Law Enforcement Contacts Policy and Data Review Committee (LECC)
MEETING MINUTES
November 3rd, 2010 1:00 p.m.
Department of Public Safety Standards and Training, Salem, Oregon

LECC Members Present
Justice Edwin Peterson, Chair, Distinguished Jurist in Residence, Willamette University
College of Law
Annabelle Jaramillo, Benton County Commissioner
Kevin Diaz, Attorney, American Civil Liberties Union of Oregon
David Fidanque, Executive Director, American Civil Liberties Union of Oregon
Suzy Isham, Department of Public Safety Standards and Training
Gary Boldizsar, Corvallis Police Department
Gilbert Carrasco, Professor of Law, Willamette University

LECC Subcommittee Members Present
Angie Hedrick, Salem Police Department

LECC Staff Present
Brian Renauer, Emma Covelli, Lauren Brown, Jonathan Dabney, and John Lehr,
Criminal Justice Policy Research Institute, Portland State University
Jan Chaiken, Consultant
Mike Stafford, LECC Staff

LECC Members Excused
Todd Anderson, Tillamook County Sheriff
Henry Reimann, Hillsboro Police Department
Scott Akins, Professor, Department of Sociology, Oregon State University

Guests
None

Welcome / Introductions
Justice Peterson welcomed everyone as Chair of this meeting.

Approve Agenda
The agenda was approved.

Approve Minutes of September 8, 2010
The committee amended the minutes to include a correction to the benchmark section.
Item 1) b. in the benchmarks section will now include the statement “a disparity of five or
more percent points is cause for more examination and concern.” In addition paragraph 1
on page 1 will now read: The above benchmarks were approved in concept with the
caveat that the discretionary search rate comparison be amended based on testing with
other agencies.
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Mr. Fidanque moved, Ms. Jaramillo seconded, and the committee unanimously approved the minutes of the LECC Full Committee meeting on September 8th, 2010 with the amendments.

**Data Review Subcommittee Update**
The LECC Data Review Subcommittee meeting was held this morning.

**Discussion of OSP Draft Report**

a. *Quality of Search Justification data added beginning May 2008*

New information has been included in this year’s draft report including a variable for the justification for a search. Dr. Chaiken raised concerns about the reliability of this variable due to some nonsensical and missing cases; it may be caused by a data extraction error. The committee requests the Oregon State Police follow-up with this new variable to clarify the questionable cases. *Action: Dr Chaiken and Major Durbin.*

b. *Two new data items to be added by beginning of 2011*

While looking at the issue of stop/search data collection points the committee decided it would be important to add “search for driver’s license” as one of the data codes. This data point is a recommendation for all police departments in Oregon. The data point would be able to examine the degree to which search disparities are connected to failure to present a license, which is a searchable violation. In order to examine this new data point the committee voted to recommend that the Oregon State Police create a new search code for searches conducted to find identification. *Mr. Fidanque moved, Chair Akins seconded and the committee unanimously approved this collection point.*

The committee voted to recommend all law agencies to add a category for searches carried out for failure to present a driver’s license. *Chair Akins moved, Major Durbin seconded and the committee unanimously approved this collection point.*

c. *Benchmarks for statewide statistics*

The committee discussed whether a 5% measure of disparity above a benchmark is appropriate for concluding that the disparity warrants further attention/concern. The committee agreed that the “5% rule” was appropriate for examining stop disparities using a race/ethnicity population benchmark. However, the committee does not recommend using the “5% rule” for the other recommended benchmarks – daytime/nighttime stop comparisons, and search disparity analysis – because these analyses typically entail smaller samples of cases and there is no established recommendation to do so in national research.

d. *Update on analysis of daytime/nighttime benchmark*

The data item of beat code was used to ascertain location of the Oregon State Police stops while civil twilight for the location and date (established by the US Naval Observatory) was used to determine whether stops were in daylight or at nighttime. Results did not show a greater proportion of minority stops in the daylight when race is more easily
visible. This variable will be revisited when driver’s state of residence is established.

*Action: Dr Chaiken and Dr. Renauer*

e. **Agreement not to pursue at this time other benchmarks for stops (collisions, stops initiated by radar)**
The committee determined they would not ask the Oregon State Police to collect data on traffic accidents because it would limit the crash data to only incidents with OSP response. For other traffic incidents, data would need to be collected from the Oregon Department of Motor Vehicles which does not include the driver’s race as a data point. Therefore the committee determined that there is no good reason to recommend the Oregon State Police to collect crash data. The committee also decided to not ask the Oregon State Police to collect data on stops initiated by radar. *Mr. Fidanque moved, Chair Akins seconded and the committee unanimously approved to not pursue these collection points.*

f. **Supplementary tabulations not in annual report**
Supplementary tabulations of data broken down by the four Oregon State Police regions will not be included in the annual report but may be distributed to the Oregon State Police for internal use.

