

COCL's Q4 2022 Report — Community Comments and COCL's Response

Commenter	Comment	The COCL Response
Gloria Canson	Any info on the OIR report? (the CA group that looked at police use of deadly force). Three things were found in their most recent report of the PPB: 1. Lack of proper medical assistance; 2. Lack of police follows through from recommendations, and 3. The takeaway: Timelines and deadlines matter to reduce the amount use of force.	<p>We have raised similar issues in our prior reports. Our findings have been brought to the City and the PPB's attention.</p> <p>*Chief Lovell, who was present, stated that he agreed with most of the recommendations from OIR and PPB is working to implement them. There is also a directive that requires officers to provide medical aid.</p>
Tia Palafox	How can the PCCEP Community Engagement Subcommittee help with the contact surveys? Can they do/send them out or should PCCEP educate/inform the public?	We encourage various groups to support the development of a contact survey program. Several advisory groups have expressed interest in this form of community engagement, although formal recommendations were not submitted in the 4 th quarter of 2022. The PCCEP Community Engagement Subcommittee might play various rolls, from helping to develop the program to educating the public about the importance of participating once the program is up and running.
Yume Delegato	How many meetings do you want the CRC to have? React to a thread or a need. Not been in many appeals, but review boards. Two-three weeks to prepare. Requirements, want to be thoughtful with the time unless a statute requires. An undue burden to the community to show up to the event as well as volunteers who are not stipend for their work.	We have revised our report to remove the insinuation that CRC needs to meet more than the current meeting schedule. We appreciate the burden put on volunteer members' time to accomplish the CRCs tasks.
Dan Handelman	The BHUAC was found in Substantial Compliance but did not have a presentation about force and deadly force until March and didn't finish that presentation in that meeting.	The outstanding issue with the BHUAC was that the group was not being presented with force data involving persons in mental health crisis. Working collaboratively, the City, DOJ, and COCL identified a durable remedy in the form of the use of force presentations. As PPB had taken significant steps to implement the remedy, we assigned a rating of

		Substantial Compliance though noted it was conditioned upon successful delivery of the presentation. We will provide updates on the delivery in our 2023 Q1 report.
Dan Handelman	The report does not discuss PPB's new policy that delays the release of officers involved in deadly force cases by 15 days instead of 24 hours as previously required. This is a violation of Par. 167.	PPB Directive 1010.10, Section 9.8 states that the "identity of Bureau member(s) involved in the incident shall be released within twenty-four hours, absent a credible security threat." The COCL conferred with the Parties and was informed that a credible security threat existed at the time Chief Lovell issued his Executive Order. The threat pertained to doxing concerns for any involved officer. We therefore don't find it to be in violation of Section 9.8 or a violation of Par. 167.
Meg Robinson	Would you recommend using the "DOJ toolkit" which refers to officers being allowed to review BWC footage while writing a report?	The COCL also hosted a town hall on this issue. The community and COCL have taken the position that officers should not be allowed to review the BWC footage until they have written their force report. We encourage officers to describe their perceptions at the moment a decision was made to use force. We refer to the Graham Standard, reference videos, and links. The City and the police unions reached a compromise in 2023 on a BWC policy, but that agreement was not available at the time of this Q4 report.
Meg Robinson	If the anonymous survey responses of PPB officers to the LGBTQ training are being exposed, would that compromise future surveys?	We disagree that officers identities were exposed. The survey answers remain anonymous, so the identity of individual officers remains private. Officers' identity will remain private when they complete future surveys. Second, the issue here is the presence of expressed bias toward the LGBTQ+ community, and the need for better training around these issues. We have consistently recommended in-person training (not online videos) to allow conversations around these difficult issues.
Celeste Carey	The concern regarding the LGBTQ+ community is not always whether you call people by their name or by the correct pronouns. The concern is whether you treat them like a human being and talk to them in a way that they do not feel harmed.	This statement is powerful and speaks directly to what we are advocating – respectful treatment for all people, especially those who have been marginalized. Good police training on how to interact with members of the LGBTQ+ community is essential, and must be a collaborative effort between the community and the police.
Barbara Bochinski	What do you think about the PAC? It's taking a long time. Do you think it should be taking a shorter time?	See COCL's response to the following comment.

