

MALHEUR COUNTY

Police Officer Deadly Physical Force Plan

1. The membership of the deadly physical force planning authority (DPFPA) consists of:
 - a. The Malheur County District Attorney who serves as Co-Chair
 - i. Presently Dan Norris
 - b. The Malheur County Sheriff who serves as Co-Chair
 - i. Presently Andrew Bentz
 - c. A non-management police officer nominated by the police unions representing police officers in Malheur County and appointed by the Co-Chairs¹
 - i. Each Union representing Police Officers in Malheur County shall nominate at least one non-management police officer to serve on the DPFPA.
 - ii. The Co-Chairs shall appoint one of the nominated police officers to serve on the DPFPA until resignation or replacement by the Co-Chairs.
 - iii. The Non Management Police Officer is entitled to compensation as set forth in Senate Bill 111 (2007)
 1. Presently Greg Bakken
 - d. A police Chief selected by the Chief's of police serving jurisdictions located within Malheur County Oregon
 - i. Presently Nyssa Police Chief Lenny Elfring
 - e. A public representative appointed by the Co-Chairs
 - i. Presently Hector Navarrete
 - f. A representative of the Oregon State Police selected by the Oregon State Police Superintendent
 - i. Presently Lt. Rich Pileggi
2. Education Outreach and training regarding the use of Deadly Physical Force by a Police Officer. Each member agency shall insure that their police officers have sufficient educational opportunities and training to comply with this agreement, and their own agencies use of force guidelines. Each agency shall have a copy of this agreement and their own use of deadly force policy available for public inspection and outreach. Agencies are encouraged to disseminate and discuss the plan in the media and public forums.
 - a. Each law enforcement agency in Malheur County Oregon must submit their policy regarding the use of deadly physical force by that law enforcement agency's police Officers to the Co-Chairs within two weeks of the approval of this plan.
 - i. The policy must contain guidelines for the use of deadly physical force.

¹ A police Officer means someone who is a Police Officer or a reserve Officer as defined in ORS 181.610

one investigator must be from an agency not employing the police officer involved in the use of deadly incident.

6. The District attorney shall submit all police officer use of deadly force cases to the grand jury to resolve issues of potential criminal responsibility.
7. The agency employing a peace officer that uses deadly force shall be responsible for collecting, and promptly submitting the following information to the Oregon Department of Justice:
 - a. The name, gender, race, ethnicity, and age of the decedent;
 - b. The date, time and location of the incident; and
 - c. A brief description of the circumstances surrounding the incident.