage of HB 2002 law enforcement agencies were looking for advice on what the LECC might expect or what agencies should consider in developing their own policy.

HB 2002 Section 3. (1)(a) notes, “ A law enforcement agency shall provide to the Law Enforcement Contacts Policy and Data Review Committee a copy of each complaint the agency receives alleging profiling. (b) The law enforcement agency shall notify the committee of the disposition of the complaint.”

Initial discussions among LECC members and the HB 2002 Work Group revealed the language in HB 2002 regarding exchange of complaints could be construed vary narrowly or more broadly. In other words, what does a “copy of each complaint” entail? Should there be a standardization of complaint and disposition details that should be forwarded to the LECC? Exchange policy recommendations were discussed in LECC meetings on October 22 and November 11. The HB 2002 Workgroup has also noted in their report to the Legislature a need to develop model policies for submitting complaints to the LECC and investigating profiling complaints and a process to identify any patterns or practices of profiling (HB 2002 Work Group, 2015).

The LECC developed an internal policy for receiving profiling complaints from public and complaint exchange with law enforcement, which is inserted below and in Appendix H. LECC staff shall hold themselves to this policy. In addition, Appendix I contains a recommended “Law Enforcement Profiling Complaint Reporting Form” that law enforcement would utilize when exchanging complaints with the LECC. The policy and the reporting form are guiding principles for the commission and the staff that represent them. *To those outside the LECC, the policy and reporting form are just recommendations.* This is a work in progress and will be updated with the HB 2002 work group recommendations, Oregon revised statutes, Oregon administrative rules, and by future meetings. We will continue our open discussion with law enforcement and the community at large about the intent and use of the information we are requesting.

## Path of a Complaint and Intake Form

1. Profiling complaint intake reports to the LECC are not complete until follow up is done (follow up entails contacting the complainant and reviewing the narrative of the incident).
2. If follow-up does not occur the LECC will keep the profiling complaint intake report form as is and forward to the mentioned law enforcement agency and or other appropriate agency<sup>2</sup> within 30 days.
  - a. When a profiling intake complaint report is incomplete it will be categorized as an intake form.
  - b. Intake forms will be forwarded to the appropriate Law Enforcement agencies and other agencies, when the individual provides their required information.

## Exchange with Agencies

3. Completed profiling intake complaint reports, shall be exchanged between the LECC, Oregon law enforcement agencies (as defined as ORS Chapter 681), and Internal Police Review Boards no later than the last business day of the month.
  - a. Agencies and Police Review Boards shall use the LECC Profiling Complaint Report to provide information on each complaint they receive. Agencies and Police Review Boards are also asked to submit a summary of their investigation or narrative of the incident. The LECC Profiling Complaint Report contains information on the following:
    - i. The name of the persons involved and their contact information;
    - ii. Characteristics of the profiling incident (i.e. narrative);
    - iii. Nature of the complaint (i.e. what identities were alleged profiled);
    - iv. Date, time, location of the alleged profiling;
    - v. The involved officer/s [Department of Public Safety Standards and Training](#) number;
    - vi. The disposition of the complaint and its rationale when available.
  - b. The LECC will track complaints and cross report with each agency.
  - c. Each agency will confirm receipt of profiling complaint intake reports with the LECC.
  - d. When a finding or disposition is formalized the agency will update the LECC Profiling Complaint intake Report with any additional information about the complaint and disposition

## Other Information

4. If a complaint involves multiple jurisdictions the LECC will alert all involved Law Enforcement agencies.

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<sup>2</sup> These are defined as agencies that already collect complaints on behalf of law enforcement such as Independent Police Review Boards and Auditors offices.  
Law Enforcement Contacts Policy Data and Review Committee  
2015 Annual Report  
December 17, 2015

5. All officer involved and the persons involved information are to be kept confidential in regards to ORS Chapter 681 and Chapter 192.502 and exempt from public disclosure.
  - a. Each complaint will be kept in compliance with OAR 166-350-0010 (8).
6. If an agency is out of compliance with ORS, OAR, or LECC policy for 30 days, the LECC will alert the agency first. If the agency remains out of compliance an additional 30 days, does not respond to the first notice, or refuses to comply, the LECC staff shall alert the agency and the office of the Attorney General.

*Next Steps:*

The LECC will work in collaboration with law enforcement, community representatives and the HB 2002 Work Group (if extended into 2017) to further clarify the model policies that define the exchange of complaints, minimum complaint information necessary, and the utilization of this information towards advancing the LECC mission of ensuring equitable policing in Oregon.

## Law Enforcement Training

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The Law Enforcement Contacts Policy and Data Review Committee (LECC) partners with the Simon Wiesenthal Center and the Oregon Department of Public Safety Standards and Training (DPSST) to offer regional and in-service trainings related to biased-based policing throughout the state of Oregon.

Since 2008, the LECC has offered “*Tactical Ethics: Perspectives on Profiling*” trainings to Oregon law enforcement. Tactical Ethics: Perspectives on Profiling, is taught by Oregon Law Enforcement officers. In the spring of 2011 a new training curriculum for Oregon law enforcement was completed and entitled, “*Diversity and Profiling in Contemporary Policing*”. Both curriculums utilize interactive training scenarios and group dialogues to confront a number of complex issues that surround traffic stops, such as when race is an inappropriate factor in a profile and what can be done to avoid escalation in racially-charged stops. The training also includes several presentations and resources for deepening understanding of the history of racial oppression and our current racial tensions.

### **TRAINING LOCATIONS AND ATTENDANCE FOR LAW ENFORCEMENT**

Between July and December 2015, we served a total of 46 law enforcement professionals from 24 different agencies using both the “Tactical Ethics” training and the “Diversity and Profiling in Contemporary Policing” curriculum (see Table 1 below). These training sessions were led by the following Oregon law enforcement personnel: Sgt. Mike Araiza of the Woodburn Police Department, Lt. Sam Kamkar of the Eugene Police Department, Lt. Ryan Keck of the Department of Public Safety Standards and Training, and Officer Jim Quackenbush of Portland Police Bureau, and Dr. Brian Renauer, Portland State University. These trainings were staffed and organized by Ryan Keck Department of Public Safety Standards and Training, and Damon Isiah Turner, consultant to Portland State University.

**Table 1. Trainings conducted since July 2015.**

Date	Location	Number of Training hours	In-Service	Number of Participants
August 12, 2015	Salem - DPSST	3	Academy	14
October 7, 2015	Salem - DPSST	3	Academy	7
September 28, 2015*	Portland Police Bureau	8	Yes	6
September 29, 2015**	Portland Police Bureau	2	Yes	6
November 4, 2015	Salem - DPSST	3	Academy	13
December 9, 2015	Salem - DPSST	3	Academy	22
<b>Total Number of Participants in 2015:</b>				<b>66</b>

\*These trainings utilized the Diversity and Profiling in Contemporary Policing.