Katherine McDowell (PAC)	COCL assesses PAC compliance in Paragraph 195b, which includes other remedies beyond just the PAC. The draft report gives all of Paragraph 195 together a rating of "partial compliance." To clarify, the PAC is on track to finish its work by August 31, 2023, well in advance of the October 29, 2023 deadline in the Settlement Agreement. Thus, it would be inaccurate if the partial compliance rating was construed to mean that the PAC is behind schedule or otherwise not meeting its charge. It would be helpful for COCL to clarify that this is not what is intended by the partial compliance rating.	Overall, the City is responsible for evidencing substantial compliance with the requirements of Par. 195. So long as the work of PAC is ongoing, the paragraph hasn't been substantially complied with. The compliance label alone is not a commentary on the work or the timeline of PAC – rather, it is just a statement as to whether or not a remedy has been complexly implemented. However, during the 4 th quarter of 2022, various stakeholders in Portland expressed concern about the slowness of this process, the resignation of PAC members and the absenteeism of one member. Additionally, the PAC requested an extension to the original deadline from June to October, 2023. Our report addresses these concerns while also acknowledging that PAC is working hard and making real progress toward its goals, and that progress may be slowed by other groups as well.
Katherine McDowell (PAC)	COCL's draft report has a paragraph (on page 190) which twice conflates staffing of Independent Police Review (IPR) with staffing of the PAC. ... COCL should separate references to IPR staff and PAC staff, as each group has different tasks and projects	We have revised our report to address this.
Katherine McDowell (PAC)	COCL expresses concern about the PAC's ability to stay focused on key tasks, citing a City Commissioner's comment during a PAC meeting. In making this statement, the draft report implies that the PAC is exceeding its scope of work. We encourage COCL to review the City Council resolutions defining the PAC's scope of work (Resolutions 37527 and 37548) against the PAC's workplans and work product to date. This review will demonstrate that the PAC has closely followed the	We have revised our report to address this concern.

	Council's resolutions, which are designed to ensure full implementation of Measure 26-217.	
Portland Copwatch	We would encourage the COCL to print the comments that PPB officers made regarding the LGBTQIA2+ training in the revised Report for clarity.	The City has released the survey comments and training videos.
Portland Copwatch	The Report says the rate has been "relatively stable between 17% and 19%" since 2019. But the 2021 number was 20% [p. 52]. (use of force).	We have revised the report to resolve this.
Portland Copwatch	The text on p. 132 regarding how many officers are sent to their supervisors' attention due to being flagged by the Employee Information System (EIS) says it was at its highest in a year at 71.4%. But the table on p. 133 shows that number was 72.4% in Q2 2022 (118-119).	We have revised the report to resolve this.
Portland Copwatch	PPB Staffing updates need to be updated in the COCL Report. p. 194,	The PPB staffing has been updated.
Portland Copwatch	We request a better description or clarification on misconduct investigations that apparently sometimes went over 180 days because they were intentionally delayed to focus on other cases (123) [p. 138].	This is inaccurate. Our report was referring to the stages of an investigation which were delayed in order to focus on other cases. As noted in the paragraph above, only a single case that closed in 2022 Q4 was over 180 days. Whereas stage timelines may exceed their allotted time, the requirements of Pars. 121 and 123 only pertain to the investigation as a whole.
Portland Copwatch	On p. 4, the COCL uses the PPB's new term for Crowd Control, the Orwellian term "public order," in reference to training (84).	The COCL is following the language change introduced by the City and PPB to describe their crowd control training in 2023 ("public order").
Portland Copwatch	PCW continues to oppose contact surveys, feeling that the PPB actions may deter citizens from completing them.	We encourage PCW to read our report on this topic to examine the many benefits of contact surveys. Community members will participate in a short survey if their identity remains anonymous, the survey is

		managed by a group outside the PPB, and they want to see improvements in police services.
Portland Copwatch	The Behavioral Health Unit (BHU) will no longer give out printed resource guides to persons who may be in need of services. Instead they will carry cards with QR codes on them (96) [p. 97]. On p. 98 it is explained that the police will use these QR codes to look up resources to refer people to, but it's not clear whether that will be helpful to people who don't have smart phones and might prefer something in writing.	The QR codes are for PPB officers' Mental Health Resource Guide. The new QR codes are meant for PPB officers to scan with their work phones, providing information on mental health resources within the area to be able to give to community members. The Guide itself is not given out to community members.