



Prineville City Manager Robb Corbett
April 8th, 2008

Staff Report – Resolutions

Topic: Consider a vote on Resolution adopting the Crook County Planning Authority's Use of Deadly Physical Force Plan in accordance with SB 111.

Department: Police

Staff: Chief Eric Bush

Recommendation:

By a vote of the Council resolve to approve and adopt the Use of Deadly Physical Force Plan.

Overview:

The 2007 Oregon Senate passed SB 111, which provides a framework for consistent organizational procedure resulting from an officer's use of deadly physical force. It was also an effort to ensure that law enforcement officers are being treated fairly, and promotes public confidence in the criminal justice system.

The legislation required that each county in the State of Oregon form a Planning Authority with required members, including but not limited to, the Sheriff and District Attorney of each county. The Planning Authority is required to develop a plan which must be considered by each jurisdictional authority and ultimately by the Oregon Department of Justice. Prior to the submission of the plan to the State each jurisdictional authority, including City Council, must either approve the plan or reject the plan. The jurisdictional authority may not modify the plan.

Discussion:

The Crook County District Attorney formed a working group to create a plan for the Crook County region. The proposed plan is consistent with the policies and procedures of the Prineville Police Department. The plan is essentially the way the Prineville Police Department and other Crook County law enforcement agencies would have been responding to deadly force for several years.

The only substantive change that the plan makes to the Prineville Police Departments Operating Procedures is the increased mental health requirements for officers involved in a response situation that requires deadly force.

Budgetary Considerations:

.01 FTE

Attachments:

Deadly Physical Force Plan

Public Hearing Minutes

SB 111

Crook County Use of Deadly Physical Force Planning Authority Public Meeting Minutes.

Date: March 12th, 2008

Time: 6:30pm

Planning Authority Members Present

Sheriff Rodd Clark

Undersheriff Jim Hensley

District Attorney Gary Williams

Deputy District Attorney Daina Vitolins

Chief Eric Bush

Citizens Present: 3.

6:35pm: Sheriff Clark started the meeting by going over the agenda.

6:36pm: DA Gary Williams gave an overview of SB 111 and how it came about. DA Williams explained the purpose, organization and content of the "Plan" and how it was developed. DA Williams also discussed the history of the use of Deadly Physical Force by Law Enforcement in Crook County and compared the frequency to that of the Portland tri-county area. Sheriff Clark's comments followed with further discussion on the process of putting the plan together and the importance of obtaining public input.

6:49pm: Chief Bush encouraged public input and encouraged the audience to take the plan with them and read it and that they could later submit written input.

6:50pm: Sheriff Clark added that written input will be received until March 21st and can be submitted to the Sheriff's Office.

6:51pm The meeting was opened up to the public for the purpose of receiving public input. None was offered.

6:53pm: Public input time was closed.

6:54pm: Meeting was adjourned.



Eric C. Bush
Chief of Police