\*\*These trainings utilized a new curriculum on Procedural Justice and Legitimacy.

### *Future Trainings:*

The LECC, in cooperation with DPSST, will continue to organize and conduct “Tactical Ethics - Perspectives on Profiling” and “Diversity and Profiling in Contemporary Policing” trainings in 2016. At this time the following trainings are either scheduled or being planned:

- ✓ January 20, 2016: Tactical Ethics - Perspectives on Profiling at DPSST for Academy Cadets.
- ✓ March 30, 2016: Diversity and Profiling in Contemporary Policing at Portland Police Bureau for Advanced Academy class.
- ✓ April 4, 2016: Procedural Justice and Legitimacy at Portland Police Bureau for Advanced Academy class.
- ✓ Spring 2016 Regional Training – in the process of identifying four training sites throughout the state.
- ✓ In discussion - Lane Community College Public Safety, Portland State University Campus Public Safety.

# APPENDICES

Appendix A: ORS 131.905 et seq.....	25
Appendix B: HB 2002 Enrolled .....	28
Appendix C: Profiling Complaint Intake Form.....	32
Appendix D: Spanish Version Complaint Form .....	34
Appendix E: Russian Version Complaint Form.....	36
Appendix F: Ukrainian Version Complaint Form.....	38
Appendix G: Arabic Version Complaint Form.....	40
Appendix H: Policy for Profiling Complaints .....	42
Appendix I: Law Enforcement Profiling Complaint Reporting Form .....	44

## ***Appendix A: ORS 131.905 et seq.***

### **ORS 131.905 Legislative findings.**

The Legislative Assembly finds and declares that:

- 1) Surveys of the trust and confidence placed by Oregonians in state and local law enforcement indicate that there are Oregonians who believe that some law enforcement officers have engaged in practices that inequitably and unlawfully discriminate against individuals solely on the basis of their race, color or national origin.
- 2) State and local law enforcement agencies can perform their missions more effectively when all Oregonians have trust and confidence that law enforcement stops and other contacts with individuals are free from inequitable and unlawful discrimination based on race, color or national origin.
- 3) Representatives of community interest groups and state and local law enforcement agencies agree that collecting certain demographic data about contacts between individuals and state or local law enforcement officers will provide a statistical foundation to ensure that future contacts are free from inequitable and unlawful discrimination based on race, color or national origin.
- 4) Demographic data collection can establish a factual and quantifiable foundation for measuring progress in eliminating discrimination based on race, color or national origin during law enforcement stops and other contacts with individuals, but data collection alone does not provide a sufficient basis for corrective action. Proper analysis of the demographic data and enactment of meaningful reforms in response to the results of that analysis require careful consideration of all relevant factors including the context of the community in which the data has been collected.
- 5) It is the goal of this state that all law enforcement agencies perform their missions without inappropriate use of race, color or national origin as the basis for law enforcement actions. This goal may be achieved by providing assistance to state and local law enforcement agencies and the communities that they serve.
- 6) This state shall foster, encourage and support the collection and analysis of demographic data by state and local law enforcement agencies. [2001 c.687 §5]

### **ORS 131.906 Law Enforcement Contacts Policy and Data Review Committee; duties; report.**

- (1) There is created the Law Enforcement Contacts Policy and Data Review Committee consisting of 11 members appointed by the Governor.
- (2) The purpose of the committee is to receive and analyze demographic data to ensure that law enforcement agencies perform their missions without inequitable or unlawful discrimination based on race, color or national origin.
- (3) To achieve its purpose, the committee shall collect and analyze demographic data to:
  - (a) Provide information to assist communities and state and local law enforcement agencies in evaluating the policies, training and procedures of law enforcement agencies regarding the treatment of individuals during stops and other contacts with law enforcement;
  - (b) Inform state and local law enforcement agencies and communities about law enforcement practices; and
  - (c) Provide opportunities for communities and state and local law enforcement agencies to work together to increase public trust and confidence in law enforcement and to enhance the

capacity of communities and law enforcement agencies to provide more effective public safety services.

- (4) The committee shall:
  - (a) Solicit demographic data concerning law enforcement stops and other contacts between state and local law enforcement agencies and individuals;
  - (b) Publicize programs, procedures and policies from communities that have made progress toward eliminating discrimination based on race, color or national origin during law enforcement stops and other contacts with individuals;
  - (c) Provide technical assistance, including refinement of the minimum data elements as necessary for effective analysis, to state and local law enforcement agencies that desire to begin collecting demographic data;
  - (d) Provide technical assistance to communities and state and local law enforcement agencies that desire to engage in local efforts to involve individuals in the establishment and implementation of programs, procedures and policies that will advance the goal of ORS 131.905;
  - (e) Obtain resources for independent analysis and interpretation of demographic data collected by state or local law enforcement agencies;
  - (f) Accept and analyze demographic data collected by a state or local law enforcement agency if requested by a state or local law enforcement agency and if resources are available; and
  - (g) Report to the public the results of analyses of demographic data.
- (5) In carrying out its purpose, the committee may request and receive data files from participating law enforcement agencies and may analyze data for each reported contact. These data files should contain as many of the following items of information as are collected by the participating law enforcement agency:
  - (a) The reason for the law enforcement stop or other contact;
  - (b) The law enforcement officer's perception of the race, color or national origin of the individual involved in the contact;
  - (c) The individual's gender;
  - (d) The individual's age;
  - (e) Whether a search was conducted in connection with the contact, and if so, what resulted from the search;
  - (f) The disposition of the law enforcement action, if any, resulting from the contact; and
  - (g) Additional data as recommended by the committee that state and local law enforcement agencies should collect and submit.
- (6) Data received by the committee for analysis under this section may not identify a particular law enforcement officer or a particular individual whose demographic data is collected by a state or local law enforcement agency.
- (7) Members of the committee shall appoint a chairperson from the members of the committee. Members of the committee are not entitled to compensation or expenses and shall serve on the committee on a volunteer basis.
- (8) Portland State University shall provide administrative support staff necessary to the performance of the functions of the committee.
- (9) All agencies of state government, as defined in ORS 174.111, are requested to assist the committee in the performance of its duties and, to the extent permitted by laws relating to confidentiality, to furnish such information and advice as the members of the committee consider necessary to perform their duties.