*Benton County Follow-up*
The committee postponed discussion of the Benton County Presentation to the Full Committee Meeting.

2010 Annual Report
The committee agreed to include the OSP Traffic Stop Report and the Stop/Search Data Collection Presentation Report in the 2010 Annual Report, with the addition of a few minor changes. The committee postponed having a thorough discussion of possible changes to the Full Committee Meeting.

Community Relations Subcommittee Update
The LECC Community Relations Subcommittee meeting was held this morning.

*Update on Perspectives on Profiling Training*
a. **Update on Profiling Training**
The committee was updated on Tactical Ethics: Perspectives on Profiling trainings that have taken place since the July meeting and the schedule of upcoming presentations and trainings. Recent trainings included a presentation at the Animal Control Conference on September 17th, and a training on October 9th at the Metro Reserve Academy. A presentation is being prepared for the ACLU board members and staff, which will be presented on November 13th. A Tactical Ethics: Perspectives on Profiling training is scheduled in Junction City on December 8th.
Captain Isham is scheduling the regional trainings for 2011; the tentative dates and locations are listed below. Captain Isham will update the committee once dates and locations are confirmed. *Action: Cpt Isham*

- February 8: Medford
- February 9: Roseburg
- February 10: Eugene
- March 29: Gold Beach
- March 30: Reedsport
- March 31: Seaside
- April 19: Harney County
- April 20: Bend
- April 21: Prineville
- May 17: Ontario
- May 18: Boardman
- May 19: Hood River
- June 14: Portland area
- June 15: Salem
- June 16: Newberg

**b) Update on Curriculum Development for Follow-Up Trainings**

Trainer activities are currently focused on developing the follow up criteria, reviewing materials and discussing upcoming curriculum. Trainers are looking for new videos and literatures to include follow-up trainings.

**Perspectives on Profiling Follow-up Survey**

A pilot test of the follow-up survey was conducted with two agencies that previously completed the Perspectives on Profiling trainings. The pilot test was conducted either by email or in person at roll call and overall the feedback was good. Wording problems in the follow-up survey have been indentified and fixed. The committee is hoping for a 20% response rate and at the current time the approximately 90 feedback surveys returned from a total of 6 agencies appear positive overall. Follow-up surveys will continue to be distributed and examined. *Action: Dr. Renuaer, Ms. Covelli, Ms. Brown, and Mr. Dabney.*

**Community Relations Outreach Update**

Ms. Covelli and Mr. Dabney are currently gathering information for the community relations outreach booklet. They have conducted outreach with police departments and community leaders, and plan to have a rough draft in a few months. The intent is to create a resource for law enforcement agencies that are interested in starting or improving upon their minority community outreach efforts. Efforts will be made to make the booklet accessible to every police department in the state. *Action: Ms. Covelli and Mr. Dabney.*

**2010 Annual Report**

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A few revisions were suggested to the Annual Report. The report should include the total number of Oregon law enforcement officers (1138) who the LECC has trained on Perspectives in Profiling. The committee decided to individually submit revisions to Dr. Renuer and Ms. Covelli. *Action: Full Committee*

**2010 Annual Report**

The Annual Report was discussed and a timeline for revisions was agreed upon. A one-page summary will be placed at the beginning of the report as well as title pages at the start of each section. The following timeline will be used for revisions and circulation of the Annual Report:

- 11/10/10 – Submit comments to Dr. Renauer
- 11/19/10 – Dr. Renauer re-circulates draft
- 11/23/10 – Submit final comments to Dr. Renauer
- 12/1/10 – Final report delivered

The final report will be delivered to the heads of the judiciary committee, the speaker of the house and president of the senate, governor, governor-elect, all legislators, and all members of the LECC Committee.

**Future Funding Subcommittee Update**

The future funding subcommittee updated the committee that there was currently no new information on funding.

**Other Business / Open Comments**

There was no other business.

**Public Comments**

There were no public comments.

**Adjournment**

The meeting was adjourned at 2:12p.m.

Further information on the LECC is available at: http://www.cjpri.ccj.pdx.edu/LECC/index.php