LECC Members Present
Justice Edwin Peterson, Distinguished Jurist in Residence, Willamette University College of Law
David Fidanque, Executive Director, American Civil Liberties Union of Oregon
Chief Ron Louie, Hillsboro Police Department
Sheriff Raul Ramirez, Marion County
Lt. Col. Greg Willeford, Oregon State Police

LECC Staff Present
Brian Renauer, Criminal Justice Policy Research Institute, Portland State University
Mike Stafford, Oregon Criminal Justice Commission

LECC Members Excused
Dr. Jan Chaiken, Consultant
Dr. William Feyerherm, Vice Provost for Research/Graduate Studies, PSU
Commissioner Annabelle Jaramillo, Benton County
Superintendent Frank Thompson, Santiam Correctional Institution

Members Absent
Associate Professor Keith Aoki, University of Oregon Law School
Dr. Charles Martinez, Oregon Social Learning Center

Guests
Cameron Campbell, Oregon Department of Public Safety Standards and Training
Lt. Dan Connor, Marion County Sheriff’s Office
Major Dan Durbin, Oregon State Police
Rose Lewis, League of Women Voters

Approve Minutes of November 8, 2006 Meeting
The committee unanimously approved the minutes.

Criminal Apprehension Patrol Enforcement (CAPE) Program Presentation
Major Durbin of the Oregon State Police gave a presentation on the Oregon State Police’s Criminal Apprehension Patrol Enforcement (CAPE) program.

In 1998, in support of Governor Kitzhaber’s Drug and Violent Crime Strategy, Major Durbin was assigned to develop a specialized patrol team with a specific emphasis on criminal apprehension. Oregon was experiencing epidemic use of methamphetamine with a dramatic increase in the number of clandestine labs seized. In response, CAPE was developed as a strategic operation primarily targeted to Interstate 5, based upon its history
as being one of the major drug pipelines in the nation. The first CAPE team was comprised of a Sergeant and three troopers, one of whom was a narcotics canine handler. An operations manual was created that included a hard copy form used by members to track every traffic contact. The data recorded for each stop included perceived race/ethnicity. The information was entered into a data bank and monthly reports were generated. The data that was collected and analyzed supported the OSP’s mission of professional traffic contacts and was very close to the results published by the LECC in their 2006 Annual Report. Major Durbin added that OSP needs to further analyze why these disparities exist and whether they are collecting the correct information. They have seen some gaps in the information that they are collecting and they are going to make some improvements and adjustments that will help them better interpret the data.

That first CAPE team operated for almost three years until it was dismantled due to staffing issues that forced the members back into the regular patrol schedule. As a result of the success of the initial CAPE team, the Patrol Division included the concept into their Business Plan by adopting CAPE as one of its seven Primary Enforcement Programs.

The objectives of CAPE are:

a. To generate voluntary compliance through high volume traffic
   enforcement contacts
b. To frustrate all forms of criminal activity that occur during transit
   on Oregon’s state and interstate highways through patrol enforcement
c. To increase intelligence gained regarding the activities and
   whereabouts of known criminals
d. To increase the training in criminal apprehension provided to Patrol
   Division members

In response to Governor Kulongoski’s 2003/05 legislative priority to combat methamphetamine, the Patrol Division focused their 2004 in-service training on CAPE. Toward the end of 2004, the Patrol Division implemented its first two drug canine teams, one in Central Point and the other in Pendleton. The immediate success of these two canine teams led to the addition of two more, one in Salem and the other in Springfield. A fifth will soon be added in The Dalles. In 2006, the Patrol Division again focused their in-service training on CAPE. The Department recognized immediate results from this focused training.

Mr. Fidanque noted that much of the analysis of traffic stop data has shown that racial and ethnic disparities tend to be greatest with regard to discretionary decisions made by police officers after the initial decision to is made to stop a particular vehicle. It appears the greatest disparities revolve around searches of African-Americans and Latinos that are consent searches, as opposed to “probable cause” searches. He asked Major Durbin if OSP or the CAPE program has policies for troopers that restrict when they request consent to search. Major Durbin replied that they do not. Those decisions are made based on the practices and advice of District Attorneys on a county-by-county basis.
Mr. Fidanque also asked Major Durbin if there was a document that lists the criteria that CAPE troopers use as guidance regarding the criteria and actions they consider to identify drug couriers. Major Durbin replied that there is no single list of the criteria, but that he could provide the LECC with some sample materials that are used in training.

**Discussion of HB 2102 and Legislative Hearing**
Mr. Stafford informed the LECC that the Judiciary Committee views HB 2102 very positively. A hearing is scheduled for Friday, February 2, 2007 at 8:00 a.m. It was decided that Commissioner Jaramillo should testify at the hearing, and that Mr. Prins should also attend.

**LECC Budget**
Dr. Renauer reviewed the LECC budget. The committee agreed that there should be an amendment to HB 2102 allowing LECC members to be reimbursed for travel expenses.