- (10)The committee shall make findings and issue recommendations for action to achieve the purpose of this section. The committee shall submit a report containing its findings and recommendations to the appropriate interim legislative committees annually on or before December 1.
- (11)After completion of the analysis of the data from at least two state or local law enforcement agencies, the committee may recommend the collection of additional data elements.
- (12)This section does not prohibit a state or local law enforcement agency from collecting data in addition to the information listed in subsection (5) of this section. [2001 c.687 §6; 2007 c.190 §2]

### **ORS 131.908 Funding contributions.**

Portland State University may accept contributions of funds from the United States, its agencies, or from any other source, public or private, and agree to conditions thereon not inconsistent with the purposes of the Law Enforcement Contacts Policy and Data Review Committee. [2001 c.687 §8; 2007 c.190 §3]

### **ORS 131.909 Moneys received.**

All moneys received by Portland State University under ORS 131.908 shall be paid into the State Treasury and deposited into the General Fund to the credit of Portland State University. Such moneys are appropriated continuously to Portland State University for the purposes of ORS 131.906. [2001 c.687 §9; 2007 c.190 §4]

### **ORS 131.910 Measuring progress.**

The Law Enforcement Contacts Policy and Data Review Committee shall assist the Oregon Progress Board in the creation and adoption of goals as provided in ORS 284.622 to measure progress toward the purpose of the committee under ORS 131.906. [2001 c.687 §10]

**Enrolled**  
**House Bill 2002**

Sponsored by Representatives FREDERICK, BUCKLEY, WILLIAMSON, Senators BATES, DEMBROW, EDWARDS, THOMSEN; Representatives KENY-GUYER, MCLAIN, VEGA PEDERSON, Senators GELSER, MONNES ANDERSON, SHIELDS (Presession filed.)

CHAPTER .....

AN ACT

Relating to public safety; and declaring an emergency.

**Be It Enacted by the People of the State of Oregon:**

**SECTION 1. As used in sections 1 to 3 of this 2015 Act:**

- (1) "Law enforcement agency" means:**
  - (a) The Department of State Police;**
  - (b) The Department of Justice;**
  - (c) A district attorney's office; and**
  - (d) Any of the following that maintains a law enforcement unit as defined in ORS 181.610:**
    - (A) A political subdivision or an instrumentality of the State of Oregon.**
    - (B) A municipal corporation of the State of Oregon.**
    - (C) A tribal government.**
    - (D) A university.**
- (2) "Law enforcement officer" means:**
  - (a) A member of the Oregon State Police;**
  - (b) A sheriff, constable, marshal, municipal police officer or reserve officer or a police officer commissioned by a university under ORS 352.383 or 353.125;**
  - (c) An investigator of a district attorney's office if the investigator is or has been certified as a law enforcement officer in this or any other state;**
  - (d) An investigator of the Criminal Justice Division of the Department of Justice;**
  - (e) A humane special agent as defined in ORS 181.435;**
  - (f) A judicial marshal of the Security and Emergency Preparedness Office of the Judicial Department who is appointed under ORS 1.177 and trained pursuant to ORS 181.647;**
  - (g) A liquor enforcement inspector exercising authority described in ORS 471.775 (2); or**
  - (h) An authorized tribal police officer as defined in section 1, chapter 644, Oregon Laws 2011.**
- (3) "Profiling" means that a law enforcement agency or a law enforcement officer targets an individual for suspicion of violating a provision of law based solely on the real or perceived factor of the individual's age, race, ethnicity, color, national origin, language, gender, gender identity, sexual orientation, political affiliation, religion, homelessness or disability, unless the agency or officer is acting on a suspect description or information related to an identified or suspected violation of a provision of law.**
- (4) "Sexual orientation" has the meaning given that term in ORS 174.100.**

**SECTION 2.** (1) No later than January 1, 2016, all law enforcement agencies shall adopt written policies and procedures prohibiting profiling. The policies and procedures shall, at a minimum, include:

- (a) A prohibition on profiling;
  - (b) Procedures allowing a complaint alleging profiling to be made to the agency:
    - (A) In person;
    - (B) In a writing signed by the complainant and delivered by hand, postal mail, facsimile or electronic mail; or
    - (C) By telephone, anonymously or through a third party;
  - (c) The provision of appropriate forms to use for submitting complaints alleging profiling;
  - (d) Procedures for submitting a copy of each profiling complaint to the Law Enforcement Contacts Policy and Data Review Committee and for receiving profiling complaints forwarded from the committee; and
  - (e) Procedures for investigating all complaints alleging profiling.
- (2) A law enforcement agency shall:
- (a) Investigate all complaints alleging profiling that are received by the agency or forwarded from the committee.
  - (b) Establish a time frame within which a complaint alleging profiling may be made to the agency. The time frame may not be fewer than 90 days or more than 180 days after the alleged commission of profiling.

**SECTION 3.** (1)(a) A law enforcement agency shall provide to the Law Enforcement Contacts Policy and Data Review Committee a copy of each complaint the agency receives alleging profiling.

(b) The law enforcement agency shall notify the committee of the disposition of the complaint.

(2)(a) A person may submit to the committee a complaint alleging profiling and the committee shall receive the complaints.

(b) The committee also shall receive complaints alleging profiling that are forwarded from a law enforcement agency.

(c) The committee shall forward a copy of each profiling complaint the committee receives to the law enforcement agency employing the officer that is the subject of the complaint. The forwarded complaint must include the name of the complainant unless the complainant requests to remain anonymous, in which case the complainant's name must be redacted.

(3)(a) The committee shall not release any personal information concerning a complainant or a law enforcement officer who is the subject of a profiling complaint.

(b) The personal information of complainants and of law enforcement officers who are the subject of profiling complaints are exempt from public disclosure under ORS 192.502.

(c) As used in this subsection, "personal information" has the meaning given that term in ORS 807.750.

**SECTION 4.** No later than October 1, 2015, the Law Enforcement Contacts Policy and Data Review Committee shall establish policies for receiving and forwarding complaints alleging profiling. The policies shall be consistent with the provisions of section 3 of this 2015 Act.

**SECTION 5.** (1) The Law Enforcement Profiling Work Group is established, consisting of the following 10 members:

- (a) Three members appointed by the President of the Senate.
  - (b) Three members appointed by the Speaker of the House of Representatives.
  - (c) Three members appointed by the Governor.
  - (d) The Attorney General, or the Attorney General's designee from the Civil Rights Unit of the Department of Justice, who shall chair the work group.
- (2) The work group shall:

(a) Propose a process to identify any patterns or practices of profiling as defined in section 1 of this 2015 Act that impact groups of persons disproportionately on the basis of any of the factors listed in section 1 (3) of this 2015 Act.

(b) Identify methods to address and correct patterns or practices of profiling.

(c) Prepare a report identifying any statutory changes needed, including recommendations for legislation, to the interim committees of the Legislative Assembly related to the judiciary no later than December 1, 2015.

(3) The Department of Justice shall provide administrative and technical support to the work group.

**SECTION 6.** Section 2 of this 2015 Act is amended to read:

**Sec. 2.** (1) [No later than January 1, 2016,] All law enforcement agencies shall [adopt] have written policies and procedures prohibiting profiling. The policies and procedures shall, at a minimum, include:

(a) A prohibition on profiling;

(b) Procedures allowing a complaint alleging profiling to be made to the agency:

(A) In person;

(B) In a writing signed by the complainant and delivered by hand, postal mail, facsimile or electronic mail; or

(C) By telephone, anonymously or through a third party;

(c) The provision of appropriate forms to use for submitting complaints alleging profiling;

(d) Procedures for submitting a copy of each profiling complaint to the Law Enforcement Contacts Policy and Data Review Committee and for receiving profiling complaints forwarded from the committee; and

(e) Procedures for investigating all complaints alleging profiling.

(2) A law enforcement agency shall:

(a) Investigate all complaints alleging profiling that are received by the agency or forwarded from the committee.

(b) Establish a time frame within which a complaint alleging profiling may be made to the agency. The time frame may not be fewer than 90 days or more than 180 days after the alleged commission of profiling.

**SECTION 7.** Sections 4 and 5 of this 2015 Act are repealed on July 1, 2016.

**SECTION 8.** Section 3 of this 2015 Act and the amendments to section 2 of this 2015 Act by section 6 of this 2015 Act become operative on January 1, 2016.

**SECTION 9.** In addition to and not in lieu of any other appropriation, there is appropriated to the Higher Education Coordinating Commission, for the biennium beginning July 1, 2015, out of the General Fund, the amount of \$250,431, for distribution to the Criminal Justice Policy Research Institute at Portland State University for the purpose of supporting the Law Enforcement Contacts Policy and Data Review Committee.

**SECTION 10.** This 2015 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect on its passage.

**Passed by House June 26, 2015**

.....  
Timothy G. Sekerak, Chief Clerk of House

.....  
Tina Kotek, Speaker of House

**Passed by Senate July 1, 2015**

.....  
Peter Courtney, President of Senate

**Received by Governor:**

.....M,....., 2015

**Approved:**

.....M,....., 2015

.....  
Kate Brown, Governor

**Filed in Office of Secretary of State:**

.....M,....., 2015

.....  
Jeanne P. Atkins, Secretary of State

# Profiling Complaint Intake Form

## Person Involved (person believed to be profiled):

Name:	Phone or Email:
Preferred language if not English:	
Are you the person involved?	<input type="checkbox"/> Yes <input type="checkbox"/> No
Do you wish to remain anonymous?	<input type="checkbox"/> Yes <input type="checkbox"/> No

*If you wish to remain anonymous we will do our best to ensure you remain anonymous, but do understand providing a date and location may make it possible for law enforcement to identify you.*

## Person Filing Complaint: (Skip if same as above)

Name:	Phone or Email:
What is your relationship to the person involved?	
Do you have permission from the person involved to file this complaint?	<input type="checkbox"/> Yes <input type="checkbox"/> No

## Incident Information:

Location: \_\_\_\_\_ Date of incident: \_\_\_\_\_ Time:

## Which Identities Were Profiled:

(Please check all that apply)

- |  |   |  |
|--|---|--|
| <input type="checkbox"/> Race                        | <input type="checkbox"/> Sexual Orientation | <input type="checkbox"/> Political Affiliation |
| <input type="checkbox"/> Ethnicity                   | <input type="checkbox"/> National Origin    | <input type="checkbox"/> Language              |
| <input type="checkbox"/> Gender                      | <input type="checkbox"/> Age                | <input type="checkbox"/> Color                 |
| <input type="checkbox"/> Gender identity             | <input type="checkbox"/> Religion           |  |
| <input type="checkbox"/> Homelessness/ Houselessness | <input type="checkbox"/> Disability         |  |

## Optional Information:

Officer name (if known):  Badge number (if known):

Officer Agency (if known):

Describe police contact (Use backside if needed):

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*Thank you for filing your complaint. This bottom portion is for you to keep.*

**Who we are:** The Law Enforcement Contacts Policy and Data Review committee (LECC) is an independent state-wide Governor-appointed committee made of citizens and professionals whose purpose is to ensure public complaints of profiling by Oregon law enforcement are recorded and addressed by law enforcement to the extent possible. We are staffed by the Criminal Justice Policy Research Institute at Portland State University.

**Next Steps:** You will be contacted by an LECC staff person within 5 business days for a follow up. Please write down as much information as you can remember about the incident. We will be asking for more information about the incident such as a description of the officer and what happened. Your complaint will be forwarded to law enforcement agency involved within 30 days for investigation. If you chose to remain anonymous, your personal information will be removed. Your complaint may be used to improve officer trainings provided by the LECC and in our annual report on policing. If it is used in a training, your personal information will NOT be used.

For more information about your complaint or the LECC please contact Salome Chimuku at

[LECC@pdx.edu](mailto:LECC@pdx.edu) or call 503-725-5221

# Profiling Complaint Intake Form

*Describe police contact :*

Please mail completed form to:

## **LAW ENFORCEMENT CONTACTS POLICY & DATA REVIEW COMMITTEE**

*ATTN: CCJ- JUST*

P.O. Box 751

PORTLAND, OR 97207

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Please visit our website at <http://www.pdx.edu/cjpri/profiling-complaints> for our Frequently Asked Questions sheet, committee member information, and an online version of this form. If you feel like you are being retaliated against, please contact us immediately.

The LECC is not an investigative or legal body. If you would like to seek legal action, visit the Oregon Bar Association website at <https://www.osbar.org/public/ris/> or by phone at 503-684-3763 or toll-free in Oregon at 800-452-7636 for information on attorney referral and affordable legal assistance.

For more information about your complaint or the LECC please contact Salome Chimuku at [LECC@pdx.edu](mailto:LECC@pdx.edu) or call 503-725-5221

# Queja de Discriminación

Nombre:

Phone o Email:

¿Eres la persona involucrada?  Yes  No

¿Prefiere permanecer anónimo?  Yes  No

## Persona Involucrada (person believed to be profiled):

*Si prefiere permanecer anónimo, nosotros haremos todo lo posible para asegurar que permanecerá en el anonimato. Por favor, comprenda que al facilitar la información, puede ser identificado por el implicado en su querrela, fecha y ubicación puede hacer posible que las fuerzas del orden pueden identificarlo.*

## Persona presentando la queja: (Ignore si es la misma información de arriba)

Nombre:

Phone o Email:

¿Cuál es tu relación con a la persona involucrada?