Sheriff Ramirez moved that the LECC give Dr. Renauer authority to make small spending decisions (e.g. hiring consultants) with the requirement that he consult Justice Peterson beforehand. Chief Louie seconded and the committee unanimously approved the motion.

Justice Peterson asked Dr. Renauer to make a list of spending options for the LECC to vote on at their meeting in March of 2007.

**LECC Website**
The LECC decided to transfer website materials to a Portland State University website. However, an official LECC website will not be announced until the legislation passes.

**New LECC Members Discussion**
Chief Louie will be retiring this year. He will consult the Oregon Association Chiefs of Police (OACP) for their input on who should serve on the LECC as his replacement.

Lt. Col. Willeford will also be retiring this year. He will talk with the Superintendent of Oregon State Police (OSP) to arrange for an OSP representative to be appointed to the LECC.

**Data Review Subcommittee Update**
Because the Data Review Subcommittee chair, Dr. Chaiken, is out of the country until April of 2007, the subcommittee meeting was held over e-mail.

Dr. Renauer provided an overview of this “e-meeting.” The Data Review Subcommittee developed its plan for 2007 in conjunction with Portland State University Criminal Justice Policy Research Institute (CJPRI)’s application for contract funds under the NHTSA grant, as follows:

1. Provide technical assistance to five departments that have some kind of stop data and need help in analyzing it.

   3. Law Enforcement Contacts Policy and Data Review Committee (LECC)
Meeting Minutes – January 30, 2007
2. Contact all departments that responded to the LECC Oregon Law Enforcement Survey saying they were interested in collecting stop data and in obtaining assistance from the LECC in doing so. They will be asked if they wish to participate in development of a paper Scantron form for collecting stop data.

3. Add ten new departments to the group of departments that are collecting stop data. Assuming at least ten departments are interested in item two above, the subcommittee will want CIPRI to develop a paper Scantron form for collecting stop data, in cooperation with five to ten departments during 2007. (This goal was developed by the subcommittee)

4. Field a survey of Oregon residents with oversampling of minority groups that are most concerned about racial profiling.

5. Continue to acquire stop data from agencies that previously have been providing data to LECC, and attempt to acquire data from the Portland Police Bureau or continue to review their forthcoming reports.

**Technical Assistance Team**
The Technical Assistance Team met on January 3, 2007. Lt. Col. Willeford updated the LECC on their work (see Appendix A).

**Community Relations Subcommittee Update**
The LECC Community Relations Subcommittee met on January 3, 2007. A new workgroup made up of members of the subcommittee and Scenario Development Workgroup is going to begin to work on general training issues like the development of advanced training curriculum, the integration of the new scenarios into the new recruit curriculum, and bringing Simon Wiesenthal Training to Oregon.

Dr. Renauer informed the subcommittee that he, Mr. Prins and Lt. Col. Willeford met with John Minnis, Director of DPSST, on January 2, 2007. Mr. Minnis expressed much willingness to work with the LECC, especially in the capacity of assisting with the delivery of training. Mr. Minnis suggested that the LECC work with Rick Gardner of DPSST on the development of curriculum. Mr. Campbell suggested that the LECC should contact Doug Burch in order to request the assistance of Rick Gardner. Mr. Minnis also requested a short written description of the goals of the LECC and their partnership with DPSST. Dr. Renauer will provide this summary.

**Goals for 2007**
The LECC agreed that the goals listed in the LECC 2006 Annual Report are a good road map for the year.

**Schedule Future Meetings**
The LECC decided to schedule their future meetings by e-mail.

**Public Comments**

4 Law Enforcement Contacts Policy and Data Review Committee (LECC) Meeting Minutes – January 30, 2007
There were no public comments.

**Adjournment**  
The meeting was adjourned at 3:30 p.m.
Appendix A

LAW ENFORCEMENT CONTACTS COMMITTEE

Technical Assistance Team

Update

January 30, 2007

• Outreach to Corvallis Police Department and Marion County Sheriff’s Office
  ▪ Data analysis & reporting ~ Corvallis Police
  ▪ Data retrieval and analysis from multi-agency Computer Aided Dispatch (CAD) system ~ Marion County

• Have begun drafting written resource material related to the value of data collection and why it is important for Oregon law enforcement agencies
  ▪ Cites public perception trends from OASIS survey (2005)
  ▪ Ties into law enforcement agency accreditation
  ▪ Will include model policy
  ▪ Identifies the organizational and administrative benefits of data collection and analysis
  ▪ Will identify best practices for update training

• Have met with John Minnis regarding regional training support by Department of Public Safety Standards and Training (DPSST)
  ▪ DPSST will support regional training coordination & scheduling as needed

• Will be meeting with Corvallis Police to further discuss technical assistance
• Continue to work with Marion County Sheriff’s Office regarding stop data retrieval and analysis