¿Tiene el permiso de la persona involucrada a presentar esta queja?  Si  No

## Información de Incidentes:

Ubicación del incidente:

Fecha del incidente:

Cuando ocurrió el incidente:

## Cuál es la causa de la discriminación?

(Por favor, marque todas las que correspondan)

- |                                      |   |  |
|--------------------------------------|---|--|
| <input type="checkbox"/> Raza        | <input type="checkbox"/> Tendencia sexual | <input type="checkbox"/> Afiliación política |
| <input type="checkbox"/> Etnia       | <input type="checkbox"/> Nacionalidad     | <input type="checkbox"/> Idioma              |
| <input type="checkbox"/> Sexo        | <input type="checkbox"/> Edad             | <input type="checkbox"/> Color               |
| <input type="checkbox"/> Transgénero | <input type="checkbox"/> Religión         |  |
| <input type="checkbox"/> Sin hogar   | <input type="checkbox"/> Discapacidad     |  |

## Información opcional:

El nombre del policía (si sabes):  número de placa de policía (si sabes):

La agencia de policía (si sabes):

Explicar lo que pasó (Usar la parte posterior si es necesario):

*Gracias por presentar su queja. Esta parte del papel es para que usted la mantenga.*

**Quiénes somos:** Law Enforcement Contacts Data and Policy Review Committee (LECC) es un comité independiente nombrado por el Gobernador, formando por ciudadanos y profesionales con el propósito de asegurar que las quejas públicas de discriminación por el cumplimiento de la ley de Oregon sean grabadas y dirigidas al cumplimiento de la ley para ampliarlas en lo posible. Somos contratados por investigaciones de políticas de Justicia Criminal del Instituto de la Universidad de Portland.

**Pasos a seguir:** Usted será contactado por un miembro del personal LECC dentro de los siguientes cinco días hábiles. Por favor escriba toda la información que usted puede recordar sobre el incidente. Estaremos pidiendo más información acerca del incidente, como una descripción del Policía y que fue lo que sucedió. Su queja será remitida a la agencia que estuvo involucrado dentro los 30 días para la investigación. Si usted decide permanecer anónimo, su información personal será eliminada. Su queja puede ser usada para mejorar los entrenamientos a los oficiales proporcionados por el LECC y en nuestro informe anual en políticas. Si esto es usado en unos entrenamientos, su información personal NO SERA USADA.

Para más información acerca de su queja o de LECC por favor contacte a Salome Chimuku

[LECC@pdx.edu](mailto:LECC@pdx.edu) o 503-725-5221

# Queja de Discriminación

Explicar lo que pasó:

Por favor, mande por correo la forma completa a:

**LAW ENFORCEMENT CONTACTS POLICY & DATA REVIEW COMMITTEE**

*ATTN: CCJ- JUST*

P.O. Box 751

PORTLAND, OR 97207

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Por favor, visite nuestro sitio en <http://www.pdx.edu/cjpri/profiling-complaints> para ver las Preguntas Frecuentes, información de miembros del comité, y una versión en línea de este formulario. Si usted siente que usted está teniendo represalias en su contra, por favor póngase en contacto con nosotros inmediatamente.

El LECC no es una organización de legal o jurídico. Si desea buscar una acción legal, visite el sitio web del Oregon Bar Association en <https://www.osbar.org/public/ris/> o por teléfono al 503-684-3763 o 1-800-452-7636 para obtener información sobre abogados y asistencia legal accesible.

Para más información acerca de su queja o de LECC por favor contacte a Salome Chimuku  
[LECC@pdx.edu](mailto:LECC@pdx.edu) o 503-725-5221

## Жалоба на дискриминационные действия сотрудников правоохранительных органов (форма)

Личность участника инцидента (жертва дискриминационных действий):

Имя:	Телефон или электронный адрес:
Желательный язык общения (если не английский):	
Были ли Вы лично участником инцидента?	<input type="checkbox"/> Да <input type="checkbox"/> Нет
Желаете ли Вы сохранить анонимность?	<input type="checkbox"/> Да <input type="checkbox"/> Нет

*Если Вы желаете сохранить свою анонимность, мы постараемся сделать все возможное для этого. Однако, Вы должны понимать, что после указания времени и места инцидента, правоохранительные органы будут иметь возможность идентифицировать Вашу личность.*

Личность жалобщика: (Не заполняйте, если вышеуказанная информация о личности идентична)

Имя:	Телефон или электронный адрес:
Что Вас связывает с личностью-участником инцидента?	
Имеете ли Вы разрешение участника инцидента подавать жалобу?	<input type="checkbox"/> Да <input type="checkbox"/> Нет

Информация о инциденте:

Место: \_\_\_\_\_ Дата : \_\_\_\_\_ Время:

Против каких характеристик личности было совершено действие/акт:

(Отметьте соответствующее)

- |   |   |   |
|---|---|---|
| <input type="checkbox"/> Расса                    | <input type="checkbox"/> Сексуальная ориентация | <input type="checkbox"/> Политические взгляды |
| <input type="checkbox"/> Этническое происхождение | <input type="checkbox"/> Национальность         | <input type="checkbox"/> Язык                 |
| <input type="checkbox"/> Пол                      | <input type="checkbox"/> Возраст                | <input type="checkbox"/> Цвет кожи            |
| <input type="checkbox"/> Половая идентификация    | <input type="checkbox"/> Религия                |   |
| <input type="checkbox"/> Бездомность              | <input type="checkbox"/> Инвалидность           |   |

Дополнительная информация (заполнять не обязательно):

Имя офицера (если известно):  Номер удостоверения (если известно):

Учреждение, где работает офицер/служебное лицо (если известно):

Опишите контакт с полицией (если нужно, продолжайте на следующей странице):

**Благодарим за оформление Вашей жалобы. Эта часть документа предназначена для Вашего хранения.**

**Кто мы?** Комитет по связям с общественностью и анализа данных в системе правоохранительных органов (The Law Enforcement Contacts Policy and Data Review committee (LECC)) независимый Комитет в штате. В состав Комитета входят граждане и специалисты, назначаемые Губернатором штата. Целью их деятельности является учет и соответственное реагирование на жалобы против дискриминационных действий правоохранительных органов штата Орегон, в границах возможного. Аппарат Комитета составляют сотрудники Исследовательского Института Криминальной Юстиции Университета штата Орегон (Criminal Justice Policy Research Institute at Portland State University).

**Последующие шаги:** В течении 5 рабочих дней с Вами свяжется сотрудник Комитета (LECC). Подробно опишите инцидент (письменно). Мы будем задавать вопросы о инциденте, в частности об офицере (описание, характеристика), а также о случившемся. Ваша жалоба будет направлена в соответствующий правоохранительный орган в течении 30 дней для проведения следствия. В случае, если Вы желаете сохранить анонимность, мы удалим информацию с Вашими личными данными. Ваша жалоба может быть использована с целью обучения, проводимых Комитетом, а также для годовых отчетов о деятельности Комитета. В случае использования Вашей жалобы с образовательной целью, информация о Ваших личных данных НЕ БУДЕТ использоваться.

Для получения дополнительной информации о Вашей жалобе, или о деятельности Комитета (LECC) просьба обращаться к г-же Саломе Чимуку (Salome Chimuku) [LECC@pdx.edu](mailto:LECC@pdx.edu) или же звоните 503-725-5221

# Жалоба на дискриминационные действия сотрудников правоохранительных органов (форма)

*Описание контакта с полицией:*

Почтовый адрес:

**LAW ENFORCEMENT CONTACTS POLICY & DATA REVIEW COMMITTEE**

*ATTN: CCJ- JUST*

P.O. Box 751

PORTLAND, OR 97207

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Приглашаем ознакомиться с нашим веб-сайтом <http://www.pdx.edu/cjpri/profiling-complaints>, в частности с рубриками: популярные вопросы, информация о членах Комитета, а также электронной версией этой формы. Если Вы считаете, что в результате подачи жалобы Вам что-то угрожает, просьба связаться с нами немедленно.

Комитет (LECC) не является следственным или юридическим органом. Если Вы нуждаетесь в правовых действиях, просьба обращаться к веб-сайту Ассоциации Юристов Орегона (Oregon Bar Association), где Вам помогут найти соответствующего адвоката, или доступную юридическую помощь: <https://www.osbar.org/public/ris/>; номер телефона: 503-684-3763; бесплатный номер в Орегоне 800-452-7636.

Для получения дополнительной информации о Вашей жалобе, или о деятельности Комитета (LECC) просьба обращаться к г-же Саломе Чимуку (Salome Chimuku) [LECC@pdx.edu](mailto:LECC@pdx.edu) или же звоните 503-725-5221

# Скарга на дискримінаційні дії працівників правоохоронних органів (форма)

Особа учасник інциденту (жертва дискримінаційних дій):

Ім'я:	Телефон або електронна адреса:
Бажана мова спілкування, якщо не англійська:	
Чи Ви особисто були учасником інциденту?	<input type="checkbox"/> Так <input type="checkbox"/> Ні
Чи Ви бажаєте зберегти анонімність?	<input type="checkbox"/> Так <input type="checkbox"/> Ні

Якщо Ви бажаєте зберегти свою анонімність, ми зробимо усе можливе для того щоб це забезпечити. Однак Ви повинні розуміти, що після того як Ви вкажете час і місце події, правоохоронні органи матимуть можливість Вас ідентифікувати.

Особа скаржник:

(Не заповнюйте, якщо вищевказана інформація про особу ідентична)

Ім'я:	Телефон або електронна адреса:
Що Вас пов'язує із особою-учасником інциденту?	
Чи маєте Ви дозвіл від особи-учасника інциденту подавати цю скаргу?	<input type="checkbox"/> Так <input type="checkbox"/> Ні

Інформація про інцидент:

Місце: \_\_\_\_\_ Дата інциденту: \_\_\_\_\_ Час:

Проти яких характеристик особи було вчинено акт (дію):

(Позначити відповідне)

- |  |   |  |
|--|---|--|
| <input type="checkbox"/> Раса                          | <input type="checkbox"/> Статева орієнтація               | <input type="checkbox"/> Політичні погляди |
| <input type="checkbox"/> Етнічне походження            | <input type="checkbox"/> Національність                   | <input type="checkbox"/> Мова              |
| <input type="checkbox"/> Стать                         | <input type="checkbox"/> Вік                              | <input type="checkbox"/> Колір шкіри       |
| <input type="checkbox"/> Гендерна ідентифікація        | <input type="checkbox"/> Релігія                          |  |
| <input type="checkbox"/> Безпритульність (бездомність) | <input type="checkbox"/> Неповносправність (інвалідність) |  |

Додаткова інформація (заповнювати необов'язково):

Ім'я офіцера (якщо відомо):  Номер посвідчення (якщо відомо):

Установа, до якої належить офіцер/посадова особа (якщо відомо):

Опишіть контакт з поліцією (продовжіть на наступній сторінці, якщо потрібно):

**Дякуємо за оформлення Вашої скарги. Ця частина документу для Вашого зберігання.**

**Хто ми такі?** Комітет із зв'язків з громадськістю та аналізу даних у системі правоохоронних органів (The Law Enforcement Contacts Policy and Data Review committee (LECC)) незалежний комітет у штаті. До складу комітету входять громадяни і фахівці, що призначаються Губернатором штату. Метою їх діяльності є забезпечення обліку, а також відповідне реагування, в межах можливого, на скарги проти дискримінаційних дій правоохоронних органів штату Орегон. Апарат Комітету складається із фахівців Дослідного Інституту Кримінальної Юстиції при Університеті штату Орегон (Criminal Justice Policy Research Institute at Portland State University).

**Наступні кроки:** Протягом 5 робочих днів з Вами скотактує працівник Комітету (LECC). Опишіть інцидент в усіх його подробицях (письмово). Ми задаватимемо запитання щодо інциденту, зокрема про офіцера (опис, характеристика), а також про те що сталося. Ваша скарга буде скерована до відповідного правоохоронного органу протягом 30 днів для розслідування. Якщо Ви бажаєте анонімності, то інформацію про Ваші персональні дані буде видалено. Вашу скаргу може бути також використано з навчальною метою, для удосконалення тренінгових програм Комітету (LECC), а також для річних звітів про його діяльність. У випадку використання Вашої скарги з навчальною метою, інформація що містить Ваші персональні дані НЕ БУДЕ використовуватися.

Для того щоб одержати додаткову інформацію щодо Вашої скарги, або про діяльність Комітету (LECC) прохання звертатись до пані Саломи Чімуку (Salome Chimuku) [LECC@pdx.edu](mailto:LECC@pdx.edu) або телефонуйте:

503-725-5221

# Скарга на дискримінаційні дії працівників правоохоронних органів (форма)

*Опишіть контакт з поліцією:*

Поштова адреса:

**LAW ENFORCEMENT CONTACTS POLICY & DATA REVIEW COMMITTEE**

*ATTN: CCJ- JUST*

P.O. Box 751

PORTLAND, OR 97207

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Запрошуємо ознайомитися з нашим вебсайтом <http://www.pdx.edu/cjpri/profiling-complaints>, зокрема із рубриками: популярні запитання, інформація про членів Комітету, а також електронною версією цієї форми. Якщо Ви вважаєте, що внаслідок подання скарги Вам щось загрожує, прохання скontaktувати з нами негайно.

Комітет (LECC) не є слідчим або юридично-консультативним органом. Якщо Вам потрібно вдатися до правових заходів, то для одержання інформації про відповідного адвоката, або про доступну правову допомогу звертайтеся до вебсайту Асоціації Юристів Орегону (Oregon Bar Association) <https://www.osbar.org/public/ris/> або ж телефонуйте: 503-684-3763 (безкоштовний номер в Орегоні 800-452-7636).

Для того щоб одержати додаткову інформацію щодо Вашої скарги, або про діяльність Комітету (LECC) прохання звертатись до пані Саломи Чімуку (Salome Chimuku) [LECC@pdx.edu](mailto:LECC@pdx.edu) або телефонуйте: 503-725-5221

# نموذج الملف التعريفي للشكوى

الشخص المعني (للذي يعتقد انه المعني بالتعرفه):

ميسلا:	ل:يميل و ن وفلت:
تيزيلكذلا ن كذ م ن ا ت لصفلا ت غلا	
ه نعمل ص خشلا تنا ل ه	<input type="checkbox"/> لا <input type="checkbox"/> معذ
ل ه ب غرت ي ف مدع ف شكلا ن ع ك تيوه	<input type="checkbox"/> لا <input type="checkbox"/> معذ

اذا كنت ترغب في عدم الكشف عن هويتك فإننا سوف نبذل قصارى جهدنا للتأكد من عدم الكشف عن هويتك، ولكن للعلم عند تقديم الموعد والمكان فانه من الممكن لسلطة القانون التعرف عليك.

## الشخص الذي يملأ الملف:

(سفذ تنك اذا اهاطخت م لاغا ص خشلا)

ميسلا:	ل:يميل و ن وفلت:
ه نعمل ص خشلا عم ك تعلق	
ل ه ك بيل ن ذ ن م ص خشلا ي نعمل م دقتل م ذه ي و ك شلا	<input type="checkbox"/> لا <input type="checkbox"/> معذ

## معلومات الحادث:

الموقع: تاريخ الحادث: الوقت:

## اي من الحالات التي حصلت لك:

(الرجاء اشر على كل حالة التي حصلت))

- |   |  |  |
|---|--|--|
| <input type="checkbox"/> عنصرية                 | <input type="checkbox"/> التوجه الجنسي | <input type="checkbox"/> الاتجاه السياسي |
| <input type="checkbox"/> العرق                  | <input type="checkbox"/> الاصل القومي  | <input type="checkbox"/> اللغة           |
| <input type="checkbox"/> الجنس                  | <input type="checkbox"/> العمر         | <input type="checkbox"/> اللون           |
| <input type="checkbox"/> الهوية الجنسية         | <input type="checkbox"/> الدين         |  |
| <input type="checkbox"/> التشرد / انعدام المأوى | <input type="checkbox"/> العجز         |  |

## معلومات اختيارية:

اسم الشرطي (اذا كان معروفا):  رقم الشارة (اذا كان معروفا):

الجهة الامنية (اذا كان معروفا):

(استخدم الجهة الخلفية للورقة عند الحاجة) صف الاحتكاك مع الشرطة

اذه ع زجلا ن م تقرولا كل مظيفتلا كركش ن ي ل ع فر ي و ك شلا

ن حذ ن م ن حذ ن م لا ولا م كاد ل بق ن م نعيم تيلولا مومع ي ف تلتقس م نجل ي ه , تانايبلا م عجار م نجلو ت لا ص تلا سايسو نونا قلا تطلس: ن توك م تير ي لا نونا قلا تطلس مومع دم م لجم ن و كذ ن ا نونا قلا تطلس مومع دم نو كير و ا تيلو ي ف ي و ك شلا مومع ن امض و ه م ه ف د ه ن يبينهمو ن ينظوم ن م دنلنروب م عمار ي لا مباتلا ميانجلا ثو حبلا دهعم ي ف نوظوم ن حذ . م تكملا دودحلا

تيلاتلا قوطخلا دودح ا نيفظوم دحا ك ب ل ص تي فوس: 5 ل م م اياي ا م رثكا تباتك م ا ج رلا . م عباتملا . ن دحلا ن ع ا هر كذنتي تلا مامولعلا ن م ن ك م فوس بالظنا ديزملا ن م مامولعلا لود ن داحلا ا ن مطباضا امو ن د ن وضغ ي فو م نعمل نونا قلا تطلس تلاكو ي لا ك ا و ك ش ل سرت فوس 30 تنك اذا و . ق يقحتلا امو ي تطرشلا بيردتلو ر يوطنلا م دختست فوس ك ا و ك ش ن ا . ل ا ز ت فوس م ي ص خشلا ك تاملعم ف , ك تيوه ن ع ف شكلا م دعب ب غار ا ي ف م دختسي فوس ك ل ذكوم دختسا ن او . م نجل ي ونسلا ريرقتل . م دختست ن ل م ي ص خشلا ك تاملعم ن ا ف تطرشلا بيردتل

للمزيد من المعلومات يرجى الاتصال ب سالومي جيموكو

تلفون 503-725-5221 او ايميل [LECC@pdx.edu](mailto:LECC@pdx.edu)

# نموذج الملف التعريفي للشكوى

: صف الاحتكاك مع الشرطة

ع لاماك فالملأ لاسرلا ءاجرلا ناونع ىل :

## LAW ENFORCEMENT CONTACTS POLICY & DATA REVIEW COMMITTEE

ATTN: CCJ- JUST

P.O. Box 751

PORTLAND, OR 97207

ماندا ى نورتكلا لا ع قوما ى لا عوجرلا ءاجرلا انيدل تقرو ءلنسا ، ءبوجأو تامولعم وضع ، ءنجللا ءحسنو ءينورتكلا نم اذه جذومنا . اذل تنك ترعش ءقلا عب دضتي ،  
ى جرب اصتلال انب ى لعرو فلا .

<http://www.pdx.edu/cjpri/profiling-complaints>

ءينو ىف نىماحما ءباقنل ى نورتكلا لا ع قوما ءرايزب مق ، ى نوناقل عفى ى لا ى حسء تنك نا . ءينوناقل وا ءيقفءءء سىل ىه ءروكذملا ءنجلنا نا نو كىروأ

<https://www.osbar.org/public/ris/>

للمزىء من المعلوماء ىر جى الاصل ب سالومى جىموكو

ءلفون 503-725-5221 او إىمىل [LECC@pdx.edu](mailto:LECC@pdx.edu)

## ***Appendix H: LECC Internal Policy for Profiling Complaints and Exchange of Complaints with Law Enforcement.***

### **Path of a Complaint and Intake Form**

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1. Profiling complaint intake reports to the LECC are not complete until follow up is done (follow up entails contacting the complainant and reviewing the narrative of the incident).
2. If follow-up does not occur the LECC will keep the profiling complaint intake report form as is and forward to the mentioned law enforcement agency and or other appropriate agency<sup>3</sup> within 30 days.
  - a. When a profiling intake complaint report is incomplete it will be categorized as an intake form.
  - b. Intake forms will be forwarded to the appropriate Law Enforcement agencies and other agencies, when the individual provides their required information.

### **Exchange with Agencies**

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3. Completed profiling intake complaint reports, shall be exchanged between the LECC, Oregon law enforcement agencies (as defined as ORS Chapter 681), and Internal Police Review Boards no later than the last business day of the month.
  - a. Agencies and Police Review Boards shall use the LECC Profiling Complaint Report to provide information on each complaint they receive. Agencies and Police Review Boards are also asked to submit a summary of their investigation or narrative of the incident. The LECC Profiling Complaint Report contains information on the following:
    - i. The name of the persons involved and their contact information;
    - ii. Characteristics of the profiling incident (i.e. narrative);
    - iii. Nature of the complaint (i.e. what identities were alleged profiled);
    - iv. Date, time, location of the alleged profiling;
    - v. The involved officer/s [Department of Public Safety Standards and Training](#) number;
    - vi. The disposition of the complaint and its rationale when available.
  - b. The LECC will track complaints and cross report with each agency.
  - c. Each agency will confirm receipt of profiling complaint intake reports with the LECC.
  - d. When a finding or disposition is formalized the agency will update the LECC Profiling Complaint intake Report with any additional information about the complaint and disposition.

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<sup>3</sup> These are defined as agencies that already collect complaints on behalf of law enforcement such as Independent Police Review Boards and Auditors offices.  
Law Enforcement Contacts Policy Data and Review Committee  
2015 Annual Report  
December 17, 2015

## Other information

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4. If a complaint involves multiple jurisdictions the LECC will alert all involved Law Enforcement agencies.
5. All officer involved and the persons involved information are to be kept confidential in regards to ORS Chapter 681 and Chapter 192.502 and exempt from public disclosure.
  - a. Each complaint will be kept in compliance with OAR **166-350-0010 (8)**.
6. If an agency is out of compliance with ORS, OAR, or LECC policy for 30 days, the LECC will alert the agency first. If the agency remains out of compliance an additional 30 days, does not respond to the first notice, or refuses to comply, the LECC staff shall alert the agency and the office of the Attorney General.

# LECC PROFILING COMPLAINT REPORT

## REPORTING AGENCY

Date of this report:

Name of Agency:

Address:

City:

State:

ZIP Code:

Name of Person  
Completing Form:

Were you the primary investigator of complaint?

Yes  No

Email:

Phone:

Who is the primary investigator on complaint (if not person filing):

Email:

Phone:

## COMPLAINT STATUS

Complaint #(how to identify in your system):

Date when complaint first received by agency:

What stage in the process is the complaint currently at?

\_\_\_\_\_ Initial Intake

\_\_\_\_\_ Investigation

\_\_\_\_\_ Investigation complete, under review by Command staff

\_\_\_\_\_ Disposition complete and case closed

\_\_\_\_\_ Under Criminal Investigation

## COMPLAINT DETAILS

What did the complainant feel they were profiled for? (choose all that apply)

- Race
- Ethnicity
- Gender
- Gender identity
- Homelessness/ Houselessness
- Sexual Orientation
- National Origin

- Age
- Religion
- Disability
- Political Affiliation
- Language
- Color

Here is a *checklist of what the complainant believed/stated occurred during the incident*. This information will be used by the LECC to understand statewide patterns in profiling complaints and help our training initiatives. *Please indicate whether the complainant alleged any of the following occurred during the incident, regardless of what your investigation found:*

- Traffic stop
- Pedestrian or street stop
- Casual or mere conversation with complainant
- Incident occurred at complainant's address
- Incident occurred in a public building
- Identification or warrant check of complainant conducted
- There were witnesses to the incident

- A consent search of the complainant was conducted
- A frisk or weapon pat down of complainant was conducted
- A search of complainant based on other reasons
- Search of complainant's belongings/vehicle
- Evidence of criminal contraband found during search
- A verbal warning was given to complainant, no other enforcement action taken
- Complainant was given a citation
- Complainant was arrested
- The incident involved use of force

## LECC PROFILING COMPLAINT REPORT

***Please attach to your email of this report a summary of the investigation or narrative of the incident and any other additional information you wish to provide.***

### COMPLAINANT INFORMATION

Complainant name:

Complainant address:

Phone:

E-mail:

City:

State:

ZIP Code:

### OFFICER/S INVOLVED DETAILS

Law Enforcement Official/s accused of profiling in the complaint -

Officer 1

*To help understand common patterns in statewide profiling incidents, we would like to know some additional information about the officer/s involved.*

Badge #:

Rank:

Race/Ethnicity of officer:

Sex of officer:

Years on job:

Did office lives in law enforcement jurisdiction:

Yes  No

Officer 2

*To help understand common patterns in statewide profiling incidents, we would like to know some additional information about the officer/s involved.*

Badge #:

Rank:

Race/Ethnicity of officer:

Sex of officer:

Years on job:

Did office lives in law enforcement jurisdiction:

Yes  No

Officer 3

*To help understand common patterns in statewide profiling incidents, we would like to know some additional information about the officer/s involved.*

Badge #:

Rank:

Race/Ethnicity of officer:

Sex of officer:

Years on job:

Did office lives in law enforcement jurisdiction:

Yes  No

### COMPLAINT INVESTIGATION DETAILS

*Did any of the following occur during the investigation?:*

Could not complete investigation due to lack of information

Phone interview with complainant

In-person interview with complainant

Interviews with witnesses

Difficulty following-up with complainant

Difficulty following-up with witnesses

Use of interpreter

Phone interview with officer/s involved

In-person interview with officer/s involved

Complainant change mind, no longer wants to file

### DISPOSITION DETAILS

*If disposition is complete, please check the correct disposition outcome:*

Founded, action taken

Founded, no action taken

Unfounded, action taken

Unfounded, no action taken

Incomplete or insufficient information to reach a conclusion

*Please describe the justification of the final disposition:*

Date of final disposition:

Was officer/s involved in complaint notified of disposition \_\_\_\_\_ yes \_\_\_\_\_ no

Was complainant notified of disposition \_\_\_\_\_ yes \_\_\_\_\_ no